

**Commissioners Court November 2, 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 **2<sup>nd</sup> day of November 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 observing the first Saturday of every November as Harvey E. Miller Day of Service. <b>INGALSBE</b>
2	7	Presentation by the Redistricting Advisory Commission regarding proposals for redistricting of Commissioners' Precincts within Hays County. <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	8	Approve payments of County invoices. <b>VILLARREAL-ALONZO</b>
4	9	Approve the payment of United Healthcare claims. <b>VILLARREAL-ALONZO</b>
5	10	Approve Commissioners Court Minutes of August 24, 2021 and August 27, 2021. <b>BECERRA/CARDENAS</b>
6	11-18	Approve the appointment of Kenneth Eshelman to serve on the board of Emergency Services District #6 to replace Brad Ruoff, for a term ending December 31, 2022. <b>SMITH</b>
7	19-94	Ratify the execution of a contract with the Department of State Health Services (DSHS) in the amount of \$26,756.00 for activities in relation to the Tuberculosis Prevention and Control - Federal Grant Program. <b>INGALSBE/T.CRUMLEY</b>
8	95-96	Authorize the purchase of items from BJ's Tees for \$1,793.96 for the continuing education safety program for the Transportation Department. <b>BECERRA/JONES/BORCHERDING</b>
9	97-150	Authorize the execution of an Interlocal Agreement with the Texas A&M AgriLife Extension Service for the Feral Hog Abatement Program in the amount of \$7,500 and amend the budget accordingly. <b>JONES/T.CRUMLEY</b>
10	151-155	Authorize the County Judge to execute a service agreement with Personnel Evaluation, Inc. for the Sheriff's Office to perform pre-employment screenings. <b>INGALSBE/CUTLER</b>
11	156-157	Authorize a purchasing waiver for the Sheriff's Office to utilize The Wrap by Safe Restraints, Inc. for FY22 approved safety restraints. <b>INGALSBE/CUTLER</b>
12	158-162	Approve and confirm the appointment of Darrell Perez as Deputy Constable Bailiff in the Hays County Constable Precinct 1 Office, effective date September 21, 2021. <b>INGALSBE/PETERSON</b>
13	163-213	Approve specifications for IFB 2022-B03 Cotton Gin Road - Low Water Crossing and authorize Purchasing to solicit for bids and advertise. <b>JONES/BORCHERDING</b>
14	214-250	Approve specifications for RFP 2022-P02 Consulting Services - Animal Shelter and Animal Services Feasibility Study and authorize Purchasing to solicit for bids and advertise. <b>SHELL/INGALSBE</b>
15	251-277	Authorize the submission of a grant application to the Texas Division of Emergency Management (TDEM) for the Hazard Mitigation Grant Program (HMGP) in the amount of \$159,228.00. <b>BECERRA/T.CRUMLEY/MIKE JONES</b>
16	278-279	Accept a proposal from Beckwith Electronic Systems, LLC in the amount of \$8,390 for repairs needed to the Crestron System in District Courtroom #7 of the Government Center; authorize a discretionary exemption pursuant to Texas Local Government Code 262.024A (7) (D) and amend the budget accordingly. <b>INGALSBE/STEEL</b>

17	280-281	Authorize payment to Austin Extreme Graphics in the amount of \$998.22 for the Constable Pct. 2 Office in which no purchase order was issued as required per the Hays County Purchasing Policy. <b>JONES/TORRES</b>
18	282-285	Approve renewal of IFB 2020-B02 Hauling Solid Waste with Central Waste & Recycling and Texas Disposal Systems for one (1) additional year as stated in the original bid, effective November 5, 2021. <b>BECERRA/T.CRUMLEY</b>
19	286	Call for a Public Hearing at the regular session of Commissioners Court on November 9, 2021 starting at 9 a.m., related to the redistricting of justice of the peace (and constable) and commissioners precincts within Hays County, Texas. <b>BECERRA</b>

## ACTION ITEMS

### ROADS

20	287-288	Hold a public hearing with possible action to establish 3-way stop locations on Old Bastrop Highway at the intersections of Posey Road and Francis Harris Lane. <b>INGALSBE/BORCHERDING</b>
21	289	Discussion and possible action to consider the release of the maintenance bond #58S211340-001 in the amount of \$174,546.55, and the acceptance of roads into the county road maintenance system for Crosswinds subdivision, Phase 2. <b>INGALSBE/BORCHERDING</b>
22	290-295	Discussion and possible action to consider the acceptance of road construction & drainage improvements, release of the performance bond #9933969 in the amount of \$345,571.00, and acceptance of the 2-year maintenance bond #146805D in the amount of \$29,557.10 for Northridge subd., Phase 3. <b>SMITH/BORCHERDING</b>
23	296-302	Discussion and possible action to consider the acceptance of road construction & drainage improvements, acceptance of the 2-year maintenance bond #PB03016800693M in the amount of \$49,235.54, and acceptance of the 1-year revegetation bond #PB03016800693M in the amount of \$19,781.95 for 6 Creeks subd., Phase 1, Section 4A. <b>SMITH/BORCHERDING</b>
24	303-306	Discussion and possible action to authorize the County Judge to execute Change Order No. 3 in the amount of \$58,577.04 to the Construction Contract between Hays County and Cox Commercial Construction for the RM 3237 at RM 150 Roundabout (IFB-2021-B06) project as part of the Hays County Road Bond Program. <b>SHELL/BORCHERDING</b>
25	307-342	Discussion and possible action to authorize the County Judge to execute a Professional Services Agreement (Contract) between Hays County and Cobb Fendley & Associates, Inc. to provide utility coordination services for the low water crossing projects in Precinct 4. <b>SMITH/BORCHERDING</b>
26	343-383	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 FM 2001 West project in Precinct 2. <b>JONES/BORCHERDING</b>
27	384-386	Discussion and possible action to authorize the County Judge to execute Supplemental No. 10 to the Professional Services Agreement between Hays County and HNTB Corporation for the Hays County/TxDOT Partnership Program General Engineering Consultant (GEC)/Program Management services in Hays County, increasing the Compensation Cap by \$336,800.00 from \$7,205,491.30 to \$7,542,291.30 and extending the termination date of the contract to September 30, 2022. <b>JONES/BORCHERDING</b>
28	387-389	Discussion and possible action to authorize the County Judge to execute Supplemental Agreement No. 8 to the Professional Services Agreement between Hays County and HNTB Corporation for the Pass-Through Finance Program Management effort in Hays County, increasing the Compensation Cap by \$62,022.00 from \$7,715,500.00 to \$7,777,522.00 and extending the termination date of the contract to September 30, 2022. <b>JONES/BORCHERDING</b>
29	390-400	Discussion and possible action to authorize the County Judge to execute a Professional Services Agreement (time & materials contract) between Hays County and HNTB Corporation for Fiscal Year Work Authorizations in the total amount of \$2,635,006.00 to continue providing General Engineering Consultant (GEC)/Program Management services for the Hays County 2016 Road Bond Program projects. <b>JONES/BORCHERDING</b>
30	401-407	Discussion and possible action to accept the Irrevocable Letter of Credit No. SBP702741 for street and drainage improvements for Parten Ranch, Phase 2B, Final Plat in the amount of \$808,725.50. <b>SMITH/BORCHERDING</b>
31	408-429	Discussion and possible action to approve Advance Funding Agreement for Preventative Maintenance and Rehabilitation Program On-System Project (RM 967 Maintenance) and authorize the County Judge to execute Advance Funding Agreement on behalf of Hays County. <b>JONES/BORCHERDING</b>
32	430-440	Discussion and possible action to authorize the County Judge to execute an Interlocal Agreement between Hays County and the City of Kyle relating to the Center Street Union Pacific Railroad (UPRR) Siding Relocation Project and amend the budget accordingly. <b>JONES/BORCHERDING</b>

### SUBDIVISIONS

33	441-444	PLN-1736-PC; Hold a Public Hearing with possible action to approve the final plat of the Replat of Lots 13 and 14, Out of the Resubdivision of Lots 45 through 53 and Lot 58, Rolling Oaks Subdivision, Section 3. <b>SHELL/MACHACEK</b>
34	445-448	PLN-1689-NP; Henly Creek Subdivision (1 Lot). Discussion and possible action to approve the final plat. <b>SMITH/MACHACEK</b>
35	449-450	PLN-1756-PC; Call for a Public Hearing on November 23, 2021 to discuss possible action regarding the Douglas Estates Subdivision, Lot D-40, Replat. <b>SMITH/MACHACEK</b>

### MISCELLANEOUS

36	451	Discussion and possible action to approve changes to the FY 2021 healthcare plan as recommended by the Insurance Committee. <b>INGALSBE/SHELL/MILLER</b>
37	452-473	Discussion and possible action to authorize the County Judge to execute an Agreement between Hays County and HDR Architecture, Inc. to provide architectural designs and services related to the upgrade of the Government Center security, camera and badge reader system, and the installation of a surveillance system for the Historic Courthouse in the amount of \$184,100 and authorize a discretionary exemption pursuant to Texas Government Code Chapter 2254. <b>INGALSBE/T.CRUMLEY</b>
38	474-475	Discuss and possible action to authorize the submission of a Community Development Block Grant - Local Hazard Mitigation Plans Program Application to the General Land Office; and authorizing the County Judge to act as the County's Executive Officer and Authorized representative in all manners pertaining to the County's participation in the Community Development Block Grant - Mitigation Program. <b>BECERRA/T.CRUMLEY/MIKE JONES</b>
39	476-486	Discussion and possible action to authorize the County Judge to execute an Interlocal Agreement for Access to Drill and Complete a Groundwater Monitor Well and to Conduct Groundwater Monitoring Between Hays County, Texas and Barton Springs/Edwards Aquifer Conservation District. <b>SHELL/T.CRUMLEY</b>
40	487-518	Discussion and possible action to authorize the County Judge to execute a Statement of Work and Participating Addendum with 8 x 8, Inc. utilizing the National Association of State Procurement Officials (NASPO) ValuePoint Master Agreement related to a new Countywide Phone/Communications System. <b>BECERRA/MCGILL</b>
41	519-522	Discussion and possible action to authorize the County Judge to execute a renewal Service Order with Grande Communications related to the Countywide Fiber contract. <b>BECERRA/MCGILL</b>
42	523-524	Discussion and possible action related to Fire Code regulation of properties under a Development Agreement with the City of Dripping Springs. <b>SMITH</b>

### WORKSHOP

43	525	1:00PM - Workshop regarding a Needs Assessment roadmap and funding for a Mental Health Hospital. Possible action may follow. <b>BECERRA</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.

44	526	Executive Session pursuant to Sections 551.071 and 551.074 of the Texas Government Code: consultation with counsel and deliberation regarding the positions of the Hays County Fire Marshal and the Hays County Office of Emergency Services Director; and regarding state statutes on Fire Code. Possible discussion and/or action may follow in open court. <b>BECERRA</b>
45	527	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; and regarding POSAC reviewing criteria. Possible discussion and/or action may follow in open court. <b>SHELL</b>
46	528	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 located on or near Stagecoach Trail in San Marcos, Texas and within Precinct 3. 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.

47	Discussion and possible action related to the burn ban and/or disaster declaration. <b>BECERRA</b>
48	Discussion related to the Hays County inmate population, to include current population counts and costs. <b>BECERRA</b>
49	Discussion and possible action related to proposed bills in the 87th Special 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. <b>SMITH</b>
50	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>
51	Discussion and possible action regarding funding received or to be received by Hays County under the American Rescue Plan Act (ARPA). <b>BECERRA</b>

**ADJOURNMENT**

Posted by 5:00 o'clock P.M. on the 29<sup>th</sup> day of October, 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.