

**Commissioners Court February 9, 2021
NOTICE OF A MEETING OF THE
COMMISSIONERS COURT OF HAYS COUNTY, TEXAS**



This Notice is posted pursuant to the Texas Open Meetings Act. (VERNONS TEXAS CODES ANN. GOV. CODE CH.551). The Hays County Commissioners Court will hold a meeting at **9:00 A.M.** on the **9th day of February 2021**, in the Hays County Courthouse, Room 301, San Marcos, Texas. An Open Meeting will be held concerning the following subjects:

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE - Pledge of Allegiance to the American Flag & Pledge of Allegiance to the Texas Flag

ROLL CALL

PUBLIC COMMENTS

At this time **3-MINUTE** comments will be taken from the audience on Non-Agenda related topics. To address the Court, please submit a Public Participation/ Witness Form to the County Clerk. Please Complete the Public Participation/ Witness Form in its Entirety.
NO ACTION MAY BE TAKEN BY THE COURT DURING PUBLIC COMMENTS.

PRESENTATIONS & PROCLAMATIONS

1	5-6	Adopt a Proclamation declaring February as Spay/Neuter Awareness Month in Hays County. BECERRA
2	7	Update from the County Judge and staff regarding the Local Disaster Declaration and COVID-19. Possible discussion and action may follow. BECERRA

CONSENT ITEMS

The following may be acted upon in one motion.
A Commissioner, the County Judge, or a Citizen may request items be pulled for separate discussion and/or action.

3	8	Approve payments of County invoices. VILLARREAL-ALONZO
4	9	Approve the payment of United Healthcare claims. VILLARREAL-ALONZO
5	10-20	Approve Commissioners Court Minutes of January 26, 2021. BECERRA/CARDENAS
6	21	Approve the payment of the February 15, 2021 payroll disbursements in an amount not to exceed \$3,155,000.00 effective February 12, 2021 and post totals for wages, withholdings, deductions and benefits on the Hays County website once finalized. BECERRA/RICHEY
7	22	Authorize On-Site Sewage Facility Permit for 3 - 4 bedroom long term rental houses located at 5024 S Old Bastrop Hwy, San Marcos, Texas 78666. INGALSBE/STRICKLAND
8	23-41	Accept and approve the 2020 Racial Profiling Report and the 2020 Annual Activity Report from Hays County Constable Office, Pct. 4. SMITH/HOOD
9	42-43	Authorize the Building Maintenance Department to purchase twelve (12) new 36-gallon exterior trash cans for the Historical Court House property in the amount of \$8,028 and amend the budget accordingly. BECERRA/T.CRUMLEY
10	44-45	Authorize the execution of Resolution and submission of a grant application to the Office of the Governor, Criminal Justice Division, General Victim Assistance program for the Hays County Victim Assistance for the Family Justice Center in the amount of \$54,868.74. BECERRA/T.CRUMLEY/W.MAU
11	46-47	Authorize the execution of Resolution and submission of a grant application to the Office of the Governor, Criminal Justice Division, General Victim Assistance program for the Hays County Victim Assistance Coordinator in the amount of \$54,868.74. BECERRA/T.CRUMLEY/W.MAU
12	48-54	Authorize JM Engineering, LLC to replace a 5-Ton Lennox HVAC unit with a 5-Ton American Standard unit located at the PCT 3 Office in the amount of \$10,356 and amend the budget accordingly. SHELL/T.CRUMLEY
13	55-56	Approve the appointment of Ashley Martinez to the Hays County Child Protective Board, 3 year term ending 12/31/23. BECERRA
14	57-93	Authorize the execution of Amendment No. 3 to the General Land Office (GLO) Contract No. 18-421-000-B130 Community Development Block Grant Disaster Recovery Program Housing Projects Non-Research & Development 2015 Flood Allocation. BECERRA/T.CRUMLEY

15	94-103	Approve Utility Permits. BECERRA/BORCHERDING
16	104	Approve the appointment of Walt Smith as an alternate representative to the Capital Area Metropolitan Planning Organization (CAMPO) Transportation Policy Board. INGALSBE
17	105-108	Authorize the enrollment and requirement of all Hays County employees and elected officials who have access to a local government computer system or database to complete a cybersecurity training program certified by the Texas Department of Information Resources (DIR) at least annually. BECERRA/MILLER
18	109	Authorize On-Site Sewage Facility Permit for five warehouse buildings located on Posey Rd, San Marcos TX, 78666. SHELL/PACHECO
19	110	Amend various departmental operating, special revenue and capital project budgets in preparation the County's FY 2020 year-end process. INGALSBE/VILLARREAL-ALONZO
20	111-127	Authorize the execution of a resolution and submit a grant application to the Office of the Governor - Criminal Justice Division for the Mental Health Crisis Intervention grant renewal. SHELL/T.CRUMLEY
21	128	Authorize On-Site Sewage Facility Permit for single family residence and guest house located at 8203 Bear Creek Drive, Austin, Texas 78737. SMITH/PACHECO
22	129	Authorize On-Site Sewage Facility Permit for a Retail Art Gallery Located at 246 American Way, Dripping Springs TX 78620. SMITH/PACHECO
23	130	Authorize On-Site Sewage Facility Permit for 3 short-term rental cabins and two Single Family Residences located at 3403 RR 2325, Wimberley, Texas 78676. SHELL/PACHECO
24	131-211	Approve specifications for IFB 2021-B07 Signal Poles and authorize Purchasing to solicit for bids and advertise. SHELL/BORCHERDING
25	212-213	Amend the OAG Hays County HazMat Team Monitor Maintenance grant budget for continuing education related to an on-site training course for HazMat equipment use and maintenance, materials sampling and radiological response. BECERRA/MIKE JONES
26	214-221	Authorize the Juvenile Detention Center to purchase a replacement 125KW Diesel Generator and execute an annual maintenance agreement with Holt Power Systems and amend the budget accordingly. INGALSBE/LITTLEJOHN

ACTION ITEMS

ROADS

27	222-235	Discussion and possible action to authorize the County Judge to execute Supplemental No. 4 to Work Authorization No. 1 for American Structurepoint, Inc on the RM 3237 Safety project as part of the 2016 Road Bond Program. SHELL/BORCHERDING
28	236	Discussion and possible action to approve the selection of PaveTex Testing to perform quality control materials testing on the Old Post Road Reconstruction Project and authorize staff and counsel to negotiate a contract. INGALSBE/BORCHERDING
29	237	Discussion and possible action to approve the selection of K Friese & Associates, Inc. to provide post construction drainage report & documents for Lime Kiln Road project in Precinct 4; and to authorize staff and counsel to negotiate a contract. SMITH/SHELL/BORCHERDING
30	238-239	Discussion and possible action to authorize the County Judge to execute Change Order No. 4 for a time extension to the Professional Services Agreement between Hays County and WSB & Associates, Inc. for the US 290 West Safety Improvements at Trautwein Road Intersection project. SMITH/BORCHERDING

MISCELLANEOUS

31	240-259	Discussion and possible action to authorize the County Judge to execute a contract between Hays County and QuickBase Inc. for software in the amount of \$9,600 that will be used as the COVID-19 vaccine pre-registration system and amend the budget accordingly. BECERRA/T.CRUMLEY
32	260-269	Discussion and possible action to authorize General Counsel to execute a Joint Engagement Letter with Locke Lord, LLP related to legal services associated with the FM 110 TRZ; to authorize General Counsel to coordinate with the City of San Marcos for joint execution of the same; and to authorize use of the TRZ fund for the work associated with this engagement and authorize a discretionary exemption pursuant to Texas Local Government Code 262.024(a)(4). INGALSBE
33	270-273	Discussion and possible action to authorize the execution of an engagement letter with Davis Kaufman PLLC for \$69,996 related to the 87th legislative session of the Texas Legislature and authorize a discretionary exemption pursuant to Texas Local Government Code 262.024(a)(4). SHELL
34	274-277	Discussion and possible action to execute a \$194,300.78 purchase from Kofile Technologies related to the preservation of probate case files as budgeted. BECERRA/CARDENAS

35	278-283	Discussion and possible action to approve a resolution in support of legislation to amend the Hays Trinity Groundwater District's (HTGCD) enabling legislation. SHELL/SMITH
36	284-288	Discussion and possible action authorizing the County Judge to execute an Interlocal Cooperation Contract with the Department of Public Safety (DPS) for assistance in testing and analysis of seized drug evidence submitted by Hays County law enforcement agencies. SHELL/MAU
37	289-291	Discussion and possible action to authorize the County Judge to execute Amendment #1 to the Professional Services Agreement (PSA) between Hays County and Larry J Foster, Texas Professional Inspector #3 to reflect an updated fee schedule to provide Texas Real Estate Commission (TREC) Inspections for the HUD funded Community Development Block Grant Disaster Relief (CDBG-DR) Housing Program. JONES/T.CRUMLEY
38	292-322	Discussion and possible action execute a Statement of Work with Westnet, Inc. related to a First-In Alerting Platform System for emergency responders as budgeted during the FY21 budget process. SHELL/MCGILL
39	323-327	Discussion and possible action execute a Construction Proposal with the Lower Colorado River Authority (LCRA) related to the Westnet First-In Alerting Platform System and authorize a discretionary exemption pursuant to Texas Local Government Code 262.024(a)(7)(D). SHELL/MCGILL

EXECUTIVE SESSIONS

The Commissioners Court will announce it will go into Executive Session, if necessary, pursuant to Chapter 551 of the Texas Government Code, to receive advice from Legal Counsel to discuss matters of land acquisition, litigation, and personnel matters as specifically listed on this agenda. The Commissioners Court may also announce it will go into Executive Session, if necessary, to receive advice from Legal Counsel regarding any other item on this agenda.

40	328	Executive Session pursuant to Section 551.071 of the Texas Government Code: consultation with counsel regarding pending and/or contemplated litigation involving Hays County. Possible action may follow in open court. BECERRA
41	329	Executive Session pursuant to Sections 551.071 and 551.087 of the Texas Government Code: consultation with counsel and deliberation regarding economic development negotiations associated with Project Texas. Possible discussion and/or action may follow in open Court. BECERRA
42	330	Executive Session pursuant to Sections 551.071 and 551.074 of the Texas Government Code: consultation with counsel and deliberation regarding all individual positions in the Hays County Elections Office. Possible discussion and/or action may follow in open Court. SMITH
43	331	Executive Session pursuant to Sections 551.071 and 551.074 of the Texas Government Code: consultation with counsel and deliberation regarding all individual positions in the Hays County Veteran Services Office. Possible discussion and/or action may follow in open Court. SHELL
44	332	Executive Session pursuant to Section 551.071 of the Texas Government Code: consultation with counsel and the Auditor's Office Hays County use U.S. Department of Treasury funds pursuant to Section 501(a) of Division N of the Consolidated Appropriations Act and the COVID-19 local disaster declaration. Possible action to follow in open court. BECERRA
45	333	Executive Session pursuant to Sections 551.071 and 551.074 of the Texas Government Code: consultation with counsel and deliberation regarding employment and duties of all individual positions that report directly to the Commissioners Court including Department Heads. Possible discussion and/or action may follow in open court. SMITH

STANDING AGENDA ITEMS

The Commissioners Court utilizes Standing Agenda Items to address issues that are frequently or periodically discussed in court. This section allows the Court to open the item when a need for discussion arises.

46	Discussion and possible action related to the burn ban and/or disaster declaration. BECERRA	
47	Discussion related to the Hays County inmate population, to include current population counts and costs. BECERRA	
48	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. INGALSBE/CUTLER	
49	Discussion of issues related to Electro Purification including updates on the filed application. Possible action may follow. SHELL	

ADJOURNMENT

Posted by 5:00 o'clock P.M. on the 5th day of February, 2021

COMMISSIONERS COURT, HAYS COUNTY, TEXAS

CLERK OF THE COURT

Hays County encourages compliance with the Americans with Disabilities Act (ADA) in the conduct of all public meetings. To that end, persons with disabilities who plan to attend this meeting and who may need auxiliary aids such as an interpreter for a person who is hearing impaired are requested to contact the Hays County Judge's Office at (512) 393-2205 as soon as the meeting is posted (72 hours before the meeting) or as soon as practical so that appropriate arrangements can be made. While it would be helpful to receive as much advance notice as possible, Hays County will make every reasonable effort to accommodate any valid request regardless of when it is received. Braille is not available.