

**Commissioners Court April 13, 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 **13th day of April 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 recognizing April 11-17, 2021 as National Telecommunicators Week. INGALSBE/CUTLER
2	7	Presentation by the Hays County Child Protective Board (HCCPB) regarding the opening of the Remme Rainbow Room in December 2020. INGALSBE
3	8	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.

4	9	Approve payments of County invoices. VILLARREAL-ALONZO
5	10	Approve the payment of United Healthcare claims. VILLARREAL-ALONZO
6	11-21	Approve Commissioners Court Minutes of March 30, 2021. BECERRA/CARDENAS
7	22	Approve the payment of the April 15, 2021 payroll disbursements in an amount not to exceed \$3,110,000.00 effective April 15, 2021 and post totals for wages, withholdings, deductions and benefits on the Hays County website once finalized. BECERRA/RICHEY
8	23	Authorize the Jail to utilize savings within the Office of the Governor Criminal Justice Division, Coronavirus Grant for PPE Supplies and amend the budget accordingly. INGALSBE/CUTLER
9	24-30	Ratify the submission of a grant application to the St. David's Foundation's COVID-19 Recovery Fund for vaccine distribution and administration support. BECERRA/T.CRUMLEY
10	31	Authorize On-Site Sewage Facility Permit for 11 RV spaces & 6 park model RV spaces located at the Hillside Terrace RV Park - East Phase North Zone located at 680 Hillside Terrace, Buda, Texas 78610. JONES/PACHECO
11	32	Authorize On-Site Sewage Facility Permit for 30 RV spaces for the Hillside Terrace RV Park - West Phase North Zone located at 680 Hillside Terrace, Buda, Texas 78610. JONES/PACHECO
12	33-39	Authorize the Hays County Office of Emergency Services to lease a 2022 Ford F-350 XL 4x4 Crew Cab with standard and aftermarket options and amend the budget accordingly. BECERRA/MIKE JONES
13	40	Authorize On-Site Sewage Facility Permit for convenience store at 2709 E FM 150, Kyle, Texas 78640. INGALSBE/PACHECO
14	41-57	Authorize the execution of Amendment NO. 5 with the Department of State Health Services (DSHS) for the FY2022 Public Health Emergency Preparedness (PHEP) grant program in the amount of \$126,721.00. BECERRA/T.CRUMLEY
15	58	Amend the Sheriff's Office operating budget for needed vehicle repairs in which insurance proceeds of \$18,929.00 were received. INGALSBE/CUTLER

16	59	Approve out of state travel for Sergeant Juan Villarreal, Corporal Benjamin Gieselman, and Deputy Adam Krueger to attend the FEMA Field Force Operations and Bombing Prevention Awareness Course on May 10-15, 2021 in Anniston, Alabama. INGALSBE/CUTLER
17	60	Ratify the acceptance of a \$500.00 donation to the Sheriff's Office Crime Victim Services Program and amend the budget accordingly. INGALSBE/CUTLER
18	61	Ratify the acceptance of a \$375.00 donation to the Sheriff's Office Community Outreach Division and amend the budget accordingly. INGALSBE/CUTLER
19	62	Authorize the Sheriff's Office Jail Division to use existing funds to purchase a safety cage ladder valued at \$3,863.00 and amend the budget accordingly. INGALSBE/CUTLER
20	63	Authorize the Sheriff's Office Jail Division to use existing funds to purchase a sewer video camera valued at \$840.00 and amend the budget accordingly. INGALSBE/CUTLER
21	64	Authorize the submission of a grant application to the U.S. Department of Justice, Bureau of Justice Assistance for the FY2020 funding under the State Criminal Alien Assistance Program (SCAAP). BECERRA/T.CRUMLEY/CUTLER
22	65-66	Adopt and authorize the County Judge to sign a Resolution for submission of a grant application to the Texas Department of Agriculture, Texas Community Development Block Grant Program (TxCDBG) for water system improvements within the Cedar Oaks Mesa Water Supply Corporation service area. SHELL/T.CRUMLEY
23	67-71	Adopt and authorize the County Judge to sign a Resolution and enter into an Interlocal Agreement with the Cedar Oak Mesa Water Supply Corporation for submission of a grant application to the Texas Department of Agriculture, Texas Community Development Block Grant Program for funding and implementing water system improvements. SHELL/T.CRUMLEY
24	72-84	Authorize the execution of Amendment NO. 2 with the Department of State Health Services (DSHS) for the FY22/23 Emerging and Acute Infections Disease (IDCU/SUR) grant program in the amount of \$330,000.00. BECERRA/T.CRUMLEY
25	85-90	Authorize the Human Resources Department to purchase one Dell Latitude 5520 with accessories for the Communications Manager and amend the budget accordingly. SHELL/MILLER
26	91-96	Authorize the Sheriff's Office to replace one Dell Precision 3640 Computer valued at \$1,227.32 for the Dispatch Division and amend the budget accordingly. INGALSBE/CUTLER
27	97-104	Accept the delivery of the Constable Precinct 3 Internal Examination Report. VILLARREAL-ALONZO
28	105-107	Authorize payment of \$12,342.90 to Texas Critical Systems for work performed at the Five Mile Dam facilities and amend the budget accordingly. SMITH/KENNEDY
29	108	Authorize payment to Enterprise FM Trust in the amount of \$43,681.77 for Constable Pct. 1, Pct. 2 & Pct. 4 related to vehicle equipment in which no purchase order was issued as required per the County Purchasing Policy and amend the budget accordingly. INGALSBE/JONES/PETERSON/TORRES/HOOD
30	109-145	Approve specifications for RFP 2021-P02 Emergency Rental Assistance Program - Administrative Services and authorize Purchasing to solicit for proposals and advertise. BECERRA/MIKE JONES

ACTION ITEMS

ROADS

31	146-151	Discussion and possible action to approve Amendment # 2 to the Advance Funding Agreement between Hays County and the Texas Department of Transportation (TxDOT) for the RM 12 and RM 3237 Intersection Improvement project and authorize the County Judge to execute the Advance Funding Agreement Amendment # 2 on behalf of Hays County. SHELL/BORCHERDING
32	152-169	Discussion and possible action to approve the Advance Funding Agreement for Locally Funded Transportation Project On-System (RM 12 at Jacobs Well Rd.) and authorize the County Judge to execute the Advance Funding Agreement on behalf of Hays County. SHELL/BORCHERDING
33	170	Discussion and possible action to consider the release of the maintenance bond #PB03016800239 in the amount of \$131,119.00 and the acceptance of roads into the county road maintenance system for Sunfield subdivision, Phase 3, Section 3. JONES/BORCHERDING
34	171-177	Discussion and possible action to consider the acceptance of road construction & drainage improvements, release the subdivision bond #41420699 in the amount of \$1,028,339.75, and accept the 2-year maintenance bond #118578F in the amount of \$94,122.95 for the Trails at Windy Hill subdivision, Phase 2. JONES/BORCHERDING
35	178-191	Discussion and possible action to authorize the County Judge to execute a Contract Amendment No. 1 to the Contract between Hays County and Pape-Dawson Engineers, Inc to provide construction engineering, inspection & testing (CE&I) services related to Hays County Road Improvement Projects on an as-needed basis. SMITH/BORCHERDING

36	192-194	Discussion and possible action to authorize the County Judge to execute Change Order No. 5 for a time extension to a Professional Service Agreement between Hays County and M&S Engineering, LLC for the Low Water Crossings, Precinct 4 (Bear Creek Pass/Sycamore Creek Road) project as part of the 2016 Road Bond Program. SMITH/BORCHERDING
37	195-198	Discussion and possible action to authorize the County Judge to execute Change Order No. 11 to the Construction Contract between Hays County and Sterling Delaware Holding Company (Texas Sterling) for the FM 1626 South project as part of the Hays County-TxDOT Pass-Through Finance Program. JONES/BORCHERDING
38	199-208	Discussion and possible action to accept fiscal surety for the street and drainage improvements in the amount of \$1,312,418.44 for Sunset Oaks, Section 4, Phase 1A Subdivision (Bond #0722785). INGALSBE/BORCHERDING
39	209-215	Discussion and possible action to accept fiscal surety for the street and drainage improvements in the amount of \$1,197,784.00 for Sunset Oaks, Section 4, Phase 1B Subdivision (Bond #0797172). INGALSBE/BORCHERDING
40	216-218	Discussion and possible action to authorize the County Judge to execute the Fourth Amendment to a Professional Services Agreement (PSA) between Hays County and Lockwood, Andrews & Newman, Inc. executed on or about October 31, 2017 for Right of Way Service for Dacy Lane, Phase II from Amberwood Loop to Hillside Terrace, road widening and realignment project. INGALSBE/JONES/BORCHERDING

MISCELLANEOUS

41	219	Discussion and possible action to amend the Countywide Operations Department budget to pay for expenses related to the COVID-19 vaccination clinics in the amount of \$20,000 and amend the budget accordingly. BECERRA/T.CRUMLEY
42	220-236	Discussion and possible action to receive and accept the Revised Bylaws of the Hays County Historical Commission (HCHC). INGALSBE/K.JOHNSON
43	237	Discussion and Possible Action to Authorize On-Site Sewage System Permit for the Hillside Terrace RV Park - East Phase South Zone and grant a variance to Section 10. E. Table 10-2. of the Hays County Rules for On-Site Sewage Facilities at 680 Hillside Terrace, Buda, Texas 78610. JONES/PACHECO
44	238	Discussion and Possible Action to Authorize On-Site Sewage System Permit for the Hillside Terrace RV Park - West Phase House Zone and grant a variance to Section 10. E. Table 10-2. of the Hays County Rules for On-Site Sewage Facilities at 680 Hillside Terrace, Buda, Texas 78610. JONES/PACHECO
45	239	Discussion and Possible Action to Authorize On-Site Sewage System Permit for the Hillside Terrace RV Park - West Phase South Zone and grant a variance to Section 10. E. Table 10-2. of the Hays County Rules for On-Site Sewage Facilities at 680 Hillside Terrace, Buda, Texas 78610. JONES/PACHECO
46	240-241	Discussion and possible action to adopt a resolution in support of legislation redefining boundaries of Anthem Municipal Utility District. JONES
47	242-243	Discussion and possible action to accept a Proposal from SI Mechanical, LLC for installation of a new Backflow System at the Juvenile Detention Center and amend the budget accordingly. INGALSBE/LITTLEJOHN
48	244-329	Discussion and possible action to adopt Hays County Employee Personnel Policy revisions. INGALSBE/MILLER

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.

49	330	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 Creek Road in Pct 4. Possible action may follow in open court. SMITH
50	331	Executive Session pursuant to Sections 551.071 and 551.074 of the Texas Government Code deliberation regarding employment and duties of all positions within the Hays County Treasurer's Office. Possible discussion and/or action may follow in open court. BECERRA
51	332	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 Hays County Development Services Director position. Possible discussion and/or action may follow in open Court. BECERRA

52	333	Executive Session pursuant to Sections 551.071 and 551.074 of the Texas Government Code deliberation regarding employment and duties of all positions within the Hays County Office of General Counsel. Possible discussion and/or action may follow in open court. SMITH
53	334	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 Outlook and Project Valkyrie. Possible discussion and/or action may follow in open Court. BECERRA
54	335	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

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.

55	Discussion and possible action related to the burn ban and/or disaster declaration. BECERRA
56	Discussion related to the Hays County inmate population, to include current population counts and costs. BECERRA
57	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

ADJOURNMENT

Posted by 5:00 o'clock P.M. on the 9th day of April, 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.