

HAYS COUNTY COMMISSIONERS' COURT MINUTES



APRIL 25, 2023

STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 25th DAY OF APRIL 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 Via Teams
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 Michael Pigg, Wayfinders Church, 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 rising valuations made by the Hays Central Appraisal District.

Recognition of Margarita "Margie" Rodriguez for 30 years of service to the Hays County Local Health Department.

Tammy Crumley, Director of Countywide Operations, recognized Margie and thanked her for her service to Hays County.

Recognition of the Public Health Essay Competition Winners.

Matthew Gonzales, Hays County Local Health Department Program Manager, recognized the following essay competition winners: Robert Farrell, Johnson High School; Owen Tippett, Hays High School; Ella Revill, Dripping Springs High School; Dorothy Pierre, Lehman High School; Natalie Leal, San Marcos High School; and Emma Davenport, Wimberley High School.

38850 Adopt a Proclamation recognizing May 1-5, 2023 as Air Quality Awareness Week.

Judge Becerra spoke about the importance of Capital Area Council of Governments (CAPCOG). Commissioner Smith spoke.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to adopt a Proclamation recognizing May 1-5, 2023 as Air Quality Awareness Week.

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

5 - 0 Passed - Unanimously

38851 Adopt a Proclamation recognizing April 29, 2023 as Dia del Nino.

Lucy Gonzalez, Outreach and Recruitment Specialist at Community Action, Inc. of Central Texas, spoke about the importance of early childhood development and supporting children.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Cohen to adopt a Proclamation recognizing April 29, 2023 as Dia del Nino.

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

5 - 0 Passed - Unanimously



38852 Adopt a Proclamation recognizing April 30, 2023 as Therapy Animal Day in Hays County.

Commissioner Shell spoke about the investment the Court has made in animal welfare and recognized the animals that serve the community.

A motion was made by Commissioner Shell, seconded by Commissioner Ingalsbe to adopt a Proclamation recognizing April 30, 2023 as Therapy Animal Day in Hays County.

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

5 - 0 Passed - Unanimously

38853 Adopt a Proclamation acknowledging the Cinco de Mayo Menudo Throwdown on May 6, 2023.

Judge Becerra spoke about cultural unity. Richard Anzaldua, Hill Country BBQ Cook-Off Association, invited the public to the Menudo Throwdown event with proceeds going towards the Community Action breast cancer awareness program.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Cohen to adopt a Proclamation acknowledging the Cinco de Mayo Menudo Throwdown on May 6, 2023.

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

5 - 0 Passed - Unanimously

38854 Adopt a Proclamation recognizing May 2023 as National Preservation Month in Hays County.

Linda Coker, Hays County Historical Commission Chair, spoke about the importance and benefits of historical preservation. Judge Becerra spoke about the Main Street preservation program. The Court thanked Linda and others involved in preservation for their work.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Cohen to adopt a Proclamation recognizing May 2023 as National Preservation Month in Hays County.

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

5 - 0 Passed - Unanimously

38855 Adopt a Proclamation declaring April 24 - 30, 2023 as Infant Immunization Week.

Commissioner Ingalsbe spoke about the importance of immunization. Juli Barksdale, Hays County Epidemiologist, encouraged parents to keep their children fully vaccinated.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to adopt a Proclamation declaring April 24 - 30, 2023 as Infant Immunization Week.

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

5 - 0 Passed - Unanimously

Presentation by Martha Joyce, Director of the Central Texas Dispute Resolution Center.

Martha Joyce, Director of the Central Texas Dispute Resolution Center, spoke about the organization and updated the Court on its operations and services. The Court thanked Martha for her work.

Presentation by Ardurra regarding use of American Rescue Plan Act (ARPA) funds for Patriots' Hall of Dripping Springs.

Eric Boehning, Ardurra Project Manager, spoke about the impact of COVID on Patriots' Hall and their plan to build a structure to house local VFWs. Hays County is able to grant them \$50,000.



Presentation by Ardurra regarding use of American Rescue Plan Act (ARPA) funds for Hays County Emergency Services District #4.

Eric Boehning, Ardurra Project Manager, spoke about the impact of COVID on Hays County ESD #4 and their plan to build an addition to their central station. Hays County is able to grant them \$250,000.

Presentation by Ardurra regarding use of American Rescue Plan Act (ARPA) funds for Hays County Emergency Services District #2.

Eric Boehning, Ardurra Project Manager, spoke about the impact of COVID on Hays County ESD #2 and their plan to purchase new EMS ambulances and related equipment. Hays County is able to grant them \$400,000.

Presentation by President & CEO Paul Nguyen of CommuniCare.

Paul Nguyen, President and CEO of CommuniCare, spoke about the history of the organization and the healthcare services they provide to the community. The Court thanked Nguyen and CommuniCare for their work, especially during the pandemic.

Presentation from Specialized Finance Inc. regarding financing options as well as financing capacity.

Dan Wegmiller, Specialized Finance Inc, explained various financing options and capacity for future projects and development. The Court discussed County growth, taxes and home valuations, and legislative mandates.

38856 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

38857 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

38858 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

38859 Approve Commissioners Court Minutes of April 11, 2023.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to approve Commissioners Court Minutes of April 11, 2023.

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

5 - 0 Passed - Unanimously

38860 Approve the payment of the April 30, 2023 payroll disbursements in an amount not to exceed \$4,000,000.00 effective April 30, 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 April 30, 2023 payroll disbursements in an amount not to exceed \$4,000,000.00 effective April 30, 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

38861 Authorize acceptance of payment terms to allow for a 30% down payment and 30% chassis payment to Gerling and Associates, Inc. for the Local Health Department's mobile vaccine van.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize acceptance of payment terms to allow for a 30% down payment and 30% chassis payment to Gerling and Associates, Inc. for the Local Health Department's mobile vaccine van.

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

5 - 0 Passed - Unanimously

38862 Approve the Elections and IT Departments to purchase and install the required items from CT Electric (\$600,200), JM Engineering, LLC.(\$190,804.46), SI Mechanical, LLC. (\$44,125), Firetrol Protection Systems (\$86,650), Amazon (\$15,015.64) and Workplace Resource, LLC. (\$371,725.44) pursuant to IT-Elections Building Renovation Project.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to approve the Elections and IT Departments to purchase and install the required items from CT Electric (\$600,200), JM Engineering, LLC.(\$190,804.46), SI Mechanical, LLC.(\$44,125), Firetrol Protection Systems (\$86,650), Amazon (\$15,015.64) and Workplace Resource, LLC. (\$371,725.44) pursuant to IT-Elections Building Renovation Project.

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

5 - 0 Passed - Unanimously

38863 Authorize the Hays County Constable Precinct 3 office to accept a donation from St. Mary's Catholic Church group, Knights of Columbus, in the amount of \$1,500.00 and amend the budget accordingly.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the Hays County Constable Precinct 3 office to accept a donation from St. Mary's Catholic Church group, Knights of Columbus, in the amount of \$1,500.00 and amend the budget accordingly.

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

5 - 0 Passed - Unanimously

38864 Authorize Building Maintenance to have Basic IDIQ install a new roof on the Kyle WIC Building in the amount of \$31,843.75.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize Building Maintenance to have Basic IDIQ install a new roof on the Kyle WIC Building in the amount of \$31,843.75.

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

5 - 0 Passed - Unanimously

38865 Authorize the execution of a resolution in support of a grant application in partnership with the Travis County Sheriff's Office for the Motor Vehicle Crime Prevention Authority Grant Program.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the execution of a resolution in support of a grant application in partnership with the Travis County Sheriff's Office for the Motor Vehicle Crime Prevention Authority Grant Program.

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

5 - 0 Passed - Unanimously



38866 Authorize the acceptance of a grant award for the FY24 Department of State Health Services, Public Health Emergency Preparedness (PHEP) grant program in the amount of \$139,393.00.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the acceptance of a grant award for the FY24 Department of State Health Services, Public Health Emergency Preparedness (PHEP) grant program in the amount of \$139,393.00.

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

5 - 0 Passed - Unanimously

38867 Approve the rescheduling of the Hays Commissioners Court from May 9th to May 2nd due to essential training in the County Clerk's Office.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to approve the rescheduling of the Hays Commissioners Court from May 9th to May 2nd due to essential training in the County Clerk's Office.

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

5 - 0 Passed - Unanimously

38868 Authorize the execution of Amendment 5 to the FY23 Department of State Health Services (DSHS), Immunizations/Locals (IMM/LOCALS) grant contract.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the execution of Amendment 5 to the FY23 Department of State Health Services (DSHS), Immunizations/Locals (IMM/LOCALS) grant contract.

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

5 - 0 Passed - Unanimously

38869 Authorize payment to Kalahari Resort in the amount of \$1,200.60 for employee lodging at the TAC Management and Risk Conference where no purchase order was issued as required per the Hays County Purchasing Policy.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize payment to Kalahari Resort in the amount of \$1,200.60 for employee lodging at the TAC Management and Risk Conference where no purchase order was issued as required per the Hays County Purchasing Policy.

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

5 - 0 Passed - Unanimously

38870 Authorize payment to Bluebonnet Motors in the amount of \$772.28 for the Constable Precinct 5 Office related to vehicle repairs in which no purchase order was issued as required per the Hays County Purchasing Policy.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize payment to Bluebonnet Motors in the amount of \$772.28 for the Constable Precinct 5 Office related to vehicle repairs in which no purchase order was issued as required per the Hays County Purchasing Policy.

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

5 - 0 Passed - Unanimously

38871 Authorize the transfer of additional funding to the County Judge's continuing education budget for expenses related to the Texas Emergency Management Conference, South Texas Judges and Commissioners Conference, and the National Association of Counties (NACo) Conference and amend the budget accordingly.

Commissioner Smith gave support for the item and asked that it be included in the Judge's baseline budget in the future.



A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the transfer of additional funding to the County Judge's continuing education budget for expenses related to the Texas Emergency Management Conference, South Texas Judges and Commissioners Conference, and the National Association of Counties (NACo) Conference and amend the budget accordingly.

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

5 - 0 Passed - Unanimously

38872 Accept donations totaling \$13,410.73 on behalf of the Hays County Child Protective Board and amend the budget accordingly.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to accept donations totaling \$13,410.73 on behalf of the Hays County Child Protective Board and amend the budget accordingly.

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

5 - 0 Passed - Unanimously

38873 Accept the delivery of the Community Supervision and Corrections Department's (CSCD) Financial Statements for the Fiscal Year ending on August 31, 2022 for filing with the Hays County Commissioners Court pursuant to Texas Local Government Code, Section 140.004(d) and the Texas Department of Criminal Justice-Community Justice Assistance Divisions Financial Management Manual.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to accept the delivery of the Community Supervision and Corrections Department's (CSCD) Financial Statements for the Fiscal Year ending on August 31, 2022 for filing with the Hays County Commissioners Court pursuant to Texas Local Government Code, Section 140.004(d) and the Texas Department of Criminal Justice-Community Justice Assistance Divisions Financial Management Manual.

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

5 - 0 Passed - Unanimously

38874 Authorize payment to On Site Services in the amount of \$500.00 for the Transportation Department related to the purchase of random drug and alcohol screenings where no purchase order was issued as required per the Hays County purchasing policy.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize payment to On Site Services in the amount of \$500.00 for the Transportation Department related to the purchase of random drug and alcohol screenings where no purchase order was issued as required per the Hays County purchasing policy.

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

5 - 0 Passed - Unanimously

38875 Approve the appointment of Travis Brown to the Board of Emergency Services District #4 to replace John White for a term ending December 31, 2024.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to approve the appointment of Travis Brown to the Board of Emergency Services District #4 to replace John White for a term ending December 31, 2024.

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

5 - 0 Passed - Unanimously

38876 Receive and Ratify the finalized Real Estate Purchase Contract for Improved Property between Hays County and Wm. M. Gary Estate Limited Partnership and amend the budget accordingly.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to receive and Ratify the finalized Real Estate Purchase Contract for Improved Property between Hays County and Wm. M. Gary Estate Limited Partnership and amend the budget accordingly.



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

5 - 0 Passed - Unanimously

38877 Amend the acceptance of a grant award to the Hays County Sheriff's Office from the NRA (National Rifle Association) in the total value amount of \$3,824.00 for training ammunition and amend the budget accordingly.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to amend the acceptance of a grant award to the Hays County Sheriff's Office from the NRA (National Rifle Association) in the total value amount of \$3,824.00 for training ammunition and amend the budget accordingly.

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

NAY: Judge Becerra

4 - 1 Passed

38878 Authorize the Sheriff's Office to accept a proposal from Cornerstone, Inc. related to the Detention Slider Upgrades, pursuant to GSA contract GA-07F-269AA, and authorize a discretionary exemption pursuant to Texas Local Government Code Chapter 262.024 (a)(7)(D) for all open market items.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the Sheriff's Office to accept a proposal from Cornerstone, Inc. related to the Detention Slider Upgrades, pursuant to GSA contract GA-07F-269AA, and authorize a discretionary exemption pursuant to Texas Local Government Code Chapter 262.024 (a)(7)(D) for all open market items.

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

5 - 0 Passed - Unanimously

38879 Authorize the Sheriff's Office to utilize Cornerstone Detention for repairs to the gate at the Hays County Jail pursuant to the GSA contract GS-07F-269AA and amend the budget accordingly.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the Sheriff's Office to utilize Cornerstone Detention for repairs to the gate at the Hays County Jail pursuant to the GSA contract GS-07F-269AA and amend the budget accordingly.

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

5 - 0 Passed - Unanimously

38880 Authorize the County Judge to execute Amendment #1 for a time extension to Task Order #4 as part of the Master Interlocal Agreement between Hays County and Texas State University executed on or about April 12, 2022.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the County Judge to execute Amendment #1 for a time extension to Task Order #4 as part of the Master Interlocal Agreement between Hays County and Texas State University executed on or about April 12, 2022.

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

5 - 0 Passed - Unanimously

38881 Accept the Fiscal Year 2022 Hays County Emergency Services District #9 Audit Report per Texas Health and Safety Code 775.082.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to accept the Fiscal Year 2022 Hays County Emergency Services District #9 Audit Report per Texas Health and Safety Code 775.082.

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

5 - 0 Passed - Unanimously



38882 Authorize the repairs from Cornerstone Detention Products for the lobby door at the Hays County Jail and authorize a discretionary exemption pursuant to Texas Local Government Code 262.024 (a)(7)(D).

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the repairs from Cornerstone Detention Products for the lobby door at the Hays County Jail and authorize a discretionary exemption pursuant to Texas Local Government Code 262.024 (a)(7)(D).

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

5 - 0 Passed - Unanimously

38883 Approve renewal of IFB 2021-B05 Concrete Contractor with Myers Concrete Construction, LP.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to approve renewal of IFB 2021-B05 Concrete Contractor with Myers Concrete Construction, LP.

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

5 - 0 Passed - Unanimously

38884 Authorize the County Judge to execute an Agreement between Hays County and Rene Bates Auctioneers, Inc. pursuant to Bodyboard Contract 620-20 Auction Services for the Hays County Fiscal Year 2023 Auction.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the County Judge to execute an Agreement between Hays County and Rene Bates Auctioneers, Inc. pursuant to Bodyboard Contract 620-20 Auction Services for the Hays County Fiscal Year 2023 Auction.

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

5 - 0 Passed - Unanimously

38885 Approve Utility Permit.

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

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

5 - 0 Passed - Unanimously

38886 Authorize the acceptance of a \$1,500.00 donation to the Sheriff's Office Community Outreach Program and amend the budget accordingly.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the acceptance of a \$1,500.00 donation to the Sheriff's Office Community Outreach Program and amend the budget accordingly.

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

5 - 0 Passed - Unanimously

38887 Authorize the acceptance of a \$500.00 donation to the Sheriff's Office Crime Victim Services Program and amend the budget accordingly.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the acceptance of a \$500.00 donation to the Sheriff's Office Crime Victim Services Program and amend the budget accordingly.

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

5 - 0 Passed - Unanimously

38888 Authorize the Constable Precinct 1 Office to purchase additional vehicle lighting from Dana Safety Supply, Inc. for two police vehicles valued at \$5,128.19 and amend the budget accordingly.



Commissioner Ingalsbe explained these vehicles were previously budgeted for but require additional funding.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Cohen to authorize the Constable Precinct 1 Office to purchase additional vehicle lighting from Dana Safety Supply, Inc. for two police vehicles valued at \$5,128.19 and amend the budget accordingly.

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 11:01 a.m. and resumed back into open court at 11:11 a.m.

38889 Authorize the Office of Emergency Services, Fire Marshal Division to utilize donated funds to build out office cubicles at the Yarrington Building, purchase personal protective uniforms for personnel to wear at fire scenes, and purchase promotional items for community education and outreach and amend the budget accordingly.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the Office of Emergency Services, Fire Marshal Division to utilize donated funds to build out office cubicles at the Yarrington Building, purchase personal protective uniforms for personnel to wear at fire scenes, and purchase promotional items for community education and outreach and amend the budget accordingly.

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

5 - 0 Passed - Unanimously

38890 Authorize a waiver to the ID Badge policy for Neighborhood Defender Services employees, Hays County's contracted Public Defender's Office.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize a waiver to the ID Badge policy for Neighborhood Defender Services employees, Hays County's contracted Public Defender's Office.

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

5 - 0 Passed - Unanimously

38891 Authorize Security One to install a Cellular Communicator to the fire alarm system at the Elections/IT Building in the amount of \$800.00 and execute the systems monitoring agreement and amend the budget accordingly.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize Security One to install a Cellular Communicator to the fire alarm system at the Elections/IT Building in the amount of \$800.00 and execute the systems monitoring agreement and amend the budget accordingly.

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

5 - 0 Passed - Unanimously

38892 Discussion and possible action to authorize the County Judge to execute Contract Amendment No. 1 to amend the Exhibit D - Rate Schedule in the Professional Services Agreement with Freese and Nichols, Inc. (FNI) for the Jacobs Well Road Corridor Project from FM 2325 to RM 12 in Precinct 3.

Commissioner Shell stated this incorporates the CPI rate adjustment pursuant to the contract.

A motion was made by Commissioner Shell, seconded by Commissioner Ingalsbe to authorize the County Judge to execute Contract Amendment No. 1 to amend the Exhibit D - Rate Schedule in the Professional Services Agreement with Freese and Nichols, Inc. (FNI) for the Jacobs Well Road Corridor Project from FM 2325 to RM 12 in Precinct 3.

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

5 - 0 Passed - Unanimously



38893 Discussion and possible action to authorize the County Judge to execute Contract Amendment No. 4 in the amount of \$10,000.00 to the Professional Services Agreement between Hays County and Cobb, Fendley & Associates, Inc. (CFA) for utility design and coordination services on the FM 110 North project in Precinct 1, as part of the TxDOT/Hays County Partnership Program, utilizing a discretionary exemption pursuant to Texas Local Government Code Ch. 262.024(a)(4).

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Cohen to authorize the County Judge to execute Contract Amendment No. 4 in the amount of \$10,000.00 to the Professional Services Agreement between Hays County and Cobb, Fendley & Associates, Inc. (CFA) for utility design and coordination services on the FM 110 North project in Precinct 1, as part of the TxDOT/Hays County Partnership Program, utilizing 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

38894 Discussion and possible action to consider the acceptance of road construction & surface drainage improvements, release of the subdivision bond #800132235 in the amount of \$3,506,205.95, acceptance of the 2-year maintenance bond #PB03016800706M1 in the amount of \$376,152.05, and acceptance of the revegetation bond #PB03016800706M2 in the amount of \$288,668.95 for Crosswinds subd., Phase 3A.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Cohen to accept road construction & surface drainage improvements, release the subdivision bond #800132235 in the amount of \$3,506,205.95, accept the 2-year maintenance bond #PB03016800706M1 in the amount of \$376,152.05, and accept the revegetation bond #PB03016800706M2 in the amount of \$288,668.95 for Crosswinds subd., Phase 3A.

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

5 - 0 Passed - Unanimously

38895 PLN-2080-NP; Discussion and possible action regarding the Estates at Darden Hill, Prelim.

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

A motion was made by Commissioner Smith, seconded by Commissioner Shell to conditionally approve the Estates at Darden Hill, Prelim (PLN-2080-NP), pending administrative changes as instructed by Development Services.

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

5 - 0 Passed - Unanimously

PLN-2166-PC; Hold a Public Hearing, followed by discussion and possible action regarding the Beulah Marie Needham Estates, Lot 3, Replat.

Judge Becerra opened the Public Hearing at 11:55 a.m. Lorinda Sanderson stated she holds an undivided interest in the property and spoke against the subdivision. Judge Becerra closed the Public Hearing at 11:56 a.m. Marcus Pacheco, Director of Development Services, explained this property is in the City of Dripping Springs ETJ, so the city should approve the subdivision application, not Hays County. The Court discussed with Pacheco and Mark Kennedy, General Counsel, the process of determining ownership and the right to develop. Commissioner Smith further spoke about undivided interest and how the County can avoid this issue in the future. No action taken.

PLN-2090-NP; Discussion and possible action regarding the Hays Commons Subdivision, Preliminary Plan.

Carol Pennington made a public comment concerning the proposed subdivision's effect on water and wildlife. Roxanne O'Neal made a public comment concerning the proposed subdivision's effect on water. Candace Blake made a public comment against the subdivision and its on-site sewage facility plan. Bobby Levinski made a public comment concerning the County's jurisdiction over the development and a lack of compliance with the development agreement. Brett Mundy made a public comment concerning the proposed subdivision's effect on her business and emergency service access.



Darlene Starr made a public comment concerning the proposed subdivision's effect on water and biodiversity. Elaine Cardenas, County Clerk, read emailed public comments from the following individuals: Mike Clifford submitted a public comment concerning the proposed subdivision's effect on water and a lack of information regarding impervious cover and risk to karst features; Bill Bunch submitted a public comment concerning the proposed subdivision's effect on water and deficiencies in the preliminary plan; Jim Camp submitted a public comment requesting for the item to be delayed for 2 weeks for further discussion. The Court discussed with Marcus Pacheco, Director of Development Services, and Mark Kennedy, General Counsel, the County's authority over land use, the practice of conditionally approving plans, the need to set minimal requirements for approval, and how to act on this plan, and determined the item should be tabled until the next meeting for further consideration. No action taken.

38896 Hold a public hearing, followed by discussion and possible action to finalize changes to the Hays County Food Establishment Regulations.

Marcus Pacheco, Director of Development Services, explained the state updated the Texas Food Establishment Regulations (TFER). Eric Vangaasbeek, Chief Environmental Health Specialist, and Lynette Hunsworth, Environment Health Specialist II, presented proposed updates to regulations and fees, including a fee for selling eggs at farmers markets, a rush review fee, a late renewal fee, and removing letter grades for food establishments. The Court discussed the proposed fee changes and their possible effects on businesses, as well as making the permitting process as easy as possible for residents. Pacheco reviewed the growing number of food establishments in Hays County. Commissioner Smith expressed concerns over the rush review fee and how it might delay other applications, and suggested putting a time limit on it.

A motion was made by Judge Becerra, seconded by Commissioner Ingalsbe to finalize changes to the Hays County Food Establishment Regulations.

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

5 - 0 Passed - Unanimously

38897 Discussion and possible action to amend the Development Services Fee Schedule.

A motion was made by Judge Becerra, seconded by Commissioner Ingalsbe to amend the Development Services Fee Schedule to exclude the Food Establishment Late Renewal and the Food Establishment Permit Application Rush Review.

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

5 - 0 Passed - Unanimously

38898 Discussion and possible action to authorize the County Judge to execute a proposal from The Fence Lady Inc. for the repairs and awning replacements to the shade structures at 5 Mile Dam in the amount of \$38,275.00 and amend the budget accordingly.

A motion was made by Commissioner Shell, seconded by Commissioner Ingalsbe to authorize the County Judge to execute a proposal from The Fence Lady Inc. for the repairs and awning replacements to the shade structures at 5 Mile Dam in the amount of \$38,275.00 and amend the budget accordingly.

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

5 - 0 Passed - Unanimously

38899 Discussion and possible action to adopt an election precinct boundary change.

Jennifer Doinoff, Elections Administrator, explained the need to change election precincts in order to remain in compliance with population rules.

A motion was made by Commissioner Shell, seconded by Commissioner Ingalsbe to adopt an election precinct boundary change.

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

5 - 0 Passed - Unanimously



38900 Discussion and possible action to authorize addition of general and law enforcement liability coverage on three newly purchased unmanned aircraft at an additional premium rate of \$2,311.00 annually.

A motion was made by Judge Becerra, seconded by Commissioner Cohen to authorize addition of general and law enforcement liability coverage on three newly purchased unmanned aircraft at an additional premium rate of \$2,311.00 annually.

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

5 - 0 Passed - Unanimously

38901 Discussion and possible action to authorize the County Judge to execute the Hays County American Rescue Plan Recovery Grant Agreement between Hays County and Gary P. Hale, Quartermaster of Dripping Springs VFW Post 2933 regarding recovery assistance for direct or indirect impacts of COVID-19 and amend the budget accordingly.

Commissioner Smith stated this grant is for about \$5,600 for lost revenue replacement during COVID.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Cohen to authorize the County Judge to execute the Hays County American Rescue Plan Recovery Grant Agreement between Hays County and Gary P. Hale, Quartermaster of Dripping Springs VFW Post 2933 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

38902 Discussion and possible action to authorize the County Clerk to re-grade two Bookkeeper positions; one to an Accountant I grade 119 and one to an Accounting Specialist grade 115 effective May 1, 2023.

Elaine Cardenas, County Clerk, explained the request to re-grade the bookkeeper positions due to job responsibilities. Commissioner Shell and Commissioner Ingalsbe expressed concern about re-grading after the completion of the salary study.

A motion was made by Judge Becerra, seconded by Commissioner Ingalsbe to authorize the County Clerk to re-grade two Bookkeeper positions; one to an Accountant I grade 119 and one to an Accounting Specialist grade 115 effective May 1, 2023.

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

NAY: Commissioner Shell

4 - 1 Passed

38903 Discussion and possible action to include the Hays County Extension Agents in the 4/1/23 salary increase, implementation of salary progression plans within the new salary chart and establishment of a Compensation Committee.

Commissioner Shell spoke about the recommendation to form a Compensation Committee and the need to include the AgriLife Extension Agents in the new salary plan and to continue working on the salary progression plan. The Court discussed with Shari Miller, Director of Human Resources, who should be included in the Compensation Committee, and how to move forward with the salary progression plan. Commissioner Shell concluded the progression plan should be brought back to the next meeting.

A motion was made by Commissioner Shell, seconded by Judge Becerra to include the Hays County Extension Agents in the 4/1/23 salary increase.

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

5 - 0 Passed - Unanimously

A motion was made by Commissioner Shell to establish a Compensation Committee with 6 members consisting of Jerry Borcharding, Director of Transportation, Shari Miller, Director of Human Resources, Vickie Dorsett, Budget Officer, Ruben Becerra, County Judge, Jenifer O'Kane, Tax Assessor-Collector, and Helly Higgins, District Attorney. No second was made. Motion failed.



A motion was made by Judge Becerra, seconded by Commissioner Cohen to establish a Compensation Committee with 7 elected officials/department heads consisting of Jerry Borcharding, Director of Transportation, Shari Miller, Director of Human Resources, Vickie Dorsett, Budget Officer, Ruben Becerra, County Judge, Jenifer O'Kane, Tax Assessor-Collector, Helly Higgins, District Attorney, and Elaine Cardenas, County Clerk.

AYE: Commissioner Ingalsbe, Commissioner Cohen, Judge Becerra

NAY: Commissioner Shell, Commissioner Smith

3 - 2 Passed

38904 Discussion and possible action to approve a Resolution of Support for Essential Community Facilities Project for the Dripping Springs Community Library.

Commissioner Smith explained this Resolution would support the Dripping Springs Community Library's application for a grant and would not obligate the County to provide any funding.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to approve a Resolution of Support for Essential Community Facilities Project for the Dripping Springs Community Library.

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

5 - 0 Passed - Unanimously

38905 Discussion and possible action to authorize the Mental Health Specialty Court to purchase consumable items for a Specialty Court Symposium to be held on April 28th.

Kaimi Mattila, Mental Health Court Administrator, spoke about the upcoming symposium and the opportunity to share resources and knowledge. Commissioner Ingalsbe stated she and Commissioner Shell have agreed to split the amount between their community program budgets. Commissioner Smith thanked the Mental Health Court and Commissioner Ingalsbe for their work on this.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Cohen to authorize the Mental Health Specialty Court to purchase consumable items for a Specialty Court Symposium to be held on April 28th.

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

5 - 0 Passed - Unanimously

38906 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 Megan Gauwain Counseling Services, PLLC and Hiatus Wellness, LLC.

Commissioner Ingalsbe stated this is to provide additional services required by the Mental Health Court program in order for participants to graduate from the program. Kaimi Mattila, Mental Health Court Administrator, spoke about having a variety of providers so both telehealth and in-person services can be offered and accessibility is increased.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Cohen 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 Megan Gauwain Counseling Services, PLLC and Hiatus Wellness, LLC.

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

5 - 0 Passed - Unanimously

Clerk's Note: Executive Session began at 2:35 p.m. and resumed back into open court at 3:13 p.m.

Executive Session pursuant to Sections 551.071 and 551.072 of the Texas Government Code: consultation with counsel and deliberation regarding the purchase, exchange, lease and/or value of real property associated with Parks and Open Space Projects being considered by Hays County. Possible discussion and/or action may follow in open court.

No action taken.



Executive Session pursuant to Sections 551.071 and 551.072 of the Texas Government Code, consultation with counsel and deliberation regarding the Government Center Master Plan, prospective use, and space needs. Possible discussion and/or action may follow in open court.

No action taken.

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

Discussion related to the Hays County inmate population, to include current population counts and costs.

Judge Becerra read the Sheriff's update of the inmate population. Current maximum jail capacity is 410 inmates. Jail Standards recommends holding 10% open, lowering current capacity to 368 inmates. The jail's daily average was 579 for the week of April 16, 2023, with a peak of 587 inmates on April 18, 2023. The estimated cost for outsourcing inmates this week was \$143,790. The average number of outsourced males is 225 and females is 3. This week's inmates were housed in the following counties: Atascosa, Comal, Haskell, and Maverick. The number of "paper-ready" inmates who are now wardens of the state is 33.

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.*

38907 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).

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to approve a transfer of \$200,000 of American Rescue Plan Act funds from Precinct 1 to Precinct 2.

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

5 - 0 Passed - Unanimously

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, updated the Court on the progress of the department, including the use of technology, the creation of bylaws and a 5-year plan, identifying financial resources, hiring interns from Texas State University, and collaborating with County departments and specialty courts. He explained the preliminary process individuals would potentially go through after being arrested.

ADJOURNMENT

A motion was made by Commissioner Shell, seconded by Judge Becerra to adjourn court at 3:13 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 APRIL 25, 2023.




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