

HAYS COUNTY COMMISSIONERS' COURT MINUTES



NOVEMBER 22, 2022

STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 22nd DAY OF NOVEMBER 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
ROXANNE RODRIGUEZ

COUNTY JUDGE
COMMISSIONER, PCT. 1
COMMISSIONER, PCT. 2
COMMISSIONER, PCT. 3
COMMISSIONER, PCT. 4
CHIEF DEPUTY CLERK

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

THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Jim Davis, Grace Bible Church 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

Harvey Jenkins made a public comment regarding a statement received from the Hays County Appraisal District. Sam Benavides made a public comment thanking the court for the public defender's office and to show support of a public defender's office. Elle Cross made a public comment thanking the court for the public defender's office. Amy Kamp made a public comment thanking the court for the public defender's office. Nicola Ladkin, coordinator of Captive Hays, thanked the court for a program that will assist cats in Hays County. Erica Galian made a public comment in support of a public defender's office. Pastor Jessica Cane made a public comment in support of the public defender's office. Rodrigo Amaya made a public comment in support of the public defender's office and the election results, and explained his concerns with Constable Precinct 1. Dan Lyon made a public comment about the private prison and taxes owed on his property. Roxanne Rodriguez, Chief Deputy, read aloud emailed public comments from the following: Jimmie Kitchen, former Hays County employee, about the lack of a cost of living raise increase since 2013; and Sam Brannon regarding partial manual counts and election integrity. Commissioner Smith took the opportunity to congratulate the Dripping Springs High School Volleyball team for winning the 6A State Championship and wished the Tigers good luck in the playoffs this week.

Recognition and appreciation of Jennifer Scott, Executive Assistant of Precinct 2 Commissioner Jones, and her years of service to Hays County.

Commissioner Jones recognized Jennifer Scott and thanked her for everything she has done the past 12 years. Tammy Crumley, Countywide Operations, thanked Jennifer Scott. Jennifer Doinhoff, Elections Administrator, thanked Jennifer Scott. Lauren Chernow, former Communications Manager, thanked Jennifer Scott. Mike Jones, Emergency Services, thanked Jennifer Scott. Marcus Pacheco, Director of Development Services, thanked Jennifer Scott. Carrie Jones thanked Jennifer Scott. Commissioners Ingalsbe, Shell and Smith thanked Jennifer Scott.

Presentation and update regarding the Limited Tax Bonds, Series 2022 bond sale from Hays County's Financial Advisor Dan Wegmiller with Specialized Public Finance, Inc. (SPFI).

Dan Wegmiller reviewed a handout given to the court that summarized what occurred during the transaction when applying for bond ratings. He stated the County's rate has upgraded to AA+. We also received a high number of bids which reflects our credit quality. Commissioner Shell and Commissioner Ingalsbe thanked Wegmiller and the Auditor's office for their work. Commissioner Jones clarified that we will not get below 4%. Dan Lyon made a public comment regarding the credit quality of Hays County and the debt owed. No action taken.

38262 Approve payments of County invoices.

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

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

38263 Approve the payment of Juror checks.

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

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

38264 Approve the payment of United Healthcare claims.

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

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

38265 Approve Commissioners Court Minutes of November 15, 2022.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to approve Commissioners Court Minutes of November 15, 2022.

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

38266 Approve the payment of the November 30, 2022 payroll disbursements in an amount not to exceed \$4,775,000.00 effective November 30, 2022 and post totals for wages, withholdings, deductions and benefits on the Hays County website once finalized.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to approve the payment of the November 30, 2022 payroll disbursements in an amount not to exceed \$4,775,000.00 effective November 30, 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

38267 Approve the reappointment of Commissioner Lon Shell to the Tax Increment Reinvestment Zone (TIRZ) Number 5 (Downtown) Board of Directors for a two-year term expiring on December 31, 2024.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to approve the reappointment of Commissioner Lon Shell to the Tax Increment Reinvestment Zone (TIRZ) Number 5 (Downtown) Board of Directors for a two-year term expiring on December 31, 2024.

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

Clerk's Note Agenda Item #G-7 RE: Approve the reappointment of Joshua Harper and Stacey Morgan to the Board of Emergency Services District #2, a two year term ending December 31, 2024. - WAS PULLED.

Clerk's Note Agenda Item #G-8 RE: Approve the reappointment of Scott Stevens, Jim Weatherford and Paul Kaskie to the Board of Emergency Services District #8, a two year term ending December 31, 2024. - WAS PULLED.

Clerk's Note Agenda Item #G-9 RE: Approve the reappointment of Dennis Lane and Robert Luddy to the Board of Emergency Services District #1, a two year term ending December 31, 2024. - WAS PULLED.

Clerk's Note Agenda Item #G-10 RE: *Approve the reappointment of Jennifer Rodriguez and Kenneth Eshelman to the Board of Emergency Services District #6, a two year term ending December 31, 2024. - WAS PULLED.*

Clerk's Note Agenda Item #G-11 RE: *Approve the reappointment of Eric Holen and Susan Meckel to the Board of Emergency Services District #5, a two-year term ending December 31, 2024. - WAS PULLED.*

38268 Amend the Transportation Department's operating budget for increased cost related to vehicles approved during the FY23 budget process.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to amend the Transportation Department's operating budget for increased cost related to vehicles approved during the FY23 budget process.

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

38269 Authorize the Office of Emergency Services to accept and utilize insurance proceeds for Water & Earth Technologies to repair Low Water Crossing equipment located at Fitzhugh Road (CR 101) at Fitzhugh Creek.; 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 Smith, seconded by Commissioner Shell to authorize the Office of Emergency Services to accept and utilize insurance proceeds for Water & Earth Technologies to repair Low Water Crossing equipment located at Fitzhugh Road (CR 101) at Fitzhugh Creek.; authorize a discretionary exemption pursuant to Texas Local Government Code, Ch. 262.024(a)(7)(D) and amend the budget accordingly.

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

38270 Authorize the Commissioner Pct. 2 to utilize community program expense funds for community event stickers valued at \$176.40 for the Constable Precinct 5 Office.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the Commissioner Pct. 2 to utilize community program expense funds for community event stickers valued at \$176.40 for the Constable Precinct 5 Office.

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

Clerk's Note Agenda Item #G-15 RE: *Authorize the submission of a grant application to the Federal Emergency Management Agency (FEMA) Building Infrastructure and Communities (BRIC) program in the amount of \$20,000 for Arc GIS Safety Indoor Mapping. - WAS PULLED.*

38271 Approve the reappointment of Susan Kimball and Walt Smith to the board of directors for the Dripping Springs Tax Incremental Reinvestment Zones No. 1 and No. 2, two year term ending December 31, 2024.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to approve the reappointment of Susan Kimball and Walt Smith to the board of directors for the Dripping Springs Tax Incremental Reinvestment Zones No. 1 and No. 2, two year term ending December 31, 2024

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

38272 Authorize the submission of a grant application to the Federal Emergency Management Agency (FEMA) Building Resilient Infrastructure and Communities (BRIC) program in the amount of \$68,748.00 for low water crossing barriers.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the submission of a grant application to the Federal Emergency Management Agency (FEMA) Building Resilient Infrastructure and Communities (BRIC) program in the amount of \$68,748.00 for low water crossing barriers.

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

38273 Authorize the submission of a grant application to the Texas Veterans Commission, Veterans County Service Officer program in the amount of \$150,000.00.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the submission of a grant application to the Texas Veterans Commission, Veterans County Service Officer program in the amount of \$150,000.00.

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

38274 Authorize execution of an Amended Interlocal Agreement regarding the Dripping Springs Tax Increment Reinvestment Zone Number One and Tax Increment Reinvestment Zone Number Two.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize execution of an Amended Interlocal Agreement regarding the Dripping Springs Tax Increment Reinvestment Zone Number One and Tax Increment Reinvestment Zone Number Two.

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

38275 Authorize the Sheriff's Office to procure a credit card in an amount not to exceed \$5,000.00 from the County depository bank.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the Sheriff's Office to procure a credit card in an amount not to exceed \$5,000.00 from the County depository bank.

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

38276 Authorize the purchase of items from BJ's Tees valued at \$1,274.94 for the continuing education safety program for the Transportation Department.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the purchase of items from BJ's Tees valued at \$1,274.94 for the continuing education safety program for the Transportation Department.

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

38277 Amend the Sheriff's Drug Forfeiture Fund for the purchase of additional vehicle equipment for a K-9 Unit valued at \$7,258.00.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to amend the Sheriff's Drug Forfeiture Fund for the purchase of additional vehicle equipment for a K-9 Unit valued at \$7,258.00.

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

38278 Authorize the Sheriff's Office to accept a \$500.00 donation from Bethany Lutheran Church and amend the budget accordingly.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the Sheriff's Office to accept a \$500.00 donation from Bethany Lutheran Church and amend the budget accordingly.

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

38279 Approve out of state travel for Deputy Stefan Haltermann and Deputy Christopher Adams to attend the Explosive Handlers and Breaching Course on February 6-10, 2023 in Byhalia, Mississippi.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to approve out of state travel for Deputy Stefan Haltermann and Deputy Christopher Adams to attend the Explosive Handlers and Breaching Course on February 6-10, 2023 in Byhalia, Mississippi.

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

38280 Authorize the execution of Amendment No. 7 to the Department of State Health Services (DSHS), Public Health Emergency Preparedness grant.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the execution of Amendment No. 7 to the Department of State Health Services (DSHS), Public Health Emergency Preparedness grant.

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

38281 Approve specifications for RFP 2023-P01 Traffic Signal Maintenance and authorize Purchasing to solicit for bids and advertise.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to approve specifications for RFP 2023-P01 Traffic Signal Maintenance and authorize Purchasing to solicit for bids and advertise.

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

38282 Accept a proposal from CT Electric to repair and/or replace all parking lot lights at the new Elections/IT Building located at 120 Stagecoach Trail in the amount of \$5,825.00.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to accept a proposal from CT Electric to repair and/or replace all parking lot lights at the new Elections/IT Building located at 120 Stagecoach Trail in the amount of \$5,825.00.

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

38283 Approve specifications for IFB 2023-B07 Precinct 2 Office - Parking Lot Expansion and authorize Purchasing to solicit for bids and advertise.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to approve specifications for IFB 2023-B07 Precinct 2 Office - Parking Lot Expansion and authorize Purchasing to solicit for bids and advertise.

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

38284 Approve and execute the Sheriff's Office Equitable Sharing and Agreement Certification in accordance with the statutes and guidelines that govern the Federal Equitable Sharing Program.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to approve and execute the Sheriff's Office Equitable Sharing and Agreement Certification in accordance with the statutes and guidelines that govern the Federal Equitable Sharing Program.

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

38285 Authorize the County Auditor to process necessary expenditures related to incoming Elected Officials following Texas Local Government Code and Hays County Policies & Procedures.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the County Auditor to process necessary expenditures related to incoming Elected Officials following Texas Local Government Code and Hays County Policies & Procedures.

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

38286 Authorize the Information Technology Department to purchase one new Dell Latitude 5530 Laptop valued at \$1,370.97 for the Justice of the Peace, Pct. 2 Office utilizing the JP Technology Fund and amend the budget accordingly.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the Information Technology Department to purchase one new Dell Latitude 5530 Laptop valued at \$1,370.97 for the Justice of the Peace, Pct. 2 Office utilizing the JP Technology Fund and amend the budget accordingly.

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

38287 Approve out of state travel for Development Manager, Michael Berlad, to attend the MyGovernmentOnline National Conference on December 13th - December 15th 2022 in New Orleans, Louisiana.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to approve out of state travel for Development Manager, Michael Berlad, to attend the MyGovernmentOnline National Conference on December 13th - December 15th 2022 in New Orleans, Louisiana.

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

38288 Authorize the purchase of additional Christmas Lights for the Historic Courthouse grounds not to exceed \$5,000.00 and amend the budget accordingly.

Dan Lyon made a public comment regarding the high costs of Christmas lights. He asked if we could potentially have the lights donated and volunteers to help put up the lights.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the purchase of additional Christmas Lights for the Historic Courthouse grounds not to exceed \$5,000.00 and amend the budget accordingly.

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

38289 Authorize the County Judge to execute an Amended and Restated Development Agreement between Hays County and Half-Ton, LLC, originally approved by the Hays County Commissioners Court on July 13, 2021.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the County Judge to execute an Amended and Restated Development Agreement between Hays County and Half-Ton, LLC, originally approved by the Hays County Commissioners Court on July 13, 2021.

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

38290 Authorize the Information Technology Department to accept one UltraSharp 34" Curved USB-C Hub Monitor from Dell Technologies as part of their Seed Program and amend the budget accordingly.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the Information Technology Department to accept one UltraSharp 34" Curved USB-C Hub Monitor from Dell Technologies as part of their Seed Program and amend the budget accordingly.

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

38291 Discussion and possible action to authorize the County Judge to execute a Professional Services Agreement between Hays County and BGE, Inc. to perform a corridor study regarding the possible extension of William Pettus Road from Hwy. 21 west to FM 110 in Precinct 1.

Harvey Jenkins, Rodrigo Amaya and Dan Lyon made public comments against the cost of this study. Commissioner Ingalsbe gave clarification on the study and what is involved. Commissioner Jones stated CAMPO has already funded the study from William Pettus Road to 130 and this scope of work will get the project "shovel ready". Jerry Borcharding, Director of Transportation, spoke on the item and stated BGE was the best company for continuity through an RFQ process. Erin Gonzales, Director of Transportation with BGE, spoke on the selection by Caldwell County and CAMPO. Gonzales gave additional information regarding the project and stated this gets the project through schematics.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to execute a Professional Services Agreement between Hays County and BGE, Inc. to perform a corridor study regarding the possible extension of William Pettus Road from Hwy. 21 west to FM 110 in Precinct 1.

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

38292 Discussion and possible action to authorize the County Judge to execute a Contract Amendment No. 3 in the amount of \$31,000.00 to the Professional Services Agreement between Hays County and Doucet & Associates, Inc. for design services on the Old Bastrop Road project in Precinct 1, as part of the Hays County Road Bond Program; authorize a discretionary exemption pursuant to Texas Local Government Code Ch. 262.024(a)(4).

Harvey Jenkins asked the court for clarification on this item. Commissioner Ingalsbe stated this is for planned modification of two new roadways accommodating an RV park that were not previously planned for.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to execute a Contract Amendment No. 3 in the amount of \$31,000.00 to the Professional Services Agreement between Hays County and Doucet & Associates, Inc. for design services on the Old Bastrop Road project in Precinct 1, as part of the Hays County Road Bond Program; authorize 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

38293 Discussion and possible action to authorize the County Judge to execute a Professional Services Agreement between Hays County and Halff Associates, Inc. to provide right-of-way acquisition services for the RM 12 safety improvements near the intersection of Skyline Drive in Precinct 3.

A motion was made by Commissioner Shell, seconded by Commissioner Smith to authorize the County Judge to execute a Professional Services Agreement between Hays County and Halff Associates, Inc. to provide right-of-way acquisition services for the RM 12 safety improvements near the intersection of Skyline Drive in Precinct 3.

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

38294 Discussion and possible action to authorize the County Judge to execute an Interlocal Agreement between Hays County and the City of Buda relating to the County's RM 967 rehabilitation project between South Main Street near the Union Pacific Railroad Crossing and the I-35 Southbound Frontage Road and amend the budget accordingly.

A motion was made by Commissioner Smith, seconded by Commissioner Jones to authorize the County Judge to execute an Interlocal Agreement between Hays County and the City of Buda relating to the County's RM 967 rehabilitation project between South Main Street near the Union Pacific Railroad Crossing and the I-35 Southbound Frontage Road and amend the budget accordingly.

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

38295 Discussion and possible action to authorize the County Judge to execute a Utility Reimbursement Agreement in the amount of \$650,918.29 in eligible reimbursement costs with Guadalupe-Blanco River Authority for utility relocations on the widening of FM 621 project in Precinct 1, as part of the Hays County Road Bond Program.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to execute a Utility Reimbursement Agreement in the amount of \$650,918.29 in eligible reimbursement costs with Guadalupe-Blanco River Authority for utility relocations on the widening of FM 621 project in Precinct 1, as part of the Hays County Road Bond Program.

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

38296 Discussion and possible action to call for a public hearing on December 6, 2022 to establish a 3-way stop location on High Mesa Drive at the intersection with Cowpoke Circle in the Cedar Oaks Mesa subdivision.

A motion was made by Commissioner Shell, seconded by Commissioner Smith to call for a public hearing on December 6, 2022 to establish a 3-way stop location on High Mesa Drive at the intersection with Cowpoke Circle in the Cedar Oaks Mesa subdivision.

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

38297 Discussion and possible action to select Raba-Kistner, Inc. to provide CE&I (Construction, Engineering, & Inspection) services for the FM110 Grading Project.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to select Raba-Kistner, Inc. to provide CE&I (Construction, Engineering, & Inspection) services for the FM110 Grading Project.

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

38298 Discussion and possible action to call for a public hearing on December 6, 2022 to establish a 3-way stop location on Longbow Lane at the intersection with Indian Princess in the Woodcreek North subdivision.

A motion was made by Commissioner Shell, seconded by Commissioner Jones to call for a public hearing on December 6, 2022 to establish a 3-way stop location on Longbow Lane at the intersection with Indian Princess in the Woodcreek North subdivision.

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

38299 Discussion and possible action to call for a public hearing on December 6, 2022 to establish a "No Parking" zone along the west side (school side) of Sunbright Blvd. between Vista Gardens Drive and the entrance-only drive for Sunfield Elementary School.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to call for a public hearing on December 6, 2022 to establish a "No Parking" zone along the west side (school side) of Sunbright Blvd. between Vista Gardens Drive and the entrance-only drive for Sunfield Elementary School.

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

38300 Discussion and possible action to consider the acceptance of road construction & surface drainage improvements, release of the subdivision bond #SUR0074087 in the amount of \$1,465,590.88, and acceptance of the 2-year maintenance bond #258323Y in the amount of \$243,560.78 for Hymeadow subd., Section 3, Phase 3.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones for acceptance of road construction & surface drainage improvements, release of the subdivision bond #SUR0074087 in the amount of \$1,465,590.88, and acceptance of the 2-year maintenance bond #258323Y in the amount of \$243,560.78 for Hymeadow subd., Section 3, Phase 3.

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

38301 Discussion and possible action to accept the maintenance bond rider extensions from DNT Construction until May 7, 2023 for Sunfield subd: Phase 2, Section 8 - bond #1060750 in the amount of \$188,961.00, Phase 2, Section 11 - bond #1060751 in the amount of \$231,755.6, 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; and until May 8, 2023 for Sunfield subd: Phase 2, Section 12 - bond #PB03016800417M in the amount of \$90,377.95.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to accept maintenance bond rider extensions from DNT Construction until May 7, 2023 for Sunfield subd: Phase 2, Section 8 - bond #1060750 in the amount of \$188,961.00, Phase 2, Section 11 - bond #1060751 in the amount of \$231,755.6, 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; and until May 8, 2023 for Sunfield subd: Phase 2, Section 12 - bond #PB03016800417M in the amount of \$90,377.95.

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

38302 PLN-1917-PC; Call for a Public Hearing on December 6th 2022, followed by discussion and possible action regarding the Rolling Oaks, Section 3, Lot 4A, Replat.

A motion was made by Commissioner Shell, seconded by Commissioner Jones to call for a Public Hearing on December 6th 2022, followed by discussion and possible action regarding the Rolling Oaks, Section 3, Lot 4A, Replat.

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

38303 PLN-2061-NP Prairie Lakes Subdivision, Phases 3-6, Preliminary Plan. Discussion and possible action to approve the preliminary plan.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve the preliminary plan of PLN-2061-NP Prairie Lakes Subdivision, Phases 3-6.

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

38304 Discussion and possible action to authorize the County Judge to execute the Hays County American Rescue Plan Recovery Grant Agreement between Hays County and Wimberley Education Foundation regarding recovery assistance for direct or indirect impacts of COVID-19 and amend the budget accordingly.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the County Judge to execute the Hays County American Rescue Plan Recovery Grant Agreement between Hays County and Wimberley Education Foundation regarding recovery assistance for direct or indirect impacts of COVID-19 and amend the budget accordingly.

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

38305 Discussion and possible action to authorize the County Judge to execute the Hays County American Rescue Plan Recovery Grant Agreement between Hays County and Hill Country Rally for Kids regarding recovery assistance for direct or indirect impacts of COVID-19 and amend the budget accordingly.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the County Judge to execute the Hays County American Rescue Plan Recovery Grant Agreement between Hays County and Hill Country Rally for Kids regarding recovery assistance for direct or indirect impacts of COVID-19 and amend the budget accordingly.

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

38306 Discussion and possible action to authorize the County Judge to execute the Hays County American Rescue Plan Recovery Grant Agreement between Hays County and Dripping Springs Education Foundation regarding recovery assistance for direct or indirect impacts of COVID-19 and amend the budget accordingly.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the County Judge to execute the Hays County American Rescue Plan Recovery Grant Agreement between Hays County and Dripping Springs Education Foundation regarding recovery assistance for direct or indirect impacts of COVID-19 and amend the budget accordingly.

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

38307 Discussion and possible action to authorize the County Judge to execute the Hays County American Rescue Plan Recovery Grant Agreement between Hays County and Burke Center for Youth regarding recovery assistance for direct or indirect impacts of COVID-19 and amend the budget accordingly.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the County Judge to execute the Hays County American Rescue Plan Recovery Grant Agreement between Hays County and Burke Center for Youth regarding recovery assistance for direct or indirect impacts of COVID-19 and amend the budget accordingly.

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

38308 Discussion and possible action to authorize the County Judge to execute the Hays County American Rescue Plan Recovery Grant Agreement between Hays County and Kyle Area Senior Zone (KASZ) regarding recovery assistance for direct or indirect impacts of COVID-19 and amend the budget accordingly.

Betty Conley, President of KASZ, and Ellen Ermis, Communications Coordinator of KASZ, thanked the court for their support.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to execute the Hays County American Rescue Plan Recovery Grant Agreement between Hays County and Kyle Area Senior Zone (KASZ) regarding recovery assistance for direct or indirect impacts of COVID-19 and amend the budget accordingly.

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

38309 Discussion and possible action on a recommended interim community cat management policy to move toward the recommendations of the completed feasibility study conducted by national experts, Team Shelter USA.

Jordan Powell, Assistant General Counsel, reviewed the policy draft and recommended edits provided by Shari Boyett. Shari Boyett, Animal Advocate Advisor & Community Liaison, made her recommendations on the policy.

A motion was made by Judge Becerra, seconded by Commissioner Ingalsbe to accept a recommended interim community cat management policy to move toward the recommendations of the completed feasibility study conducted by national experts, Team Shelter USA with the edits.

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

38310 Discussion and possible action to authorize the County Judge to execute a Professional Service Agreement in the amount of \$45,000.00 related to RFP 2022-P11 Community Health Assessment between Hays County and Initium Health and amend the budget accordingly.

Vickie Dorsett, Budget Officer, requested the court add to amend the budget accordingly. Tammy Crumley, Director of Countywide Operations, stated the County only received one bid but feels they are a good company. They will be assessing a Community Health assessment including Mental Health resources.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the County Judge to execute a Professional Service Agreement in the amount of \$45,000.00 related to RFP 2022-P11 Community Health Assessment between Hays County and Initium Health and amend the budget accordingly.

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

38311 Approve renewal of IFB 2021-B12 Countywide Dumpsters with Waste Connections Lone Star, Inc.

A motion was made by Commissioner Jones, seconded by Commissioner Shell to approve renewal of IFB 2021-B12 Countywide Dumpsters with Waste Connections Lone Star, Inc.

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

38312 Discussion and possible action to authorize a salary exception at the 50th percentile for the Bookkeeper, slot 0450-001 in the Courts Division at the Hays County Clerk's Office effective December 1, 2022.

Shari Miller, Director of Human Resources, spoke on the qualifications of the applicant and gave her recommendations. Commissioner Smith asked about the status of the salary study and if an increase was likely once the findings were released. Roxanne Rodriguez, Chief Deputy Clerk, gave clarification on the item. Judge Becerra stated he supports this increase.

A motion was made by Judge Becerra, seconded by Commissioner Shell to authorize a salary exception at the 50th percentile for the Bookkeeper, slot 0450-001 in the Courts Division at the Hays County Clerk's Office effective December 1, 2022.

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

38313 Discussion and possible action to consider the release of the performance and payment bond (101147623) in the amount of \$59,627.01 for IFB 2020-B01 Hays Multilayer Well.

A motion was made by Commissioner Shell, seconded by Commissioner Smith to release the performance and payment bond (101147623) in the amount of \$59,627.01 for IFB 2020-B01 Hays Multilayer Well.

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

38314 Discussion and possible action to award contract RFP 2022-P12 Pet Resource Center - Project Coordinator to Austin Pets Alive and authorize staff and General Counsel to negotiate a contract.

A motion was made by Commissioner Shell, seconded by Commissioner Ingalsbe to award contract RFP 2022-P12 Pet Resource Center - Project Coordinator to Austin Pets Alive and authorize staff and General Counsel to negotiate a contract.

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

38315 Discussion and possible action to authorize the Information Technology Director to execute equipment quotes for ordering new or replacement Polycom Desk Phones through 8x8, Inc., the County's phone vendor.

Jeff McGill, Director of Information Technology, gave clarification on the item.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the Information Technology Director to execute equipment quotes for ordering new or replacement Polycom Desk Phones through 8x8, Inc., the County's phone vendor.

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

38316 Discussion and possible action to authorize the County Judge to execute an agreement between Hays County and Neighborhood Defender Service, Inc regarding the operation of the public defenders' office in Hays County.

Cyrus Gray III made a public comment on the shortcomings of the Hays County jail system. He thanked the court for signing this contract. Shannon Fitzpatrick gave thanks for this item. Commissioner Shell stated the draft is in the back-up and that there were two bids received. Commissioner Ingalsbe spoke on the item and thanked the community advocates that helped her better understand as well as the other departments involved. Commissioner Smith stated he supports this item.

A motion was made by Commissioner Shell, seconded by Commissioner Ingalsbe to authorize the County Judge to execute an agreement between Hays County and Neighborhood Defender Service, Inc regarding the operation of the public defenders' office in Hays County.

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

Clerk's Note: Executive Session began at 12:00 p.m. and resumed back into open court at 1:08 p.m.

38317 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.

A motion was made by Commissioner Jones, seconded by Commissioner Shell to authorize the County Judge to execute an interlocal agreement between Hays County and the City of Buda, related to multiple projects to be utilized for parkland purposes by the City of Buda, as discussed and presented in Executive Session and amend the budget accordingly to come from the Park Bonds Fund.

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

A motion was made by Commissioner Shell, seconded by Commissioner Jones to authorize County Judge to execute an Interlocal Agreement between Hays County and the City of wood Creek related to improvements to be utilized for parkland purposes within the city of Woodcreek, as discussed and presented in Executive Session and amend the budget to fund the project costs of \$200,000 from the parks and open space bond funds.

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

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 located at 101 Thermon Drive, San Marcos. Possible discussion and/or action may follow in open court.

No action taken.

Executive Session pursuant to 551.071 of the Texas Government Code: consultation with counsel regarding the County's Reinvestment Zone Policy; and regarding Tax Increment Reinvestment Zone (TIRZ) #2 in Kyle. Possible action may follow in open court.

No action taken.

38318 Executive Session pursuant to Sections 551.071 and 551.074 of the Texas Government Code deliberation regarding employment and duties of the Administrative position within the Hays County Commissioner Precinct 2 Office. Possible discussion and/or action may follow in open court.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the Commissioner Precinct 2 office to double fill the Executive Assistant position slot 0277-003 for the month of December, 2022 and assignment of additional equipment needed for the training purposes.

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

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 located at 2400 N IH 35, San Marcos. Possible discussion and/or action may follow in open court.

No action taken.

38319 Executive Session pursuant to Sections 551.071 and 551.074 of the Texas Government Code deliberation regarding employment and duties of for all positions funded for the Pre-trial Services Department. Possible discussion and/or action may follow in open court.

A motion was made by Commissioner Shell, seconded by Commissioner Ingalsbe to authorize a salary exception up to the 75th percentile for the Pretrial Services Director effective upon date of hiring utilizing ARPA Funding.

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

Clerk's Note Agenda Item #M-1 RE: *Discussion and possible action related to the burn ban.* - **WAS PULLED**

Clerk's Note Agenda Item #M-2 RE: *Discussion related to the Hays County inmate population, to include current population counts and costs.* - **WAS PULLED**

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 1:10 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 NOVEMBER 22, 2022.




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

