

HAYS COUNTY COMMISSIONERS' COURT MINUTES



MARCH 28, 2023

STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 28th DAY OF MARCH A.D., 2023, THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, MET IN REGULAR MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:

RUBEN BECERRA	COUNTY JUDGE
DEBBIE GONZALES INGALSBE	COMMISSIONER, PCT. 1
MICHELLE COHEN	COMMISSIONER, PCT. 2
LON A. SHELL	COMMISSIONER, PCT. 3
WALT SMITH	COMMISSIONER, PCT. 4
ELAINE H. CÁRDENAS	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 Chad Chaddick, First Baptist 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

Dan Lyon made a public comment concerning County spending and requests for American Rescue Plan Act funds. Rodrigo Amaya made a public comment concerning the County's contracts with McCreary, Veselka, Bragg & Allen. Enrique Ospina made a public comment concerning election integrity.

Honor Diana Gil for 25 years of service to Hays County in the Tax Office.

Jennifer O'Kane, Hays County Tax Assessor-Collector, recognized Diana Gil for her service to the County and its residents.

38746 Adopt a Proclamation recognizing the week of April 3, 2023, as National Public Health Week for Hays County.

Commissioner Ingalsbe thanked the Hays County Local Health Department (HCLHD) employees for their work. Matthew Gonzales, Health Equity and Community Engagement Program Manager with the HCLHD, spoke about the importance of public health in a rapidly growing area. Tammy Crumley, Director of Countywide Operations, recognized the HCLHD employees, including Margie Rodriguez for her 30 years of service. Commissioner Smith thanked the employees for their work.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to adopt a Proclamation recognizing the week of April 3, 2023, as National Public Health Week for Hays County.

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

5 - 0 Passed - Unanimously

38747 Adopt a Proclamation recognizing April 6, 2023 as Tejano Day.

Dan Lyon made a public comment recognizing Roy Benavidez for his service in Vietnam. Anita Collins, Office of the Hays County Judge, invited the public to a Tejano Day celebration at the State Capitol in Austin on April 6th. Samuel Guzman, Chairman of the Texas Association of Mexican American Chambers of Commerce, thanked the Court for the Proclamation and spoke about the importance of the Spanish language.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to adopt a Proclamation recognizing April 6, 2023 as Tejano Day.



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

5 - 0 Passed - Unanimously

Presentation by Ardurra regarding use of American Rescue Plan Act (ARPA) funds for the Tommy Dodd Memorial Buyers Group.

Eric Boehning, Senior Project Manager with Ardurra, spoke about the impact the COVID pandemic had on the organization and presented a plan to allocate ARPA funds to them. Commissioner Smith spoke about the organization's mission.

38748 Approve payments of County invoices.

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

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

5 - 0 Passed - Unanimously

38749 Approve the payment of Juror checks.

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

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

5 - 0 Passed - Unanimously

38750 Approve the payment of United Healthcare claims.

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

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

5 - 0 Passed - Unanimously

38751 Approve Commissioners Court Minutes of February 28, 2023 and March 14, 2023.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to approve Commissioners Court Minutes of February 28, 2023 and March 14, 2023.

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

5 - 0 Passed - Unanimously

38752 Approve the payment of the March 31, 2023 payroll disbursements in an amount not to exceed \$4,500,000.00 effective March 31, 2023 and post totals for wages, withholdings, deductions and benefits on the Hays County website once finalized.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to approve the payment of the March 31, 2023 payroll disbursements in an amount not to exceed \$4,500,000.00 effective March 31, 2023 and post totals for wages, withholdings, deductions and benefits on the Hays County website once finalized.

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

5 - 0 Passed - Unanimously

Clerk's Note Agenda Item #G-6 RE: *Authorize Building Maintenance to purchase and install two new Herman Miller cubicle spaces valued at \$13,354.01 for the Development Services Office. - WAS PULLED.*

38753 Authorize Building Maintenance to replace the 12.5 ton HVAC rooftop unit #3 (RTU-3) at the Hays County Courthouse in the amount of \$29,476.64 and amend the budget accordingly.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize Building Maintenance to replace the 12.5 ton HVAC rooftop unit #3 (RTU-3) at the Hays County Courthouse in the amount of \$29,476.64 and amend the budget accordingly.



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

5 - 0 Passed - Unanimously

38754 Authorize the acceptance of a grant award to the Hays County Sheriff's Office from the NRA (National Rifle Association) in the amount of \$16,000.00 for training ammunition.

Commissioner Ingalsbe explained this would fund the purchase of ammunition used by the Sheriff's Office for training. The Court discussed accepting this grant in light of recent school shootings.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the acceptance of a grant award to the Hays County Sheriff's Office from the NRA (National Rifle Association) in the amount of \$16,000.00 for training ammunition.

AYE: Commissioner Ingalsbe, Commissioner Cohen, Commissioner Shell, Commissioner Smith

NAY: Judge Becerra

4 - 1 Passed

Approve the filing of Treasurer Daphne Tenorio's Continuing Education Certificates to include New Treasurers' Seminar, Open Meetings Act completion and Public Information Act completion.

Commissioner Smith explained this item is not needed for elected officials to file their Continuing Education Certificates. No action taken.

38755 Approve and confirm the appointment of Jason Hatch, Shaun Booth, Erica Saenz, Tyvester Neal, Alberto Rodriguez, Frank Rodriguez, Teddy Grabarkewitz as regular full-time Deputy Constable's in the Hays County Constable Precinct 1 Office.

Rodrigo Amaya made a public comment concerning the approval process and number of deputies employed. Judge Becerra explained the Constable Precinct 1 Office will be taking over security for the Government Center from the Sheriff's Office. David Peterson, Constable Precinct 1, spoke about the deputies and their experience.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to approve and confirm the appointment of Jason Hatch, Shaun Booth, Erica Saenz, Tyvester Neal, Alberto Rodriguez, Frank Rodriguez, Teddy Grabarkewitz as regular full-time Deputy Constable's in the Hays County Constable Precinct 1 Office.

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

5 - 0 Passed - Unanimously

Clerk's Note: Judge Becerra called for a recess that began at 11:50 a.m. and resumed back into open court at 12:05 p.m.

38756 Authorize the execution of the Dripping Springs Space Needs Assessment Phase 1 Additional Services agreement between Hays County and HDR Architectural Inc. in the amount of \$6,500.00 related to a long-term space needs assessment for the Precinct 4 offices that was originally executed on or about August 2, 2022 and authorize a discretionary exemption pursuant to Texas Local Government Code Ch. 262.024(a)(4).

Commissioner Smith explained this is for the work done with individual department heads during the space needs assessment.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the execution of the Dripping Springs Space Needs Assessment Phase 1 Additional Services agreement between Hays County and HDR Architectural Inc. in the amount of \$6,500.00 related to a long-term space needs assessment for the Precinct 4 offices that was originally executed on or about August 2, 2022 and authorize a discretionary exemption pursuant to Texas Local Government Code Ch. 262.024(a)(4).

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

5 - 0 Passed - Unanimously



38757 Authorize the County Judge to support the Department of Sociology at Texas State University with their mental health dashboard focus groups by using \$300.00 of the County Judge's budgeted Community Program funds and approve disbursement of funds.

Marisol Villarreal-Alonzo, County Auditor, clarified this is approval for the release of the disbursement.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the County Judge to support the Department of Sociology at Texas State University with their mental health dashboard focus groups by using \$300.00 of the County Judge's budgeted Community Program funds and approve disbursement of funds.

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

5 - 0 Passed - Unanimously

38758 Authorize the execution of a no-cost extension to the Department of State Health Services, COVID-19 Health Disparities Grant contract.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the execution of a no-cost extension to the Department of State Health Services, COVID-19 Health Disparities Grant contract.

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

5 - 0 Passed - Unanimously

38759 Authorize the Transportation Department to purchase one new vehicle error code scanner from Snap-On Industrial in the amount of \$2,859.16 and amend the budget accordingly.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the Transportation Department to purchase one new vehicle error code scanner from Snap-On Industrial in the amount of \$2,859.16 and amend the budget accordingly.

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

5 - 0 Passed - Unanimously

38760 Authorize the Veteran's Administration Office to utilize grant funds from the Texas Veteran's Commission to establish a Food Voucher Service and Vehicle Gasoline Program as authorized through the granting agency.

Commissioner Ingalsbe thanked Jude Prather for his work with these programs.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the Veteran's Administration Office to utilize grant funds from the Texas Veteran's Commission to establish a Food Voucher Service and Vehicle Gasoline Program as authorized through the granting agency.

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

5 - 0 Passed - Unanimously

38761 Ratify the submission of grant application to the Walmart Community Foundation for the Hays County Unmanned Robotics Team in the amount of \$5,000.00.

Commissioner Ingalsbe expressed concerns with this item and privacy. Captain Shane Smith, Hays County Sheriff's Office Law Enforcement Bureau, explained the intended use of the drones. Judge Becerra spoke about a letter received from Congress against the use of DJI drones due to security concerns. Captain Smith explained the Sheriff's Office does not use DJI's cameras or streaming capabilities, just the drones as platforms to carry cameras. The Court discussed cybersecurity risks and concluded this item is acceptable since the company in question is not being used for cameras.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to ratify the submission of grant application to the Walmart Community Foundation for the Hays County Unmanned Robotics Team in the amount of \$5,000.00.

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

5 - 0 Passed - Unanimously



38762 Approve and confirm the appointment of Eهران M. Wenzel as a regular full-time Deputy Constable in the Hays County Constable, Precinct 2 Office.

Michael Torres, Constable Precinct 2, presented Deputy Wenzel and spoke about his experience. Deputy Wenzel introduced himself to the Court. Commissioner Cohen welcomed him to Precinct 2.

A motion was made by Commissioner Cohen, seconded by Commissioner Ingalsbe to approve and confirm the appointment of Eهران M. Wenzel as a regular full-time Deputy Constable in the Hays County Constable, Precinct 2 Office.

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

5 - 0 Passed - Unanimously

38763 Approve Utility Permits.

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

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

5 - 0 Passed - Unanimously

38764 Authorize the Jail to use existing funds for repairs to the thermaduct system valued at \$25,595.58 and amend the budget accordingly.

Dan Lyon made a public comment concerning the repairs and a possible warranty. Commissioner Cohen stated this is not under warranty and this issue has occurred in the past. Charles Dauwalder, Facility Director for the Hays County Jail Complex, answered questions from the Court about the condition of the equipment.

A motion was made by Commissioner Cohen, seconded by Commissioner Shell to authorize the Jail to use existing funds for repairs to the thermaduct system valued at \$25,595.58 and amend the budget accordingly.

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

5 - 0 Passed - Unanimously

38765 Approve the appointments of Kasey Studdard and Billy Foulds to the Hays County Development District #1, terms ending September 2026.

Commissioner Smith noted this is the first appointment of community residents into the district.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to approve the appointments of Kasey Studdard and Billy Foulds to the Hays County Development District #1, terms ending September 2026.

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

5 - 0 Passed - Unanimously

38766 Approve the renewal of IFB 2019-B02 Road Building Materials - General Road Construction with Brauntex Materials, Inc. and Colorado Materials, Ltd.

Commissioner Shell noted this is an example of a contract renewal and the procedures department heads follow for it.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to approve the renewal of IFB 2019-B02 Road Building Materials - General Road Construction with Brauntex Materials, Inc. and Colorado Materials, Ltd.

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

5 - 0 Passed - Unanimously

38767 Approve specifications for IFB 2023-B14 Courthouse Grounds Renovation and authorize Purchasing to solicit for bids and advertise.



Commissioner Ingalsbe explained the need for revegetation after hosting many events on the Courthouse Grounds.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to approve specifications for IFB 2023-B14 Courthouse Grounds Renovation and authorize Purchasing to solicit for bids and advertise.

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

5 - 0 Passed - Unanimously

38768 Authorize the execution of a resolution and associated documents related to the General Land Office (GLO), Local Hazard Mitigation Plan Program (LHMPP).

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the execution of a resolution and associated documents related to the General Land Office (GLO), Local Hazard Mitigation Plan Program (LHMPP).

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

5 - 0 Passed - Unanimously

38769 Authorize the submission of a grant application to the Department of Justice for the Justice and Mental Health Collaboration Program in the amount of \$550,000.00 with a County cash match of \$155,000.00.

Randy Focken, Director of Pre-Trial Services, explained this is a collaboration with the Mental Health Court to develop a residential mental health facility and spoke about the grant process. Commissioner Ingalsbe spoke about the need for a diversion center. Focken spoke about the process of identifying resources and providers. Commissioner Smith encouraged the department to work with non-profit organizations.

A motion was made by Commissioner Shell, seconded by Commissioner Ingalsbe to authorize the submission of a grant application to the Department of Justice for the Justice and Mental Health Collaboration Program in the amount of \$550,000.00 with a County cash match of \$155,000.00.

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

5 - 0 Passed - Unanimously

38770 Amend the Justice of the Peace Technology Fund for the JP Precinct 2 Office for continuing education related to the annual Tyler Technology conference held in San Antonio in May 2023.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to amend the Justice of the Peace Technology Fund for the JP Precinct 2 Office for continuing education related to the annual Tyler Technology conference held in San Antonio in May 2023.

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

5 - 0 Passed - Unanimously

38771 Authorize the Sheriff's Office to accept a donation of \$25,000 from Peter & Jill Attia for the Fentanyl Outreach Program and amend the budget accordingly.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the Sheriff's Office to accept a donation of \$25,000 from Peter & Jill Attia for the Fentanyl Outreach Program and amend the budget accordingly.

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

5 - 0 Passed - Unanimously

Clerk's Note Agenda Item #G-27 RE: *Approve out-of-state travel for Deputy Anthony Hipolito and Deputy Mark Andrews to Arkansas City, Kansas beginning April 10-April 12, 2023, to conduct a fentanyl presentation for Arkansas City High School and citizens of the community.*
- WAS PULLED.



38772 Authorize the County Judge to execute a three (3) year Focus Complete Care Hardware Service Plan for \$7,105.19 between Hays County and ZNET Tech, LLC. for FARO, a 3D measuring tool for investigation purposes utilized by the Hays County Sheriff's Office.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the County Judge to execute a three (3) year Focus Complete Care Hardware Service Plan for \$7,105.19 between Hays County and ZNET Tech, LLC. for FARO, a 3D measuring tool for investigation purposes utilized by the Hays County Sheriff's Office.

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

5 - 0 Passed - Unanimously

38773 Authorize the purchase of one Fujitsu fi-8170 Document Scanner valued at \$1,232.00 and one 10-ft Conference Table valued at \$792.18 for the Pre-Trial Services Department and amend the budget accordingly.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the purchase of one Fujitsu fi-8170 Document Scanner valued at \$1,232.00 and one 10-ft Conference Table valued at \$792.18 for the Pre-Trial Services Department and amend the budget accordingly.

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

5 - 0 Passed - Unanimously

38774 Authorize execution of Amendment 1 to the Professional Services Agreement between Hays County and Initium Health pursuant to RFP 2022-P11 Community Health Assessment.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize execution of Amendment 1 to the Professional Services Agreement between Hays County and Initium Health pursuant to RFP 2022-P11 Community Health Assessment.

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

5 - 0 Passed - Unanimously

38775 Authorize the County Judge to execute a Fifth Amendment to the Waste Connections Lone Star, Inc. Countywide Dumpster Contract (IFB 2021-B12), in relation to adding dumpster services to 101 Thermon Drive, San Marcos, TX, at \$17.78 per haul.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the County Judge to execute a Fifth Amendment to the Waste Connections Lone Star, Inc. Countywide Dumpster Contract (IFB 2021-B12), in relation to adding dumpster services to 101 Thermon Drive, San Marcos, TX, at \$17.78 per haul.

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

5 - 0 Passed - Unanimously

38776 Discussion and possible action to authorize the County Judge to execute an Interlocal Agreement with Caldwell County relating to the County's FM 2001 East project.

Commissioner Ingalsbe explained this sets Hays County's responsibilities related to this project.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the County Judge to execute an Interlocal Agreement with Caldwell County relating to the County's FM 2001 East project.

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

5 - 0 Passed - Unanimously

38777 Discussion and possible action to accept the maintenance bond rider extension from DNT Construction, Inc. until June 6, 2023 for Great Hills subd., Section 7: Maintenance bond #PB03016800689 in the amount of \$66,811.47.

Commissioner Ingalsbe stated the Transportation Department agrees with and approves of this extension.



A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to accept the maintenance bond rider extension from DNT Construction, Inc. until June 6, 2023 for Great Hills subd., Section 7: Maintenance bond #PB03016800689 in the amount of \$66,811.47.

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

5 - 0 Passed - Unanimously

38778 Discussion and possible action to consider the acceptance of road construction & surface drainage improvements, release of the subdivision bond #7901017121 in the amount of \$1,238,375.00, acceptance of the 2-year maintenance bond #PB03016800838M2 in the amount of \$111,648.28, and acceptance of the 1-year revegetation bond #PB03016800838M1 in the amount of \$54,201.00 for Crosswinds subd., Phase 6A.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Cohen to accept road construction & surface drainage improvements, release the subdivision bond #7901017121 in the amount of \$1,238,375.00, accept the 2-year maintenance bond #PB03016800838M2 in the amount of \$111,648.28, and accept the 1-year revegetation bond #PB03016800838M1 in the amount of \$54,201.00 for Crosswinds subd., Phase 6A.

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

5 - 0 Passed - Unanimously

38779 Discussion and possible action to accept surety for street and drainage improvements in the amount of \$2,934,946.93 (Performance Bond No. K41681767) for the Prairie Lakes Subdivision, Phase 2, Section 1, Final plat.

A motion was made by Commissioner Cohen, seconded by Commissioner Ingalsbe to accept surety for street and drainage improvements in the amount of \$2,934,946.93 (Performance Bond No. K41681767) for the Prairie Lakes Subdivision, Phase 2, Section 1, Final plat.

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

5 - 0 Passed - Unanimously

38780 Discussion and possible action to accept surety for street and drainage improvements in the amount of \$2,452,230.11 (Performance Bond No. K41681779) for the Prairie Lakes Subdivision, Phase 2, Section 2, Final plat.

A motion was made by Commissioner Cohen, seconded by Commissioner Ingalsbe to accept surety for street and drainage improvements in the amount of \$2,452,230.11 (Performance Bond No. K41681779) for the Prairie Lakes Subdivision, Phase 2, Section 2, Final plat.

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

5 - 0 Passed - Unanimously

38781 Discussion and possible action to accept surety for street and drainage improvements in the amount of \$24,916.91 (Irrevocable Letter of Credit No. 20234032) for the 6 Creeks, Phase 1, Section 9, Final plat.

A motion was made by Commissioner Shell, seconded by Commissioner Smith to accept surety for street and drainage improvements in the amount of \$24,916.91 (Irrevocable Letter of Credit No. 20234032) for the 6 Creeks, Phase 1, Section 9, Final plat.

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

5 - 0 Passed - Unanimously

38782 Discussion and possible action to accept surety for street and drainage improvements in the amount of \$18,520.06 (Irrevocable Letter of Credit No. 20234033) for the 6 Creeks, Phase 1, Section 10, Final plat.

A motion was made by Commissioner Shell, seconded by Commissioner Smith to accept surety for street and drainage improvements in the amount of \$18,520.06 (Irrevocable Letter of Credit No. 20234033) for the 6 Creeks, Phase 1, Section 10, Final plat.

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

**5 - 0 Passed - Unanimously**

38783 Discussion and possible action to accept surety for street and drainage improvements in the amount of \$48,344.00 (Irrevocable Letter of Credit No. 20234030) for the 6 Creeks, Phase 1, Section 12, Final plat.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Smith to accept surety for street and drainage improvements in the amount of \$48,344.00 (Irrevocable Letter of Credit No. 20234030) for the 6 Creeks, Phase 1, Section 12, Final plat.

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

5 - 0 Passed - Unanimously

38784 Discussion and possible action to accept surety for street and drainage improvements in the amount of \$1,391,488.75 (Bond No 024267012) for the Waterstone, Phase 1-A, Final plat.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Smith to accept surety for street and drainage improvements in the amount of \$1,391,488.75 (Bond No 024267012) for the Waterstone, Phase 1-A, Final plat.

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

5 - 0 Passed - Unanimously

38785 Discussion and possible action to consider the acceptance of road construction & surface drainage improvements, release of the subdivision bond #0699738 in the amount of \$806,832.65, acceptance of the 2-year maintenance bond #PB03016800803M in the amount of \$177,475.03, and acceptance of the 1-year revegetation bond #PB03016800932 in the amount of \$65,413.40 for Crosswinds subd., Phase 4A.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Smith to accept road construction & surface drainage improvements, release the subdivision bond #0699738 in the amount of \$806,832.65, accept the 2-year maintenance bond #PB03016800803M in the amount of \$177,475.03, and accept the 1-year revegetation bond #PB03016800932 in the amount of \$65,413.40 for Crosswinds subd., Phase 4A.

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

5 - 0 Passed - Unanimously

38786 Discussion and possible action to accept surety for street and drainage improvements in the amount of \$2,576,049.56 (Bond No 9426154) for the Waterstone, Unit A, Final plat.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Cohen to accept surety for street and drainage improvements in the amount of \$2,576,049.56 (Bond No 9426154) for the Waterstone, Unit A, Final plat.

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

5 - 0 Passed - Unanimously

38787 PLN-2165-PC; Call for a Public Hearing on April 11, 2023, followed by discussion and possible action regarding the Replat of Hays City Estates, Lot 9.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to call for a Public Hearing on April 11, 2023, followed by discussion and possible action regarding the Replat of Hays City Estates, Lot 9 (PLN-2165-PC).

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

5 - 0 Passed - Unanimously

38788 PLN-2162-PC; Hold a Public Hearing, followed by discussion and possible action regarding the Oakridge Park at Kinnicinik, Lot 7 & Part of Lot 6, Replat.

Judge Becerra opened the Public Hearing at 12:43 p.m. No comments were made. Judge Becerra closed the Public Hearing at 12:43 p.m. Colby Machacek, Development Services Planning Department, provided details on the property and stated staff recommends conditional approval. Commissioner Smith noted this is combining lots into one, not creating multiple new lots.



A motion was made by Commissioner Smith, seconded by Commissioner Shell to conditionally approve the Oakridge Park at Kinnicinik, Lot 7 & Part of Lot 6, Replat (PLN-2162-PC).

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

5 - 0 Passed - Unanimously

38789 PLN-2123-NP; Discussion and possible action regarding Billeaud Acres.

Marcus Pacheco, Director of Development Services, provided details on the property and stated staff recommends approval.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to approve Billeaud Acres (PLN-2123-NP).

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

5 - 0 Passed - Unanimously

38790 PLN-2159-PC; Discussion and possible action regarding the Skyline I, Lot 7, Final.

Marcus Pacheco, Director of Development Services, provided details on the property and stated staff recommends conditional approval.

A motion was made by Commissioner Shell, seconded by Commissioner Smith to conditionally approve the Skyline I, Lot 7, Final (PLN-2159-PC).

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

5 - 0 Passed - Unanimously

38791 PLN-2100-PC; Hurlbut Ranch West, PT of Tract 20, Replat; Call for a Public Hearing on April 11th, 2023, followed by discussion and possible action regarding the Hurlbut Ranch West, PT of Tract 20, Replat.

A motion was made by Commissioner Shell, seconded by Commissioner Ingalsbe to call for a Public Hearing on April 11th, 2023, followed by discussion and possible action regarding the Hurlbut Ranch West, PT of Tract 20, Replat (PLN-2100-PC).

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

5 - 0 Passed - Unanimously

38792 PLN-2105-NP; Discussion and possible action regarding Sweet Blessings Ranch (4 Lots) and consider granting a variance to Hays County Development Regulations, Chapter 721.5.07(E).

Commissioner Shell explained the variance request. Colby Machacek, Development Services Planning Department, provided details on the property. Jon Thompson, representative for the applicant, stated the conditions are acceptable.

A motion was made by Commissioner Shell, seconded by Commissioner Smith to conditionally approve Sweet Blessings Ranch (4 Lots) (PLN-2105-NP) and grant a variance to Hays County Development Regulations, Chapter 721.5.07(E).

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

5 - 0 Passed - Unanimously

38793 Discussion and possible action to approve vendors for the September 23rd Mermaid Capital of Texas Fest organized by the San Marcos Mermaid Society in accordance with the Hays County Property Use Policy.

Jamie Lynn Shelton, San Marcos Mermaid Society, spoke about the event.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to approve vendors for the September 23rd Mermaid Capital of Texas Fest organized by the San Marcos Mermaid Society in accordance with the Hays County Property Use Policy.



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

38794 Discussion and possible action to authorize the Criminal District Attorney (CDA) to hire two (2) new Attorney IIIs, one (1) Legal Assistant, one (1) Victim Assistance Coordinator and one (1) Paralegal plus related equipment/expenses effective May 1, 2023, to help reduce a backlog of un-filed cases and to improve the service provided to victims on domestic violence and stalking cases and amend the budget accordingly.

Rodrigo Amaya made a public comment concerning staffing issues and gave support for the DA. Gregg Cox, First Assistant District Attorney, explained a newly discovered backlog of cases, their progress on clearing it, a request for more staff, and their new approach to handling domestic violence cases. Judge Becerra spoke about the new direction of the DA's Office. Commissioner Ingalsbe gave support for the request. Commissioner Smith gave support for the request and spoke about supporting victims. Commissioner Shell gave support for the request. Kelly Higgins, Criminal District Attorney, spoke about the importance of moving cases through the system and gave an estimated timeline of about 6 months for clearing the backlog.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Smith to authorize the Criminal District Attorney (CDA) to hire two (2) new Attorney IIIs, one (1) Legal Assistant, one (1) Victim Assistance Coordinator and one (1) Paralegal plus related equipment/expenses effective May 1, 2023, to help reduce a backlog of un-filed cases and to improve the service provided to victims on domestic violence and stalking cases and amend the budget accordingly.

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

38795 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 Valley Library 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 Valley Library Foundation regarding recovery assistance for direct or indirect impacts of COVID-19 and amend the budget accordingly.

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

38796 Discussion and possible action to authorize the County Judge to execute the Hays County American Rescue Plan Recovery Grant Agreement between Hays County and Hays County Livestock Exposition 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 Hays County Livestock Exposition regarding recovery assistance for direct or indirect impacts of COVID-19 and amend the budget accordingly.

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

38797 Discussion and possible action to authorize the County Judge to execute the Hays County American Rescue Plan Recovery Grant Agreement between Hays County and Lonestar Cattlemen 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 Lonestar Cattlemen Foundation regarding recovery assistance for direct or indirect impacts of COVID-19 and amend the budget accordingly.



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

5 - 0 Passed - Unanimously

38798 Discussion and possible action to authorize the County Judge to execute the Hays County American Rescue Plan Recovery Grant Agreement between Hays County and Southside Community Center 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 Southside Community Center regarding recovery assistance for direct or indirect impacts of COVID-19 and amend the budget accordingly.

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

5 - 0 Passed - Unanimously

38799 Discussion and possible action to authorize the County Judge to execute the Social Service Funding Agreement between Hays County and Hays County Child Protective Board regarding recovery assistance for direct or indirect impacts of COVID-19 and amend the budget accordingly.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Smith to authorize the County Judge to execute the Social Service Funding Agreement between Hays County and Hays County Child Protective Board regarding recovery assistance for direct or indirect impacts of COVID-19 and amend the budget accordingly.

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

5 - 0 Passed - Unanimously

Clerk's Note Agenda Item #K-8 RE: *Discussion and possible action to authorize use of funding from the Hays County American Rescue Plan Recovery Grant for the Hays County Office of Emergency Services FirstNet regarding recovery assistance for direct or indirect impacts of COVID-19; and to amend the budget accordingly. - WAS PULLED.*

38800 Discussion and possible action to authorize the Budget Office to purchase Digital Budget Book software through ClearGov, Inc. and amend the budget accordingly.

Vickie Dorsett, Hays County Budget Officer, explained this will eventually be used for the creation of more comprehensive budgets. Marisol Villarreal-Alonzo, County Auditor, added this will interface with New World.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the Budget Office to purchase Digital Budget Book software through ClearGov, Inc. and amend the budget accordingly.

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

5 - 0 Passed - Unanimously

38801 Discussion and possible action on MAG Salary Study plan recommendations and request from elected officials and department heads.

Shari Miller, Director of Human Resources, provided the Court with an updated pay table that includes requests from department heads. The Court discussed the regrade requests and their positions in relation to the current market, and how to handle promotions and demotions within the grade and step plan.

A motion was made by Commissioner Smith, seconded by Judge Becerra to change the recommended grade for the Justice Clerk position from 113 to 114, and the Constable Justice Administrator position from 114 to 115.

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

5 - 0 Passed - Unanimously



Commissioner Shell expressed concern over how to place employees in the step system. Commissioner Smith explained how the step system works in the Federal Government. Cynthia Millonzi, Assistant County Clerk, provided further clarification on the step system and leaving judgment of where to place employees in the system to the department heads. Vickie Dorsett, Hays County Budget Officer, provided possible implementation plans and their impact to the budget. The Court discussed delaying funding vacant positions and allocating a 10% salary increase to those that did not receive it in February.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Smith to adopt the new minimum salaries and salary grades as presented, give up to a 10% salary increase to positions in grades 114 and above and hired as of January 31, 2023, and delay funding vacant positions until July 1, 2023, all effective April 1, 2023.

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

5 - 0 Passed - Unanimously

38802 Discussion and possible action to award contract IFB 2023-B12 RM 12 @ RM 3237 to Aaron Concrete Contractors, LLC., in the amount of \$2,259,026.50 and amend the budget accordingly.

Commissioner Shell explained this project was separated and rebid, and this is the low bid.

A motion was made by Commissioner Shell, seconded by Commissioner Smith to award contract IFB 2023-B12 RM 12 @ RM 3237 to Aaron Concrete Contractors, LLC., in the amount of \$2,259,026.50 and amend the budget accordingly.

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

5 - 0 Passed - Unanimously

38803 Discussion and possible action to award contract IFB 2023-B03 Robert S. Light Boulevard to Hunter Industries, Ltd. in the amount of \$1,140,202.65.

Commissioner Smith stated this is a continuation of concrete work on an existing project and is the low bid.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to award contract IFB 2023-B03 Robert S. Light Boulevard to Hunter Industries, Ltd. in the amount of \$1,140,202.65.

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

5 - 0 Passed - Unanimously

38804 Discussion and possible action to consider granting a variance to Section 10.W.1 of the Hays County Rules for On-Site Sewage Facilities and allow issuance of On-Site Sewage System permit to the owner of 1500 Quail Run, San Marcos, TX.

Commissioner Shell explained this will allow the landowners to complete construction of their facility while awaiting approval from the City of San Marcos.

A motion was made by Commissioner Shell, seconded by Commissioner Ingalsbe to grant a variance to Section 10.W.1 of the Hays County Rules for On-Site Sewage Facilities and allow issuance of On-Site Sewage System permit to the owner of 1500 Quail Run, San Marcos, TX.

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

5 - 0 Passed - Unanimously

38805 Discussion and possible action to authorize the County Judge to execute an agreement between Hays County and CT Electric for Countywide Electrical Services, pursuant to RFP 2023-P04.

Commissioner Shell noted this contract includes a renewal clause.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the County Judge to execute an agreement between Hays County and CT Electric for Countywide Electrical Services, pursuant to RFP 2023-P04.



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

38806 Discussion and possible action to execute an Order Agreement, Product Schedule and Equipment Removal for the Sheriff's Office at the Precinct 2 Office (\$259.68 monthly), and Pre-Trial Services (\$188.59 monthly), as well as an Equipment Relocation Request for Countywide Operations (\$407.93) and amend the budget accordingly.

Randy Focken, Director of Pre-Trial Services, explained the fees for moving offices.

A motion was made by Commissioner Shell, seconded by Commissioner Smith to execute an Order Agreement, Product Schedule and Equipment Removal for the Sheriff's Office at the Precinct 2 Office (\$259.68 monthly), and Pre-Trial Services (\$188.59 monthly), as well as an Equipment Relocation Request for Countywide Operations (\$407.93) and amend the budget accordingly.

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

38807 Discussion and possible action to authorize additional ARPA funding related to the operational needs of the Mental Health Specialty Court and amend the budget accordingly.

Judge Elaine Brown, County Court at Law 3 and Mental Health Court, explained recently identified resources require contracts. Kaimi Mattila, Mental Health Court Administrator, updated the Court on the progress of the Mental Health Court and the need to expand services. Commissioner Shell spoke about integrating new technology into the County and thanked those involved with the creation of the Mental Health Court. Commissioner Ingalsbe thanked Judge Brown and Kaimi for their work to provide these services. Commissioner Cohen spoke about the importance of mental health and this new leadership's perspective. Commissioner Smith thanked Kaimi for her work and Judge Brown for picking up this project after her election. Commissioner Shell recognized former Judge Zelhart for starting this process.

A motion was made by Commissioner Shell, seconded by Commissioner Ingalsbe to authorize additional ARPA funding related to the operational needs of the Mental Health Specialty Court and amend the budget accordingly.

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

38808 Discussion and possible action to authorize the County Judge to execute mental health service contracts to expand services within the County Court at Law Mental Health Specialty Courts program with C. Nichole Mueller-McMorris, LCSW, Allison & Associates Counseling, PLLC, Lisa Hinson, LCDC, Moonstone, PLLC; and execution of a contract with Horton House for transitional housing.

Commissioner Shell noted these contracts can be auto-renewed. Judge Brown, County Court at Law 3 and Mental Health Court, stated her department will ensure the services provided are satisfactory for auto-renewal. Commissioner Smith noted these contracts include a Not-To-Exceed amount. Judge Brown spoke about issues identifying resources and the effort to bring more programs to Hays County.

A motion was made by Commissioner Shell, seconded by Commissioner Ingalsbe to authorize the County Judge to execute mental health service contracts to expand services within the County Court at Law Mental Health Specialty Courts program with C. Nichole Mueller-McMorris, LCSW, Allison & Associates Counseling, PLLC, Lisa Hinson, LCDC, Moonstone, PLLC; and execution of a contract with Horton House for transitional housing.

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

38809 Discussion and possible action to accept the Fiscal Year 2022 Hays County Annual Comprehensive Financial Report as audited by ABIP, PC Certified Public Accountants.



Jeremy Barbatto, Senior Manager at ABIP, PC, presented the financial report to the Court. The Court thanked the Auditor and her office for all their work. Marisol Villarreal-Alonzo, Hays County Auditor, stated more information will be available online by the end of the week.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to accept the Fiscal Year 2022 Hays County Annual Comprehensive Financial Report as audited by ABIP, PC Certified Public Accountants.

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

5 - 0 Passed - Unanimously

38810 Discussion and possible action to table consideration of the proposed Development Agreement for Mission Oaks Condominiums between Hays County, Davy Crockett Estates, LLC, and Lang Family Ranches L.P. until April 11, 2023, or until some future date designated by Commissioners Court.

William Wagner Jr. made a public comment concerning emergency service access to the property, road conditions, and water availability. Dawn Brady Morris made a public comment concerning emergency service access, road conditions, density, and water conservation. Lauren Ice made a public comment concerning the proposed Development Agreement. Commissioner Smith spoke about the County's limited land-use authority and addressed the concerns that were expressed.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to table consideration of the proposed Development Agreement for Mission Oaks Condominiums between Hays County, Davy Crockett Estates, LLC, and Lang Family Ranches L.P. until April 11, 2023, or until some future date designated by Commissioners Court.

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

5 - 0 Passed - Unanimously

Discussion and possible action to instruct that a policy be incorporated into the Hays County Purchasing Policy and Procedures Manual prohibiting the award of "evergreen" or auto-renewing contracts.

Judge Becerra explained the item. Mark Kennedy, General Counsel, and Marisol Villarreal-Alonzo, County Auditor, clarified the County's use of auto-renewing contracts. The Court discussed the advantages and disadvantages of auto-renewing contracts. Daphne Tenorio, County Treasurer, spoke against auto-renewing contracts. Commissioner Shell explained the Court already reviews every contract before approval. The Court further discussed auto-renewal and how to address it through County policy. No action taken.

Discussion and possible action to seek the review of and proposals from qualified applicants for the collection of delinquent property taxes.

Jennifer O'Kane, Hays County Tax Assessor-Collector, made a public comment explaining the firm is paid by the penalty fees they collect, not by the County, and gave her positive opinion on the work MVBA does. Daphne Tenorio, County Treasurer, asked the Court to review other options for delinquent property tax collection. Mark Kennedy, General Counsel, clarified what needs to be included on the agenda for an RFQ. Judge Becerra gave direction to the Tax Office to work with the Purchasing Department to create an RFQ that can be brought to the next court meeting. No action taken.

Discussion and possible action to seek the review of and proposals from qualified applicants for the collection of court fines and fees.

Mark Kennedy, General Counsel, explained the contracts and their timelines. Judge Becerra gave direction to the Auditor's Office to coordinate with the appropriate department heads to bring an RFQ to the next court meeting. No action taken.

38811 Discussion and possible action to authorize the County Judge to execute a Professional Service Agreement related to RFP 2022-P12 Pet Resource Center - Project Coordinator between Hays County and Austin Pets Alive! and amend the budget accordingly.



Commissioner Ingalsbe explained Austin Pets Alive! will be helping the County with the creation of a Pet Resource Center. Sharri Boyett, Hays County Animal Advocate Advisor, thanked all involved with this project. Clare Callison, Director of National Operations of Austin Pets Alive!, thanked the Court for the opportunity and spoke about the shelter model. The Court discussed with Vickie Dorsett, Hays County Budget Officer, how to fund this contract. Commissioner Ingalsbe amended her motion to include the allocation of funds.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the County Judge to execute a Professional Service Agreement related to RFP 2022-P12 Pet Resource Center - Project Coordinator between Hays County and Austin Pets Alive!, half funded from the Countywide Contingencies Fund and half funded from the Tobacco Settlement Fund, and amend the budget accordingly.

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

5 - 0 Passed - Unanimously

38812 Discussion and possible action to call for a public hearing on April 25, 2023 to hear and finalize changes to the Hays County Food Establishment Regulations.

Marcus Pacheco, Director of Development Services, stated this is long overdue and is in line with the Texas Food Establishment Regulations Guidelines.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to call for a public hearing on April 25, 2023 to hear and finalize changes to the Hays County Food Establishment Regulations.

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

5 - 0 Passed - Unanimously

Clerk's Note: Executive Session began at 3:15 p.m. and resumed back into open court at 4:30 p.m.

38813 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 Shell stated the John Knox Ranch is approximately 220 acres, the Old Glory Ranch is 646 acres, and the Starnes Ranch is 52 acres. Hill Country Conservancy will be the primary holder to the Conservation Easements, while Hays County and NRCS will be co-holders. Conservation values include water quality, water quantity, wildlife habitat, and Golden Cheeked Warbler habitat. Hays County also intends to negotiate a trail easement on the Starnes Ranch project, which shall be done as a separate negotiation. Judge Becerra emphasized the significance of these conservation efforts.

A motion was made by Commissioner Shell, seconded by Judge Becerra to authorize the County Judge to execute Acquisition Cost-Share and Administration Agreements for Conservation Easements between Hays County, Hill Country Conservancy, and Natural Resources Conservation Service (NRCS), related to the acquisition of Conservation Easements on John Knox Ranch, Old Glory Ranch, and Starnes Ranch, as discussed and described in Executive Session; and to authorize General Counsel to execute all documents incidental to closing those transactions, all to be paid out of the 2020 Parks and Open Space Bond.

AYE: Commissioner Ingalsbe, Commissioner Cohen, 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 Cause Numbers 22-0249-C, 22-0250-C, and 22-0251-C . Possible discussion and/or action may follow in open court.

John Doucet made a public comment concerning the construction of a roadway through a property. No action taken.

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.

Clerk's Note Agenda Item #M-5 RE: Updates of community health assessment by local health department. - WAS PULLED.

Clerk's Note Agenda Item #M-6 RE: Discussion and possible action related to proposed bills in the 87th Regular Session of the Texas Legislature and to consider adoption of resolution(s) regarding proposed bills. The Court may opt to withdraw to Executive Session during this item to consult with legal counsel pursuant to Texas Government Code 551.071. - WAS PULLED.

Updates on measurable advancement of Pretrial Services to include the areas of staffing, equipment, training, operations and policy, by Director Pre-Trial Services Randy Focken.

Randy Focken, Director of Pre-Trial Services, explained a State Statute that addresses mental health and updated the Court on identifying candidates for pre-trial diversion. The Court discussed a schedule for these updates and concluded they can be given once a month at 10 a.m. Focken spoke about acquiring technology for case management and risk assessments.

ADJOURNMENT

A motion was made by Commissioner Shell, seconded by Judge Becerra to adjourn court at 4:35 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 MARCH 28, 2023.



Elaine H. Cardenas

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

