

**Commissioners Court March 23, 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 **23<sup>rd</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	5-6	Adopt a Proclamation declaring March 24, 2021 as World TB Day for Hays County. <b>INGALSBE/T.CRUMLEY</b>
2	7-10	Presentation from representatives of the Wimberley Village Library regarding a planned expansion and funding methods. <b>SHELL</b>
3	11	Update from the County Judge and staff regarding the Local Disaster Declaration and COVID-19. Possible discussion and action may follow. <b>BECERRA</b>
4	12	Presentation of the County Judge's Mental Health Hospital Task Force. <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.

5	13	Approve payments of County invoices. <b>VILLARREAL-ALONZO</b>
6	14	Approve the payment of United Healthcare claims. <b>VILLARREAL-ALONZO</b>
7	15-30	Approve Commissioners Court Minutes of March 2, 2021 and March 9, 2021. <b>BECERRA/CARDENAS</b>
8	31-63	Authorize the execution of Amendment 3 to the Texas Department of State Health Services (DSHS), Immunizations/Locals Grant Program - COVID-19 Funding, Contract No HHS000104800001 <b>BECERRA/T.CRUMLEY</b>
9	64-65	Approve the filing of Tax Assessor-Collector Jenifer O'Kane's Continuing Education Transcript as required by Section 6.231 (d) of the Texas Property Tax Code. <b>BECERRA/O'KANE</b>
10	66-67	Authorize the Fire Marshal to accept LEOSE Funds distributed from the State Comptroller and amend the budget accordingly. <b>INGALSBE/MIKE JONES</b>
11	68	Approve out of state travel, utilizing the Sheriff's Office Continuing Education Funds, for Deputy Herman Adair to attend the International Association of Auto Theft Investigators Conference on August 8-13, 2021 in Broomfield, Colorado. <b>INGALSBE/CUTLER</b>
12	69-70	Authorize payment to Northstar Fire Protection of Texas in the amount of \$810.00 for the Jail Division related to emergency sprinkler repairs where no purchase order was issued as required by the Hays County Purchasing Policy. <b>INGALSBE/CUTLER</b>
13	71-76	Authorize the execution of Amendment 2 to the Texas Department of State Health Services (DSHS), CPS/COVID-19 Contract No HHS000771500001. <b>BECERRA/T.CRUMLEY</b>
14	77-78	Amend the Transportation Department's budget for road-building materials valued at \$33,736.60 to receive approximately 470 tons of Limestone Rock Asphalt, Type II, Grade DS material from the Texas Department of Transportation through the 2021 TxDOT Surplus Program and add to the department's inventory. <b>BECERRA/BORCHERDING</b>
15	79-80	Receive exemption statement from the Hays County Office of Emergency Services/Fire Marshal's Office pursuant to Texas Code of Criminal Procedure, Article 2.133. <b>INGALSBE/MIKE JONES/MENDENHALL</b>
16	81-90	Accept the 2020 Racial Profiling Report from Hays County Constable Office, Precinct 5. <b>JONES/ELLEN</b>

17	91-93	Authorize the Justice of the Precinct 2 Office to install glass partitions valued at \$2,160.00 for the main office area utilizing the Justice Court Building Security Funds and amend the budget accordingly. <b>JONES/B.SMITH</b>
18	94-95	Authorize payment to Waldrip Insurance Agency in the amount of \$1,425.00 in which no purchase order was issued as required per the County Purchasing Policy. <b>INGALSBE/RICHEY</b>
19	96-101	Authorize the Sheriff's Office to purchase one replacement (1) Brazos Ticket Writer Printer valued at \$945.00 from Tyler Technologies, Inc. <b>INGALSBE/CUTLER</b>
20	102-127	Authorize the Sheriff's Office to purchase new and replacement computer equipment valued at \$19,983.00 utilizing the Sheriff's Drug Forfeiture Fund and amend the budget accordingly. <b>INGALSBE/CUTLER</b>
21	128-153	Authorize the acceptance of a grant award from the Texas Division of Emergency Management (TDEM) for the FY2021 Emergency Management Performance Grants (EMPG). <b>BECERRA/T.CRUMLEY</b>
22	154-156	Approve renewal of RFP 2018-P10 County Wide Electrical Services with CT Electric and Ted Breihan Electric for one (1) additional year as stated in the original bid. <b>BECERRA/T.CRUMLEY</b>
23	157-159	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 \$51.69 (\$12.92 each) for copiers located in Veterans Administration, Tax Office, Sheriff: Maintenance, and Transportation Department and to switch out the black & white copier to a color copier for the Sheriff: Patrol and Community Outreach and Extension Office in the amount of \$46.40 (\$23.20 each). <b>BECERRA</b>
24	160-167	Approve renewal of IFB 2019-B02 Road Building Materials - General Road Construction with Brauntex Materials, LLC., Colorado Materials, Ltd., and Industrial Asphalt, LLC. <b>BECERRA/BORCHERDING</b>
25	168-231	Approve specifications for RFQ 2021-Q05 Bond Underwriting Services and authorize Purchasing to solicit for proposals and advertise. <b>INGALSBE/VILLARREAL-ALONZO</b>
26	232-288	Approve specifications for RFQ 2021-Q07 General Engineering Consultant - Road Bond and authorize Purchasing to solicit for proposals and advertise. <b>JONES/BORCHERDING</b>

### ACTION ITEMS

### ROADS

27	289-290	Discussion and possible action to authorize the County Judge to execute the First Letter Amendment for a time extension to an Advance Funding Commitment Agreement between Hays County and Flint Hills Resources Central Texas, LLC related to a left turn lane to be located at the entrance of 2361 Jack C. Hays Trail, Buda, Texas 78610. <b>JONES/BORCHERDING</b>
28	291-297	Discussion and possible action to consider the acceptance of road construction & drainage improvements, accept the 2-year maintenance bond #PB03016800689 in the amount of \$66,811.47, and accept the 1-year revegetation bond #PB03016800692 in the amount of \$22,738.32 for Great Hills subdivision, Section 7. <b>JONES/BORCHERDING</b>
29	298	Discussion and possible action to consider the release of the maintenance bond #1048985 in the amount of \$93,899.85 and the acceptance of roads into the county road maintenance system for Caliterra subdivision, Phase 2, Section 7. <b>SMITH/BORCHERDING</b>
30	299-342	Discussion and possible action to authorize the County Judge to execute a Professional Services Agreement between Hays County and LJA Engineering, Inc. to provide right-of-way acquisition services for the Hillside Terrace Safety Improvements (I-35 to FM 2001) project in Precinct 2. <b>JONES/BORCHERDING</b>
31	343-345	Discussion and possible action to authorize the County Judge to execute Supplemental #4 to the Professional Services Agreement (PSA) between Hays County and LJA Engineering, Inc. for FM 110 North (Yarrington Road to SH 80) project as part of the Hays County/TxDOT Partnership Program and authorize a discretionary exemption pursuant to Texas Local Government Code Ch. 262.024(a)(4). <b>INGALSBE/BORCHERDING</b>
32	346-387	Discussion and possible action to authorize the County Judge to execute a Professional Services Agreement between Hays County and Cobb, Fendley & Associates, Inc. to provide utility coordination services for the Hillside Terrace Safety Improvements (I-35 to FM 2001) project in Precinct 2. <b>JONES/BORCHERDING</b>

### SUBDIVISIONS

33	388-392	PLN-1479-NP; Discussion and possible action to approve the HEB Nutty Brown Plat. <b>SMITH/MACHACEK</b>
34	393-394	PLN-1588-NP; Discussion and possible action to approve the final plat for Cactus Hill Subdivision. <b>SHELL/PACHECO</b>

**MISCELLANEOUS**

35	395	Discussion and possible action to related to the disbursement specifications of 2021 Cost Of Living Allocation. <b>SHELL/RICHEY</b>
36	396	Discussion and possible action to authorize the Veteran's Administration Office to add a temporary part-time Administrative Assistant I effective 4/1/21 through 9/30/21 utilizing available funding from the Veteran's Transportation Program. <b>SHELL/PRATHER</b>
37	397	Discussion and possible action to award RFQ 2021-Q04 General Consultant for Program Management Service - Park Bond to HALFF Associates, Inc. and authorize staff and General Counsel to negotiate a contract. <b>SHELL</b>
38	398	Discussion and possible action to authorize the Elections Administration Office to hire a temporary part-time Elections Worker for a four-day period (3/29/21 through 4/1/21) utilizing available funding within their operating budget. <b>INGALSBE/ANDERSON</b>
39	399	Discussion and possible action to accept donated property, a 2.8572-acre parcel located off Lois Lane in Hays County and record donation value per Comparative Market Analysis. <b>JONES</b>
40	400	Discussion and possible action to consider modification of job description for the Court Reporter serving Hays County Court at Law #3, in accordance with Chapter 52 of the Texas Government Code. The Court may opt to convene in Executive Session to consult legal counsel under Texas Government Code Sec.551.071. <b>BECERRA</b>
41	401	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>BECERRA</b>
42	402-407	Discussion and possible action to authorize the County Judge to execute an Interlocal Agreement between Hays County and Deep East Texas Self Insurance Fund, related to Workers' Compensation coverage for Hays County, effective January 1, 2021; and to accept a quote for premiums covering calendar years 2021-2026. <b>INGALSBE</b>
43	408-410	Discussion and possible action to execute an Order amending Part 6, Section 6.3 of the Hays County Fire Code. <b>SHELL/MENDENHALL</b>
44	411-412	Discussion and possible action to establish three (3) temporary positions with related equipment effective 4/1/21 to assist with the Hays County Covid-19 Emergency Rental Assistance (ERA) Program authorized by the U.S. Department of the Treasury established by section 501 of Division N of the Consolidated Appropriations Act and amend the budget accordingly. <b>BECERRA</b>
45	413-440	Discussion and possible action to amend the contract for the Swagit Proposal. Adding Agenda Quick software, allowing access to agenda and backup software, as well as automated parliamentary procedures and recording of votes and amend the budget accordingly. <b>BECERRA/CARDENAS</b>

**WORKSHOP**

46	441	Workshop regarding market study employee compensation and benefits for Hays County. <b>SHELL/MILLER</b>
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**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.

47	442	Executive Session pursuant to Sections 551.071 and 551.072 of the Texas Government Code: consultation with counsel and deliberation regarding the purchase, exchange or value of Right of Way along FM 621 in Pct 1. Possible action may follow in open court. <b>INGALSBE</b>
48	443	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>
49	444	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. <b>SMITH</b>
50	445	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 the Administrative Assistant position in the office of the Hays County Judge. Possible discussion and/or action may follow in open Court. <b>BECERRA</b>
51	446	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 discussion and/or action to follow in open court. <b>BECERRA</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.

52	Discussion and possible action related to the burn ban and/or disaster declaration. <b>BECERRA</b>
53	Discussion related to the Hays County inmate population, to include current population counts and costs. <b>BECERRA</b>
54	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>INGALSBE/CUTLER</b>

### ADJOURNMENT

Posted by 5:00 o'clock P.M. on the 19<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.