

HAYS COUNTY COMMISSIONERS' COURT MINUTES



OCTOBER 24, 2023

STATE OF TEXAS \*  
COUNTY OF HAYS \*

ON THIS THE 24th DAY OF OCTOBER A.D., 2023, THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, MET IN REGULAR MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:

DEBBIE GONZALES INGALSBE	COMMISSIONER, PCT. 1
MICHELLE COHEN	COMMISSIONER, PCT. 2
LON A. SHELL	COMMISSIONER, PCT. 3
WALT SMITH	COMMISSIONER, PCT. 4
ANNE MEDINA	DEPUTY 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.

WITH JUDGE BECERRA BEING ABSENT, THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Commissioner Ingalsbe called the meeting to order. Pastor Darius Todd, Hays County Chaplain, gave the invocation. Commissioner Ingalsbe led the court in the Pledge of Allegiance to the United States and Texas flags.

#### PUBLIC COMMENTS

*William L. Wagner Jr. made a public comment concerning the Mission Oaks Condominiums and the developer's compliance with the Hays County Development Agreement, as well as Public Information Requests submitted to Hays County. Virginia Parker made a public comment regarding a federal funding opportunity for a study on Cape's Dam and its possible removal or reconstruction. Dan Lyon made a public comment concerning activity on the Historic Courthouse grounds and county spending.*

**39559** Adopt a Proclamation recognizing October 2023 as Mediation Awareness Month.

*Martha Joyce, Director of the Central Texas Dispute Resolution Center, introduced several employees and presented the court with a plaque in honor of their support throughout the years.*

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Cohen to adopt a Proclamation recognizing October 2023 as Mediation Awareness Month.

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

**4 - 0 Passed - Unanimously**

**39560** Adopt a Proclamation supporting Operation Green Light for Veterans in Hays County.

*Jude Prather, Hays County Veteran Services Officer, encouraged citizens to install green light bulbs in support of Operation Green Light for Veterans.*

A motion was made by Commissioner Cohen, seconded by Commissioner Smith to adopt a Proclamation supporting Operation Green Light for Veterans in Hays County.

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

**4 - 0 Passed - Unanimously**

**39561** Adopt a Proclamation observing October 23, 2023 as the Michael Hernandez Day of Service.

*Commissioner Smith thanked Michael Hernandez for his service to Hays County. Jude Prather, Hays County Veteran Services Officer, spoke about his experience working with Hernandez. Hernandez thanked the court for the recognition.*



A motion was made by Commissioner Smith, seconded by Commissioner Shell to adopt a Proclamation observing October 23, 2023 as the Michael Hernandez Day of Service.

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

**4 - 0 Passed - Unanimously**

**39562** Adopt a Proclamation recognizing November 4, 2023 as Harvey Miller Day of Service.

*Alex Banbury, President of the Dunbar Heritage Association, invited the public to the 3rd Annual Harvey Miller Day of Service on November 4th. Commissioner Ingalsbe thanked the Banburys for honoring Harvey Miller.*

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to adopt a Proclamation recognizing November 4, 2023 as Harvey Miller Day of Service.

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

**4 - 0 Passed - Unanimously**

Presentation of Hays County Employee Service and Retirement Awards.

*Kim Jeter, Hays County Human Resources Manager, presented service milestone awards to Hays County Employees.*

**39563** Approve payments of County invoices.

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

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

**4 - 0 Passed - Unanimously**

**39564** Approve the payment of Juror checks.

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

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

**4 - 0 Passed - Unanimously**

**39565** Approve the payment of United Healthcare claims.

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

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

**4 - 0 Passed - Unanimously**

**39566** Approve Commissioners Court Minutes of October 10, 2023.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to approve Commissioners Court Minutes of October 10, 2023.

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

**4 - 0 Passed - Unanimously**

**39567** Approve the payment of the October 31, 2023 payroll disbursements in an amount not to exceed \$4,850,000.00 effective October 31, 2023 and post totals for wages, withholdings, deductions and benefits on the Hays County website once finalized.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to approve the payment of the October 31, 2023 payroll disbursements in an amount not to exceed \$4,850,000.00 effective October 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

**4 - 0 Passed - Unanimously**

**39568** Authorize the execution of the "Resolution Approving Assignment of Private Activity Bond Authority to Texas Department of Housing and Community Affairs (TDHCA); and Containing Other Provisions Relating to the Subject", regarding the Capital Area Housing Finance Corporation (CAHFC) application to facilitate a Single Family Mortgage Orientation Program.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to authorize the execution of the "Resolution Approving Assignment of Private Activity Bond Authority to Texas Department of Housing and Community Affairs (TDHCA); and Containing Other Provisions Relating to the Subject", regarding the Capital Area Housing Finance Corporation (CAHFC) application to facilitate a Single Family Mortgage Orientation Program.

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

**4 - 0 Passed - Unanimously**

**39569** Authorize the execution of a General and No Litigation Certificate of Hays related to the issuance of bonds by Capital Area Housing Finance Corporation for Northside Village, Williamson County, Texas.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to authorize the execution of a General and No Litigation Certificate of Hays related to the issuance of bonds by Capital Area Housing Finance Corporation for Northside Village, Williamson County, Texas.

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

**4 - 0 Passed - Unanimously**

**39570** Authorize the purchase of X-ray machine roller tables that are used by Pct.1 Building Security at the Government Center in the amount of \$4,196.00; authorize a purchasing waiver requiring three quotes and amend the budget accordingly.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to authorize the purchase of X-ray machine roller tables that are used by Pct.1 Building Security at the Government Center in the amount of \$4,196.00; authorize a purchasing waiver requiring three quotes and amend the budget accordingly.

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

**4 - 0 Passed - Unanimously**

**39571** Approve out-of-state travel for Assistant Criminal District Attorneys, Allison Buess and Christopher Griffith to attend the Arson and Explosive for Prosecutor Course in Huntsville, Alabama.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to approve out-of-state travel for Assistant Criminal District Attorneys, Allison Buess and Christopher Griffith to attend the Arson and Explosive for Prosecutor Course in Huntsville, Alabama.

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

**4 - 0 Passed - Unanimously**

**39572** Authorize payment to Gruene Harley-Davidson for FY23 repairs and maintenance to two (2) Harley-Davidson motorcycles totaling \$2,634.43 for the Hays County Constable, Pct. 4 Office, in which purchase orders were not obtained per the Hays County Purchasing Policy.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to authorize payment to Gruene Harley-Davidson for FY23 repairs and maintenance to two (2) Harley-Davidson motorcycles totaling \$2,634.43 for the Hays County Constable, Pct. 4 Office, in which purchase orders were not obtained per the Hays County Purchasing Policy.

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

**4 - 0 Passed - Unanimously**



**39573** Approve the reappointment of Andy Cable, Scott Brown and John Anderson to the Board of Emergency Services District #7 for two year terms ending December 31, 2025.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to approve the reappointment of Andy Cable, Scott Brown and John Anderson to the Board of Emergency Services District #7 for two year terms ending December 31, 2025.

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

**4 - 0 Passed - Unanimously**

**39574** Authorize the County Judge to execute a work order between Hays County and Security One, Inc. to replace one of the cameras in the PCT. 3 Courtroom in the amount of \$748.34 and amend the budget accordingly.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to authorize Commissioner Ingalsbe to execute a work order between Hays County and Security One, Inc. to replace one of the cameras in the PCT. 3 Courtroom in the amount of \$748.34 and amend the budget accordingly.

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

**4 - 0 Passed - Unanimously**

**39575** Ratify the submission of a grant application to the Firehouse Subs Public Safety Foundation in the amount of \$24,447.39.

A motion was made by Commissioner Shell, seconded by Commissioner Smith to ratify the submission of a grant application to the Firehouse Subs Public Safety Foundation in the amount of \$24,447.39.

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

**4 - 0 Passed - Unanimously**

**39576** Authorize the renewal of the Hays County Accident Insurance Policy with La Vernia Insurance Agency related to all authorized volunteers at a premium renewal rate of \$300.00.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to authorize the renewal of the Hays County Accident Insurance Policy with La Vernia Insurance Agency related to all authorized volunteers at a premium renewal rate of \$300.00.

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

**4 - 0 Passed - Unanimously**

**39577** Authorize the County Judge to execute a work order with CureMD for one additional Health Department inventory module user license in the amount of \$99.00.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to authorize Commissioner Ingalsbe to execute a work order with CureMD for one additional Health Department inventory module user license in the amount of \$99.00.

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

**4 - 0 Passed - Unanimously**

**39578** Approve the cancelation of Commissioners Court on January 9 & 23, February 13 & 20, March 5 & 19, April 2, 16 & 30, May 14 & 28 and June 11 & 25.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to approve the cancelation of Commissioners Court on January 9 & 23, February 13 & 20, March 5 & 19, April 2, 16 & 30, May 14 & 28 and June 11 & 25.

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

**4 - 0 Passed - Unanimously**



**39579** Authorize the submission of a grant application to the United States Department of Agriculture (USDA), Community Wildfire Defense Grant program in the amount of \$249,650.00.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to authorize the submission of a grant application to the United States Department of Agriculture (USDA), Community Wildfire Defense Grant program in the amount of \$249,650.00.

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

**4 - 0 Passed - Unanimously**

**39580** Authorize the submission of a grant application to the Texas Historical Commission, Certified Local Government Grant Program in the amount of \$30,000.00 with a \$60,000 local match.

A motion was made by Commissioner Cohen, seconded by Commissioner Ingalsbe to authorize the submission of a grant application to the Texas Historical Commission, Certified Local Government Grant Program in the amount of \$30,000.00 with a \$60,000 local match.

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

**4 - 0 Passed - Unanimously**

**39581** Approve contract change order 1, increase \$53,125.94, with Myers Concrete Construction, LP pursuant to IFB 2021-B05 Concrete Contractor for additional perimeter sidewalk work required for the Courthouse Grounds Renovation Project.

*Dan Lyon made a public comment concerning an increase in the project price. Stephanie Hunt, Hays County Purchasing Agent, explained how the project changes led to the price increase. Tammy Crumley, Director of Countywide Operations, stated the entire sidewalk needs to be replaced as opposed to patch replacements in order to maintain historical accuracy.*

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to approve contract change order 1, increase \$53,125.94, with Myers Concrete Construction, LP pursuant to IFB 2021-B05 Concrete Contractor for additional perimeter sidewalk work required for the Courthouse Grounds Renovation Project.

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

**4 - 0 Passed - Unanimously**

**39582** Approve renewal of IFB 2020-B02 Hauling Solid Waste with Texas Disposal Systems and Central Texas Refuse, LLC. for one (1) additional year, with the proposed price changes from Texas Disposal Systems, increasing their contract 8%.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to approve renewal of IFB 2020-B02 Hauling Solid Waste with Texas Disposal Systems and Central Texas Refuse, LLC. for one (1) additional year, with the proposed price changes from Texas Disposal Systems, increasing their contract 8%.

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

**4 - 0 Passed - Unanimously**

**39583** Authorize the execution of the Sixth Amendment to RFP 2020-P02 Countywide Janitorial Services between Hays County and Pritchard Industries.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to authorize the execution of the Sixth Amendment to RFP 2020-P02 Countywide Janitorial Services between Hays County and Pritchard Industries.

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

**4 - 0 Passed - Unanimously**

**39584** Approve out-of-state travel for Cpl. Garrett Dominguez and Mobile Crisis Outreach Liaison Erin Barker to attend the NTOA Crisis Negotiations Conference on November 13-16, 2023, in Scottsdale, AZ.



A motion was made by Commissioner Shell, seconded by Commissioner Cohen to approve out-of-state travel for Cpl. Garrett Dominguez and Mobile Crisis Outreach Liaison Erin Barker to attend the NTOA Crisis Negotiations Conference on November 13-16, 2023, in Scottsdale, AZ.

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

**4 - 0 Passed - Unanimously**

**39585** Authorize the Development Services Department to obtain professional services with Eric O'Neil for the creation of a Python script for County GIS and MyPermitNow services, authorize a purchasing policy waiver and amend the budget accordingly.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to authorize the Development Services Department to obtain professional services with Eric O'Neil for the creation of a Python script for County GIS and MyPermitNow services, authorize a purchasing policy waiver and amend the budget accordingly.

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

**4 - 0 Passed - Unanimously**

**39586** Approve out-of-state travel for Lieutenant Matt Wasko to attend the Use of Force Summit on November 28-30, 2023, in Uncasville, CT.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to approve out-of-state travel for Lieutenant Matt Wasko to attend the Use of Force Summit on November 28-30, 2023, in Uncasville, CT.

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

**4 - 0 Passed - Unanimously**

**39587** Authorize the Sheriff's Office to procure a credit card in an amount not to exceed \$5,000.00 from the County depository account.

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

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

**4 - 0 Passed - Unanimously**

**39588** Authorize a three-year (3) Focus Complete Care Service Plan for \$10,925.00 with ZNET Tech, LLC for FARO, a 3D measuring tool used by the Sheriff's Office for investigative purposes.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to authorize a three-year (3) Focus Complete Care Service Plan for \$10,925.00 with ZNET Tech, LLC for FARO, a 3D measuring tool used by the Sheriff's Office for investigative purposes.

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

**4 - 0 Passed - Unanimously**

**39589** Authorize the Historical Commission Office to purchase consumable treats for the Kyle Depot to participate in the City of Kyle annual "Trick or Treat" event.

A motion was made by Commissioner Cohen, seconded by Commissioner Shell to authorize the Historical Commission Office to purchase consumable treats for the Kyle Depot to participate in the City of Kyle annual "Trick or Treat" event.

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

**4 - 0 Passed - Unanimously**

**39590** Authorize the Veteran's Administration Office to request a \$50,000.00 increase for client services for grant year 2023-2024 at the quarterly Texas Veterans Commission meeting in November 2023.



A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the Veteran's Administration Office to request a \$50,000.00 increase for client services for grant year 2023-2024 at the quarterly Texas Veterans Commission meeting in November 2023.

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

**4 - 0 Passed - Unanimously**

**39591** Accept the resignation of Dennis Lane from the Board of Emergency Services District #1 and approve the appointment of Dan O'Brien to serve the remainder of the term ending December 31, 2024.

*Commissioner Smith thanked Dennis Lane for his service and Dan O'Brien for filling the position.*

A motion was made by Commissioner Smith, seconded by Commissioner Shell to accept the resignation of Dennis Lane from the Board of Emergency Services District #1 and approve the appointment of Dan O'Brien to serve the remainder of the term ending December 31, 2024.

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

**4 - 0 Passed - Unanimously**

**39592** Accept delivery of the Quarterly Internal Examination Reports for the Justice of the Peace Precinct 2 Office, Justice of the Peace Precinct 3 for the period of Jan 2023 to March 2023, Parks Department and Health Department for the period of April 2023 to June 2023, and Parks Department for the period of July 2023 to September 2023.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to accept delivery of the Quarterly Internal Examination Reports for the Justice of the Peace Precinct 2 Office, Justice of the Peace Precinct 3 for the period of Jan 2023 to March 2023, Parks Department and Health Department for the period of April 2023 to June 2023, and Parks Department for the period of July 2023 to September 2023.

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

**4 - 0 Passed - Unanimously**

**39593** Authorize the execution of a First Amendment to the Funding Agreement between Hays County and the City of Kyle for Purposes of a Hays County Citizen Reporting System.

*Tucker Furlow, Assistant Criminal District Attorney - Civil Division, stated the dollar amount of \$10,225 in section IV(A) of the First Amendment has been amended to \$14,891.25.*

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the execution of a First Amendment to the Funding Agreement between Hays County and the City of Kyle for Purposes of a Hays County Citizen Reporting System.

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

**4 - 0 Passed - Unanimously**

**39594** Discussion and possible action to authorize the Court to execute a Non-Standard Utility Agreement in the amount of \$83,550.00 with County Line Special Utility District for the relocation of existing facilities in conflict with the FM 2001 East Safety Improvements project from Graef Road to Southeast of SH 21 in Precinct 1, amend the budget accordingly, and authorize a discretionary exemption pursuant to Texas Local Government Code 262.024 (a)(7)(C).

*Commissioner Ingalsbe stated this is for the relocation of a water line.*

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Cohen to authorize the Court to execute a Non-Standard Utility Agreement in the amount of \$83,550.00 with County Line Special Utility District for the relocation of existing facilities in conflict with the FM 2001 East Safety Improvements project from Graef Road to Southeast of SH 21 in Precinct 1, amend the budget accordingly, and authorize a discretionary exemption pursuant to Texas Local Government Code 262.024 (a)(7)(C).



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

**4 - 0 Passed - Unanimously**

**39595** Hold a public hearing with possible action to establish a No Dumping zone on Goforth Road and Rohde Road.

*Commissioner Ingalsbe opened the Public Hearing at 10:31 a.m. Matt DeBow spoke in favor of installing "No Dumping" signs in the area. Commissioner Ingalsbe closed the Public Hearing at 10:33 a.m.*

A motion was made by Commissioner Cohen, seconded by Commissioner Ingalsbe to establish a No Dumping zone on Goforth Road and Rohde Road.

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

**4 - 0 Passed - Unanimously**

**39596** Discussion and possible action to consider the acceptance of road construction & surface drainage improvements, release the Letter of Credit #55110289 in the amount of \$1,202,038.38 and accept the 3-year maintenance bond #30189377 in the amount of \$27,033.60 for Mansions of Buda/Suffield Drive.

A motion was made by Commissioner Cohen, seconded by Commissioner Ingalsbe to accept road construction & surface drainage improvements, release the Letter of Credit #55110289 in the amount of \$1,202,038.38 and accept the 3-year maintenance bond #30189377 in the amount of \$27,033.60 for Mansions of Buda/Suffield Drive.

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

**4 - 0 Passed - Unanimously**

**39597** Discussion and possible action to consider the acceptance of road construction & surface drainage improvements, release the Letter of Credit #FTFC-23234 in the amount of \$2,553,164.45 and acceptance of the 2-year maintenance bond #355371K in the amount of \$129,932.25 for Waterstone Unit B.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Cohen to accept road construction & surface drainage improvements, release the Letter of Credit #FTFC-23234 in the amount of \$2,553,164.45 and accept the 2-year maintenance bond #355371K in the amount of \$129,932.25 for Waterstone Unit B.

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

**4 - 0 Passed - Unanimously**

**39598** Discussion and possible action to consider the acceptance of road construction & surface drainage improvements, release of the subdivision bond #LICX1975193 in the amount of \$1,310,079.50 and acceptance of the 2-year maintenance bond #341695J in the amount of \$91,551.55 for the Hymeadow subd., Section 3, Phase 4.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Cohen to accept road construction & surface drainage improvements, release the subdivision bond #LICX1975193 in the amount of \$1,310,079.50 and accept the 2-year maintenance bond #341695J in the amount of \$91,551.55 for the Hymeadow subd., Section 3, Phase 4.

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

**4 - 0 Passed - Unanimously**

**39599** Discussion and possible action to consider the acceptance of road construction & surface drainage improvements, release of the subdivision bond #30171067 in the amount of \$2,200,902.44 and acceptance of the 2-year maintenance bond #EACX4027628 in the amount of \$153,907.66 for Sunset Oaks subd., Section 4, Phase 3A.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Cohen to accept road construction & surface drainage improvements, release the subdivision bond #30171067 in the amount of \$2,200,902.44 and accept the 2-year maintenance bond #EACX4027628 in the amount of \$153,907.66 for Sunset Oaks subd., Section 4, Phase 3A.



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

**4 - 0 Passed - Unanimously**

**39600** PLN-2247-PC; Call for a Public Hearing on November 7, 2023, followed by discussion and possible action regarding Stagecoach Ranch, Sec 2, Lot 19E, Replat.

A motion was made by Commissioner Shell, seconded by Commissioner Ingalsbe to call for a Public Hearing on November 7, 2023, followed by discussion and possible action regarding Stagecoach Ranch, Sec 2, Lot 19E, Replat (PLN-2247-PC).

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

**4 - 0 Passed - Unanimously**

**39601** PLN-2272-PC; Call for a Public Hearing on November 7, 2023, followed by discussion and possible action regarding 3-G Ranch, Sec 1, Lot 1-A, Vacate and Replat.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Cohen to call for a Public Hearing on November 7, 2023, followed by discussion and possible action regarding 3-G Ranch, Sec 1, Lot 1-A, Vacate and Replat (PLN-2272-PC).

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

**4 - 0 Passed - Unanimously**

**39602** PLN-2321-NP; Discussion and possible action regarding the ratification of the Vista West Ranches, Lot 12, Final Plat.

*Marcus Pacheco, Director of Development Services, provided background on the property and explained that due to the Commissioners Court schedule, staff has already granted an administrative approval that needs to be ratified by the court.*

A motion was made by Commissioner Shell, seconded by Commissioner Smith to ratify the Vista West Ranches, Lot 12, Final Plat (PLN-2321-NP).

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

**4 - 0 Passed - Unanimously**

**39603** PLN-2313-NP; Hawk Ridge, Phase 2 Subdivision (27 Lots). Discussion and possible action to accept the Performance Bond No. 4467851 in the amount of \$828,300.00 for street, erosion, and drainage improvements & seek final determination for the final plat.

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

A motion was made by Commissioner Smith, seconded by Commissioner Shell to accept the Performance Bond No. 4467851 in the amount of \$828,300.00 for street, erosion, and drainage improvements and approve the final plat of Hawk Ridge, Phase 2 Subdivision (27 Lots) (PLN-2313-NP).

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

**4 - 0 Passed - Unanimously**

**Clerk's Note:** Commissioner Ingalsbe called for a recess that began at 10:41 a.m. and resumed back into open court at 10:50 a.m.

**39604** Discussion and possible action to authorize the County Judge to execute the Hays County American Rescue Plan Recovery Grant Agreement between Hays County and Friends of the Buda Public Library regarding recovery assistance for direct or indirect impacts of COVID-19 and amend the budget accordingly.

*Jaime Lee, Vice President of Friends of the Buda Public Library, stated these funds will benefit the community through classes and programs and will help replenish revenue lost during the COVID-19 pandemic. Commissioner Smith stated the total grant amount is \$15,972 from the Precinct 4 American Rescue Plan Act (ARPA) allocation.*



A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize Commissioner Ingalsbe to execute the Hays County American Rescue Plan Recovery Grant Agreement between Hays County and Friends of the Buda Public Library 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

**4 - 0 Passed - Unanimously**

**39605** Discussion and possible action to authorize the execution of the Hays County American Rescue Plan Recovery Grant Agreement between Hays County and Driftwood Historical Conservation Society regarding recovery assistance for direct or indirect impacts of COVID-19 and amend the budget accordingly.

*Commissioner Smith stated \$22,580 from the Precinct 4 ARPA allocation will go toward revenue replacement for the Driftwood Historical Conservation Society.*

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the execution of the Hays County American Rescue Plan Recovery Grant Agreement between Hays County and Driftwood Historical Conservation Society 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

**4 - 0 Passed - Unanimously**

**39606** Discussion and possible action to authorize the County Judge to execute the Hays County American Rescue Plan Recovery Grant Agreement between Hays County and the Greater San Marcos Partnership regarding recovery assistance for direct or indirect impacts of COVID-19 and amend the budget accordingly.

*Dan Lyon made a public comment against the item. Commissioner Shell stated this is similar to other agreements the county has with non-profit organizations.*

A motion was made by Commissioner Shell, seconded by Commissioner Smith to authorize Commissioner Ingalsbe to execute the Hays County American Rescue Plan Recovery Grant Agreement between Hays County and the Greater San Marcos Partnership 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

**4 - 0 Passed - Unanimously**

**39607** Discussion and possible action to the execution of Work Authorization #5 in the amount of \$27,792.00 between Hays County and Halff Associates, Inc., related to the 2020 Parks and Open Space Bond Program Master Services Agreement.

*Commissioner Shell stated this is for Sentinel Peak Preserve and the county hopes to have a park open by next summer.*

A motion was made by Commissioner Shell, seconded by Commissioner Smith to execute Work Authorization #5 in the amount of \$27,792.00 between Hays County and Halff Associates, Inc., related to the 2020 Parks and Open Space Bond Program Master Services Agreement.

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

**4 - 0 Passed - Unanimously**

**39608** Discussion and possible action to authorize Countywide Operations/Local Health Department to convert the Outreach Specialist slot 1127-002 from a three-quarter time position to a full-time position effective August 1, 2023, and inactivate the Community Program Manager position 0238-001.

*Tammy Crumley, Director of Countywide Operations, stated the Outreach Specialist position is grant-funded and the Community Program Manager position is no longer needed.*



A motion was made by Commissioner Cohen, seconded by Commissioner Shell to authorize Countywide Operations/Local Health Department to convert the Outreach Specialist slot 1127-002 from a three-quarter time position to a full-time position effective August 1, 2023, and inactivate the Community Program Manager position 0238-001.

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

**4 - 0 Passed - Unanimously**

**39609** Discussion and possible action to authorize an agreement between the Hays County Parks Department and ColorMix Graphics in the amount of \$5,000.00 for logo and branding development for the Hays County Parks Department.

*Tammy Crumley, Director of Countywide Operations, stated ColorMix Graphics will design 1 graphic for the Parks Department and 1 graphic for each of the 5 county parks. Commissioner Shell suggested designing graphics and merchandise for county parks that could be sold to the public to generate revenue.*

A motion was made by Commissioner Shell, seconded by Commissioner Smith to authorize an agreement between the Hays County Parks Department and ColorMix Graphics in the amount of \$5,000.00 for logo and branding development for the Hays County Parks Department.

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

**4 - 0 Passed - Unanimously**

**39610** Discussion and possible action to authorize the County Judge to execute an agreement between Hays County and L.D. Tebben Company for the installation of gutters to the Thermon building in the amount of \$9,450.00.

*Tammy Crumley, Director of Countywide Operations, explained this will prevent further erosion and foundation issues.*

A motion was made by Commissioner Shell, seconded by Commissioner Smith to authorize Commissioner Ingalsbe to execute an agreement between Hays County and L.D. Tebben Company for the installation of gutters to the Thermon building in the amount of \$9,450.00.

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

**4 - 0 Passed - Unanimously**

**39611** Discussion and possible action to authorize the County Judge to execute an Additional Services Proposal with Hellmuth, Obata & Kassabaum, LP (HOK) for construction phase services related to the Jail Attorney Visitation project.

A motion was made by Commissioner Shell, seconded by Commissioner Ingalsbe to authorize Commissioner Ingalsbe to execute an Additional Services Proposal with Hellmuth, Obata & Kassabaum, LP (HOK) for construction phase services related to the Jail Attorney Visitation project.

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

**4 - 0 Passed - Unanimously**

**39612** Discussion and possible action to adopt a resolution appointing Commissioner Michelle Cohen to the Board of Directors of the Capital Area Housing Finance Corporation, effective November 1, 2023.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to adopt a resolution appointing Commissioner Michelle Cohen to the Board of Directors of the Capital Area Housing Finance Corporation, effective November 1, 2023.

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

**4 - 0 Passed - Unanimously**

**39613** Discussion and possible action to re-grade the Field Operations Coordinator position in the Elections Administration Office effective 11/1/2023 and amend the budget accordingly.



*Shari Miller, Director of Human Resources, explained this is a new position and after further research, Human Resources believes it should be graded higher.*

A motion was made by Commissioner Cohen, seconded by Commissioner Shell to re-grade the Field Operations Coordinator position in the Elections Administration Office effective 11/1/2023 and amend the budget accordingly.

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

**4 - 0 Passed - Unanimously**

**39614** Discussion and possible action to adopt the Hays County FY 2024 Holiday Calendar.

A motion was made by Commissioner Cohen, seconded by Commissioner Shell to adopt the Hays County FY 2024 Holiday Calendar.

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

**4 - 0 Passed - Unanimously**

**39615** Discussion and possible action to authorize the Hays County Health Department to provide flu vaccines to county employees and their eligible dependents enrolled in the county health plan.

*Shari Miller, Director of Human Resources, spoke about flu vaccine opportunities for county employees. Tammy Crumley, Director of Countywide Operations, asked employees to complete the necessary forms before arriving for their vaccine.*

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Cohen to authorize the Hays County Health Department to provide flu vaccines to county employees and their eligible dependents enrolled in the county health plan.

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

**4 - 0 Passed - Unanimously**

**39616** Discussion and possible action authorizing the execution of a Product Schedule and Order Agreement with Ricoh USA, Inc. to add a printer/copier for the Purchasing Office, \$163.50 monthly.

A motion was made by Commissioner Cohen, seconded by Commissioner Shell to authorize the execution of a Product Schedule and Order Agreement with Ricoh USA, Inc. to add a printer/copier for the Purchasing Office, \$163.50 monthly.

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

**4 - 0 Passed - Unanimously**

**39617** Discussion and possible action to award RFP 2023-P11 Property & Liability Insurance to Texas Association of Counties and authorize staff and the District Attorney Civil Division to negotiate a contract.

*Shari Miller, Director of Human Resources, stated this will align renewal dates for all policies.*

A motion was made by Commissioner Cohen, seconded by Commissioner Shell to award RFP 2023-P11 Property & Liability Insurance to Texas Association of Counties and authorize staff and the District Attorney Civil Division to negotiate a contract.

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

**4 - 0 Passed - Unanimously**

**39618** Discussion and possible action to authorize the County Judge to execute an Interlocal Agreement (ILA) between Hays County and the City of Wimberley regarding floodplain administration and environmental health services for a period not to exceed 12 months.

*Marcus Pacheco, Director of Development Services, explained Hays County has assisted the City of Wimberley in administering their flood protection, on-site sewage facilities, and food establishment programs. The City of Wimberley is rescinding their On-Site Sewage Facility and Food Establishment regulations, and Hays County will be administering and enforcing County regulations in place of City regulations within the incorporated city limits.*



*Commissioner Shell stated the City pays the County \$3,000 per month for these services. Pacheco noted the agenda item summary in the back-up should read "ILA has Hays County administering & enforcing county ordinances."*

A motion was made by Commissioner Shell, seconded by Commissioner Smith to authorize Commissioner Ingalsbe to execute an Interlocal Agreement (ILA) between Hays County and the City of Wimberley regarding floodplain administration and environmental health services for a period not to exceed 12 months, including amended language to enforce county ordinances as presented in court.

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

**4 - 0 Passed - Unanimously**

**39619** Discussion and possible action to authorize Constable Pct. 3 to utilize Classic Collision for vehicle repairs to a 2023 leased Tahoe and amend the budget accordingly.

*Vickie Dorsett, Hays County Budget Officer, explained additional work is needed due to a hail storm and spoke about improving communication between the county and the companies used for repairs.*

A motion was made by Commissioner Shell, seconded by Commissioner Smith to authorize Constable Pct. 3 to utilize Classic Collision for vehicle repairs to a 2023 leased Tahoe and amend the budget accordingly.

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

**4 - 0 Passed - Unanimously**

**39620** Discussion and possible action to authorize the Hays County Treasurer to hire a temporary full-time employee effective October 30, 2023 through December 29, 2023 to assist in the Compliance Division and amend the budget accordingly.

*Daphne Tenorio, Hays County Treasurer, stated the Compliance Division handles payment plan collections for the District Courts and explained how the temporary employee will assist with its duties.*

A motion was made by Commissioner Cohen, seconded by Commissioner Shell to authorize the Hays County Treasurer to hire a temporary full-time employee effective October 30, 2023 through December 29, 2023 to assist in the Compliance Division and amend the budget accordingly.

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

**4 - 0 Passed - Unanimously**

**39621** Discussion and possible action to authorize the Constable Pct. 3 Office to utilize Lower Colorado River Authority (LCRA) for vehicle equipment removal and installation services and amend the budget accordingly.

*Commissioner Shell explained that due to delays caused by vacancies in the Sheriff's Office, LCRA has offered to provide this service.*

A motion was made by Commissioner Shell, seconded by Commissioner Smith to authorize the Constable Pct. 3 Office to utilize Lower Colorado River Authority (LCRA) for vehicle equipment removal and installation services and amend the budget accordingly.

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

**4 - 0 Passed - Unanimously**

**Clerk's Note:** Executive Session began at 11:12 a.m. and resumed back into open court at 11:36 a.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.



Those present in Executive Session were Commissioner Ingalsbe, Commissioner Cohen, Commissioner Shell, Commissioner Smith, Vickie Dorsett, Hays County Budget Officer, Tucker Furlow, Assistant Criminal District Attorney - Civil Division, Jordan Powell, First Assistant Criminal District Attorney - Civil Division, Janice Jones, Legal Support Services Specialist, and Marisol Villarreal-Alonzo, Hays County Auditor. 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.

Clerk's Note Agenda Item #M-7 RE: Updates on measurable advancement of Pretrial Services to include the areas of staffing, equipment, training, operations and policy, by Director of Pre-Trial Services Randy Focken. - WAS PULLED.

## ADJOURNMENT

A motion was made by Commissioner Shell, seconded by Commissioner Ingalsbe to adjourn court at 11:36 a.m.

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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 OCTOBER 24, 2023.



*Elaine H. Cardenas*

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

