

**Commissioners Court June 22, 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 **22nd day of June 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

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| 1 | 4-5 | Adopt a proclamation declaring July 2021 as Parks and Recreation Month in Hays County. SHELL/T.CRUMLEY |
| 2 | 6-7 | Adopt a Proclamation recognizing the 25th year of operation of the Edwards Aquifer Authority. INGALSBE |

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.

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| 3 | 8 | Approve payments of County invoices. VILLARREAL-ALONZO |
| 4 | 9 | Approve the payment of United Healthcare claims. VILLARREAL-ALONZO |
| 5 | 10 | Approve the payment of the June 30, 2021 payroll disbursements in an amount not to exceed \$4,025,000.00 effective June 30, 2021 and post totals for wages, withholdings, deductions and benefits on the Hays County website once finalized. BECERRA/RICHEY |
| 6 | 11-22 | Authorize the execution of the FY 2021 Grant Agreement with the U.S. Department of Justice, Drug Enforcement Administration for overtime reimbursements related to the Sheriff's Office Organized Crime Drug Enforcement Task Force (OCDEF) and amend the budget accordingly. INGALSBE/CUTLER |
| 7 | 23 | Authorize the Constable Pct. 4 Office to accept a \$4,500 donation from Steve Venski, Billy Brandenberger, and William Cariker for the purchase of law enforcement equipment and supplies and amend the budget accordingly. SMITH/HOOD |
| 8 | 24-26 | Approve Election Fees for election services provided. INGALSBE/ANDERSON |
| 9 | 27 | Authorize On-Site Sewage Facility Permit for the 2 barndominiums and 2 RV spaces located at 710 Bell Springs Rd, Dripping Springs, Texas 78620. SMITH/PACHECO |
| 10 | 28 | Approve out of state travel, utilizing the Sheriff's Office Continuing Education Funds, for Fleet Maintenance Supervisor Martin Gonzales to attend the Harley Davidson Motor Company's Police Technical Training in Orlando, Florida on September 13-30, 2021. INGALSBE/CUTLER |
| 11 | 29 | Authorize On-Site Sewage Facility Permit for an office building at 2710 W Hwy 290, Dripping Springs, TX, 78620. SMITH/PACHECO |
| 12 | 30 | Authorize On-Site Sewage Facility Permit for a duplex located at 701 Horace Howard Lane, San Marcos, Texas 78666. INGALSBE/PACHECO |
| 13 | 31-36 | Approve Utility Permits. JONES/SHELL/BORCHERDING |
| 14 | 37-42 | Authorize the County Judge to execute a Software License Agreement with BOLDplanning, Inc. related to the Continuity of Operations (COOP) and Emergency Operations Plans (EOP) annual licensing for county wide planning. BECERRA/MIKE JONES |
| 15 | 43-59 | Authorize JM Engineering, LLC to replace the current Magic Chef 3.5-Ton heat pump split system HVAC with a new 3.5-Ton American Standard HVAC located at the PCT 5 Office in the amount of \$9,006 and amend the budget accordingly. JONES/T.CRUMLEY |

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| 16 | 60-66 | Authorize JM Engineering, LLC to replace the failed Carrier HVAC system currently located at the PCT 4 office with a new 3.5-Ton American Standard HVAC system in the amount of \$6,603 and amend the budget accordingly. SMITH/T.CRUMLEY |
| 17 | 67-426 | Approve specifications for IFB 2021-B10 Fischer Store Road @ RM 2325 and authorize Purchasing to solicit for proposals and advertise. SHELL/BORCHERDING |
| 18 | 427-429 | Authorize the Hays County Commissioner's Court to submit a request for funds to the Texas Comptroller's Office for unclaimed capital credits pursuant to the Texas Property Code, Section 74.602 and certify any available funding will be used per Texas Local Government Code, Section 381.004. BECERRA/VILLARREAL-ALONZO |

ACTION ITEMS

ROADS

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| 19 | 430-433 | Discussion and possible action to call for a public hearing on July 13, 2021 to establish a 4-way stop at the intersection of Darden Hill Road, Sawyer Ranch Road, and the entrance for the new Cypress Springs Elementary School opening Fall 2021. SMITH/BORCHERDING |
| 20 | 434-435 | Discussion and possible action to call for a public hearing on July 13, 2021 to establish a One-Way traffic zone (eastbound only) for the eastern segment of Tiger Lane as a result of new school traffic routes for the Dripping Springs Middle School for Fall 2021. SMITH/BORCHERDING |
| 21 | 436-441 | Discussion and possible action to accept the maintenance bond rider extension #PB03016800273M in the amount of \$32,600.00 until December 3, 2021 for Sunfield subd., Phase 3, Section 2. JONES/BORCHERDING |
| 22 | 442-447 | Discussion and possible action to accept the maintenance bond rider extension #PB03016800240M in the amount of \$22,000.00 until December 3, 2021 for Sunfield subd., Phase 3, Section 4. JONES/BORCHERDING |
| 23 | 448 | Discussion and possible action to approve the selection of Pape Dawson Engineers, Inc. to perform Construction Engineering & Inspection (CE&I) services for the Fischer Store Road Safety Improvements project in Precinct 3; and to authorize staff and counsel to negotiate a Work Authorization under their On-Call CE&I contract. SHELL/BORCHERDING |
| 24 | 449-455 | Discussion and possible action to consider the acceptance of road construction & drainage improvements, accept the 2-year maintenance bond #107434401 in the amount of \$135,377.94, and accept the 1-year revegetation bond #107434402 in the amount of \$56,853.00 for Parten Ranch subd., Phase 5. SMITH/BORCHERDING |
| 25 | 456-458 | Discussion and possible action to authorize the County Judge to execute Contract Amendment No. 1 for a time extension on the Public Involvement Services Agreement between Hays County and Concept Development & Planning, LLC. for the RM 150 West Alignment project as part of the Hays County Road Bond Program. SMITH/BORCHERDING |
| 26 | 459-461 | Discussion and possible action to authorize the County Judge to execute Supplemental No. 8 in the amount of \$6,002 to the Professional Services Agreement for General Engineering Consultant (GEC)/Program Management services with HNTB Corporation for the Hays County/TxDOT Partnership Program; an authorize a discretionary exemption pursuant to Texas Local Government Code Ch. 262.024(a)(4). INGALSBE/BORCHERDING |
| 27 | 462 | Discussion and possible action to authorize the selection of Pape-Dawson Engineers to provide engineering design services related to improvements to Beback Inn Road and authorize staff and counsel to negotiate a contract. INGALSBE/BORCHERDING |
| 28 | 463 | Discussion and possible action to call for a public hearing on July 13, 2021 to establish a 4-way stop at the intersection of Centerpoint Road and CR 266. INGALSBE/BORCHERDING |

SUBDIVISIONS

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| 29 | 464-472 | PLN-1646-NP Anthem Phase 2 and 3 Preliminary Plan (153 Lots). Discussion and possible action to approve preliminary plan. JONES/PACHECO |
| 30 | 473-475 | PLN-1549-PC; Call for a Public Hearing on July 13th, 2021 to discuss approval of the final plat of the Pico Ranch 1, Replat. SHELL/MACHACEK |

MISCELLANEOUS

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| 31 | 476-477 | Discussion and possible action to authorize the Office of Emergency Services to purchase Pix4Dmapper Software through Granite Defense Technologies related to UAV mapping software for disaster and recovery efforts. BECERRA/MIKE JONES |
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| 32 | 478-481 | Discussion and possible action to approve a resolution providing comments to Groundwater Management Area (GMA) 9 regarding joint planning efforts to adopt desired future conditions. SHELL |
| 33 | 482 | Discussion and possible action to provide direction to staff and to identify a Hays County approach to the prospective allocation under the American Rescue Plan Act of 2021 (H.R. 1319). SMITH |

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.

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| 34 | 483 | 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 the POSAC-recommended 2020 Parks and Open Space Bond Projects. Possible discussion and/or action may follow in open court. INGALSBE |
| 35 | 484 | Executive Session pursuant to Sections 551.071 and 551.072 of the Texas Government Code: consultation with counsel and deliberation to consider a resolution determining the necessity and authorizing the use of the County's power of eminent domain to acquire approximately 1.2596 acres in fee simple and 0.7610 acres of permanent utility easement from property located along Old Bastrop Hwy (CR266) south of Rattler Road, owned SHC Holdings, LLC, and which is required for the construction of the proposed CR 266 roadway improvements, and take other appropriate action (CR266 Centerpoint to Rattler, Parcel20). Possible action to follow in open court. INGALSBE |
| 36 | 485 | Executive Session pursuant to Section 551.071 of the Texas Government Code: consultation with counsel regarding the County Retiree Policy, including but not limited to Retiree Insurance. Deliberation and/or 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.

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| 37 | Discussion and possible action related to the burn ban and/or disaster declaration. BECERRA | |
| 38 | Discussion related to the Hays County inmate population, to include current population counts and costs. BECERRA | |
| 39 | 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 | |
| 40 | 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. SMITH | |
| 41 | Update from the County Judge and staff regarding the Local Disaster Declaration and COVID-19. Possible discussion and action may follow. BECERRA | |

ADJOURNMENT

Posted by 5:00 o'clock P.M. on the 18th day of June, 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.