

**Commissioners Court December 7, 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 **7th day of December 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 | 4-5 | Adopt a Proclamation declaring December 5th - 11th, 2021 as National Influenza Vaccination Week. INGALSBE/T.CRUMLEY |
| 2 | 6 | Update on the Dripping Springs Tax Increment Zone No. 1 and Zone No. 2 by David Edwards and Keenan Smith. SMITH |

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 | 7 | Approve payments of County invoices. VILLARREAL-ALONZO |
| 4 | 8 | Approve payments of Juror checks. VILLARREAL-ALONZO |
| 5 | 9 | Approve the payment of United Healthcare claims. VILLARREAL-ALONZO |
| 6 | 10-20 | Approve Commissioners Court Minutes of September 7, 2021, September 13, 2021 and September 20, 2021. BECERRA/CARDENAS |
| 7 | 21 | Approve the payment of the December 15, 2021 payroll disbursements in an amount not to exceed \$3,160,000.00 effective December 15, 2021 and post totals for wages, withholdings, deductions and benefits on the Hays County website once finalized. BECERRA/RICHEY |
| 8 | 22-23 | Approve the appointments of John Nett, City of Buda Engineer and Floodplain Administrator as the primary voting member on the Technical Advisory Committee of CAMPO, and Chad Gilpin, City of Dripping Springs Engineer, as the alternate voting member. JONES |
| 9 | 24-25 | Approve the reappointments of Jerry Borcharding, Director of Transportation, as the primary voting member on the Technical Advisory Committee of CAMPO, and Winton Porterfield, Hays County Planner, as the alternate voting member. JONES |
| 10 | 26 | Approve the reappointments of Jim Hollis and Carol Greaves to serve on the board of Emergency Services District #8, two year terms ending on December 31, 2023. JONES |
| 11 | 27 | Approve the reappointments of Halley Ortiz, Bert Bronaugh, and JB Kolodzey to serve on the board of Emergency Services District #2, two year terms ending December 31, 2023. JONES |
| 12 | 28 | Approve the reappointment of Paul Terry to serve on the board of Emergency Services District #5, a two-year term ending December 31, 2023. JONES |
| 13 | 29-37 | Approve Utility Permits. JONES/BORCHERDING |
| 14 | 38-39 | Authorize pre-payment to Pedernales Electric Cooperative (PEC) to install electrical lines and poles to energize the Hays County property at 125 Camino De Rancho. SHELL/BORCHERDING |
| 15 | 40-46 | Authorize the Hays County Office of Emergency Services to use American Rescue Plan Funds in the amount of \$2,669,000.00 to install radio equipment on existing structures and use \$2,929,300.00 to trade-in/replace existing radios countywide. BECERRA/MIKE JONES |
| 16 | 47-72 | Authorize the County Judge to execute the FY 2022 Interlocal Contract for the Next Generation 9-1-1 Database Program with the Capital Area Emergency Communications District (CAECD) for emergency communications Geographic Information Systems (GIS). BECERRA/PACHECO |

| | | |
|----|-------|---|
| 17 | 73-74 | Authorize payment to Beckwith Electronics Systems, LLC in the amount of \$630.00 for the County Court at Law Offices related to repairs to the CCL #2 courtroom microphone system where no purchase order was issued as required per the Hays County Purchasing Policy. INGALSBE/CHRIS JOHNSON |
| 18 | 75-76 | Authorize payment to Applied Concepts, Inc. in the amount of \$781.06 for the Department of Public Safety Hays County Division related to increased contract costs for the trooper's radar systems. INGALSBE |
| 19 | 77 | Authorize the Office of Emergency Services to accept a donation of \$733.05 from Natural Development Austin, LLC to pay for the Local Emergency Planning Committee Luncheon and amend the budget accordingly. BECERRA/MIKE JONES |
| 20 | 78 | Authorize the Office of General Counsel to provide a notice of termination to Dripping Springs for its 1445 Agreement with Hays County. SMITH |

ACTION ITEMS

ROADS

| | | |
|----|---------|---|
| 21 | 79-82 | Discussion and possible action to accept the maintenance bond rider extension from DNT Construction until June 12, 2022, for the Turnersville Road & Campo Del Sol Parkway Extension project, Maintenance bond #PB03016800230M in the amount of \$121,243.00. JONES/BORCHERDING |
| 22 | 83-84 | Discussion and possible action to call for a public hearing on December 21, 2021 to establish a "No Parking" zone along both sides of Bliss Spillar Road between September Song Drive and the end of Bliss Spillar Road. JONES/SMITH/BORCHERDING |
| 23 | 85-86 | Hold a public hearing with possible action to establish a "No Thru Truck Traffic" zone on York Creek Road, a segment of Francis Harris Lane, and a segment of Soechting Lane. INGALSBE/BORCHERDING |
| 24 | 87-89 | Hold a public hearing with possible action to establish a "Yield" sign on both sides of the low-water crossing on Trautwein Road for safety. SMITH/BORCHERDING |
| 25 | 90 | Discussion and possible action to approve the selection of Pape-Dawson Engineers, Inc. to perform Construction Engineering and Inspection (CE&I) services for the Old Bastrop Reconstruction and Safety Improvements project in Precinct 1; and to authorize staff and counsel to negotiate a Work Authorization under their On-Call CE&I contract. INGALSBE/BORCHERDING |
| 26 | 91-100 | Discussion and possible action to accept fiscal surety for the construction of street and drainage improvements in the amount of \$1,516,062.79 for Crosswinds, Phase 5 Subdivision (Bond # K40280649). INGALSBE/BORCHERDING |
| 27 | 101-108 | Discussion and possible action to accept fiscal surety for Paving, Drainage, and Erosion Sedimentation control improvements in the amount of \$2,372,341.50 for Driftwood Golf and Ranch, Phase 3 (Bond # 1001136082). SMITH/BORCHERDING |

SUBDIVISIONS

| | | |
|----|---------|---|
| 28 | 109-113 | PLN-1802-PC; Hold a Public Hearing with possible action to approve the Bell Springs Ranches Subdivision, Section 1, Lot 2, Replat. SHELL/MACHACEK |
| 29 | 114-123 | PLN-1873-PC; Dripping Springs Ranch, Phase 2, Lots 1C-1 and 1C-2, Amended (2 Lots). Discussion and possible action to consider granting a variance to Chapter 715 § 3.01(C) of the Hays County Development Regulations. SMITH/MACHACEK |

MISCELLANEOUS

| | | |
|----|---------|---|
| 30 | 124-125 | Discussion and possible action to approve the nomination of Commissioner Walt Smith to the Urban Counties Policy Committee for the 2022-2033 term. SHELL |
| 31 | 126-127 | Discussion and possible action to allocate funds in the amount of \$21,000.00 for additional field validation in relation to broadband mapping. SHELL/T.CRUMLEY |
| 32 | 128-137 | Discussion and possible action to consider granting a variance to Section 10.W.1 of the Hays County Rules for On-Site Sewage Facilities and allow issuance of development permits to the owner of 2000 S. INGALSBE/MACHACEK |
| 33 | 138-139 | Discussion and possible action to adopt new election precincts resulting from redistricting changes. BECERRA/ANDERSON |
| 34 | 140 | Discussion and possible action to award a contract for IFB 2021-B12 Countywide Dumpster with Waste Connections Lone Star, Inc. BECERRA/T.CRUMLEY |
| 35 | 141-147 | Discussion and possible action to authorize the execution of a Development Agreement between Hays County and The Overlook at the Preserve, Ltd., related to the development of real property located in Precinct 4 of Hays County. SMITH |

| | | |
|----|---------|--|
| 36 | 148-155 | Discussion and possible action to authorize the County Judge to execute the Genesis eBonds Licensing and Service Provider Agreement related to electronic bail bonds for the Hays County Jail. BECERRA/CUTLER |
|----|---------|--|

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.

| | | |
|----|-----|---|
| 37 | 156 | 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. BECERRA |
| 38 | 157 | 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. SHELL |
| 39 | 158 | Executive Session pursuant to Sections 551.071 and 551.074 of the Texas Government Code: consultation with counsel and the Auditor's Office regarding the Emergency Rental Assistance Program and the employment and individual duties of all positions created in relation to the Program. Possible discussion and/or action may follow in open court. INGALSBE |
| 40 | 159 | 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 Phoenix, Project Dark Monday and Project Wild Strawberry. Possible discussion and/or action may follow in open Court. JONES |

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.

| | |
|----|---|
| 41 | Discussion and possible action related to the burn ban and/or disaster declaration. BECERRA |
| 42 | Discussion related to the Hays County inmate population, to include current population counts and costs. BECERRA |
| 43 | 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. SMITH |
| 44 | 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 |
| 45 | Discussion and possible action regarding funding received or to be received by Hays County under the American Rescue Plan Act (ARPA). BECERRA |

ADJOURNMENT

Posted by 5:00 o'clock P.M. on the 3rd day of December, 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.