

**Commissioners Court March 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 **9<sup>th</sup> day of March 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	4-11	Presentation by Lisa Naranjo, Commercial Security Specialist, of Fortress Security regarding Security at the Hays County Historic Courthouse. Possible discussion and action may follow. <b>INGALSBE/PETERSON</b>
2	12	Update from the County Judge and staff regarding the Local Disaster Declaration and COVID-19. Possible discussion and action may follow. <b>BECERRA</b>

**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	13	Approve payments of County invoices. <b>VILLARREAL-ALONZO</b>
4	14	Approve the payment of United Healthcare claims. <b>VILLARREAL-ALONZO</b>
5	15	Approve Commissioners Court Minutes of February 23, 2021. <b>BECERRA/CARDENAS</b>
6	16	Approve the payment of the March 15, 2021 payroll disbursements in an amount not to exceed \$3,100,000.00 effective March 15, 2021 and post totals for wages, withholdings, deductions and benefits on the Hays County website once finalized. <b>BECERRA/RICHEY</b>
7	17	Approve the reappointments of George Baker, David Reynolds and Kevin Pogue to the Hays County Development District #1, terms ending September 2024. <b>SMITH</b>
8	18	Accept the Hays County 2016 Road Bond Program SH 21 Corridor Preservation Study Project: Right of Way Preservation Recommendation Report as presented on February 23, 2021. <b>INGALSBE/JONES/BORCHERDING</b>
9	19-22	Approve Utility Permits. <b>BECERRA/BORCHERDING</b>
10	23	Discussion and possible action to utilize salary savings to pay out compensatory time to Tax Office Chief Deputy, slot 0323-001 bringing balance back into compliance with county policy (60 hours). <b>BECERRA/O'KANE</b>
11	24	Authorize the Justice of the Peace Offices to purchase replacement Fujitsu Scanners utilizing the Justice Court Technology Fund and amend the budget accordingly. <b>BECERRA/MCGILL</b>
12	25-55	Authorize the execution of Proposals with Axon Enterprise, Inc. for Constable Precincts 1 & 5 for Fleet & Body Camera Packages related to new Deputy Constables approved in FY21 and amend the budget accordingly. <b>INGALSBE/JONES/PETERSON/ELLEN</b>
13	56-72	Approve no changes to the Hays County Investment Policy and Authorized Investments. <b>BECERRA/RICHEY</b>
14	73	Approve the Treasurer's and Investment Reports for FY 2020. <b>BECERRA/RICHEY</b>
15	74-75	Authorize the County Judge to execute an addendum to the Master Service Agreement and Lease Product Schedule with Ricoh USA, Inc. to add a fax option in the amount of \$32.07 (\$10.69 each) for copiers located in Veterans Administration, Tax Office, and Transportation Department and to add a vending station in the amount of \$74.17 for the Law Library. <b>BECERRA</b>
16	76-98	Authorize the County Judge to execute an annual renewal agreement with Johnsons Controls, Inc. for Building Maintenance related to HVAC Preventative Maintenance in the amount of \$9,055. <b>BECERRA/T.CRUMLEY</b>

## ACTION ITEMS

### ROADS

17	99	Discussion and possible action to consider the release of the maintenance bond #107005275 in the amount of \$96,955.25 and the acceptance of roads into the county road maintenance system for 6 Creeks subdivision, Phase 1, Section 1. <b>SMITH/BORCHERDING</b>
18	100	Discussion and possible action to consider the release of the maintenance bond #106749937 in the amount of \$12,858.76, the release of the maintenance bond #106749938 in the amount of \$12,739.34, and the acceptance of roads into the county road maintenance system for Belterra Village subdivision, Phase 1 (Hargraves Drive & Holton Drive only). <b>SMITH/BORCHERDING</b>
19	101-104	Discussion and possible action to authorize the County Judge to execute Supplemental Agreement #1 to a Professional Services Agreement (PSA) between Hays County and K Friese and Associates, Inc. for revision of the Hays County Transportation Plan. <b>SMITH/BORCHERDING</b>
20	105-116	Discussion and possible action to approve a Resolution and a Local On-System Agreement (LOSA) in support of a project on FM2770 that will culminate in a turn-lane at the Flint Hills tank farm facility and authorize the Judge to sign the document. <b>JONES/BORCHERDING</b>
21	117-150	Discussion and possible action to authorize the County Judge to execute a Professional Services Agreement between Hays County and Bowman Engineering for design of intersection improvements at the intersection of Cotton Gin Road and Plum Creek Road. <b>JONES/BORCHERDING</b>

### SUBDIVISIONS

22	151-155	PLN-1558-NP; Discussion and possible action to approve the final plat for the Rocky Oaks Subdivision. <b>SHELL/MACHACEK</b>
23	156-162	PLN-1612-PC; Call for a Public Hearing on March 30th, 2021 to discuss approval of the Heaton Hollow, Tract 16, Replat. <b>SHELL/MACHACEK</b>
24	163-165	PLN-1587-PC; Call for a Public Hearing on March 30th, 2021 to discuss approval of the Replat of Lots 14 & 15, Rolling Oaks, Section Three, Subdivision. <b>SHELL/PACHECO</b>
25	166-169	SUB-1341; Call for a Public Hearing on March 30th, 2021 to discuss approval of the Mystic Creek Subdivision, Lot 15, Replat. <b>SMITH/MACHACEK</b>

### MISCELLANEOUS

26	170-172	Discussion and possible action to adopt an Order to Create Two New Election Precincts. <b>SHELL/ANDERSON</b>
27	173	Discussion and possible action to award RFP 2021-P01 Elevator Maintenance and Repair Services to OTIS Elevator Company and authorize staff and General Counsel to negotiate a contract. <b>BECERRA/T.CRUMLEY</b>
28	174	Discussion and possible action to utilize salary savings to pay out compensatory time to Tax Office Chief Deputy, slot 0323-001 bringing balance back into compliance with county policy (60 hours). <b>BECERRA/O'KANE</b>
29	175	Discussion and possible action to authorize a FEMA Public Assistance (PA) submission related to the DR-4586 Severe Winter Storm event; and authorize payment for direct expenses related to this event and amend the budget accordingly. <b>BECERRA</b>
30	176	Discussion and possible action to consider approval of funding for the appointment of a Court Coordinator to serve Hays County Court at Law #3, pursuant to Chapter 74, Subchapter E of the Texas Government Code. The Court may convene in Executive Session to consult legal counsel under Texas Government Code Sec.551.071. <b>INGALSBE/BECERRA</b>
31	177	Discussion and possible action to accept donated property, a 2.557 acre parcel located off Lois Lane in Hays County and record donation value per Comparative Market Analysis. <b>JONES</b>

### 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.

32	178	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. <b>SMITH</b>
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33	179	Executive Session pursuant to Section 551.071 of the Texas Government Code: consultation with counsel and the Auditor's Office related to the 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. <b>BECERRA</b>
34	180	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 Recoil. Possible discussion and/or action may follow in open Court. <b>SHELL</b>

### 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.

35	Discussion and possible action related to the burn ban and/or disaster declaration. <b>BECERRA</b>
36	Discussion related to the Hays County inmate population, to include current population counts and costs. <b>BECERRA</b>
37	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. <b>INGALSBIE/CUTLER</b>

### ADJOURNMENT

Posted by 5:00 o'clock P.M. on the 5<sup>th</sup> day of March, 2021

**COMMISSIONERS COURT, HAYS COUNTY, TEXAS**

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**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.