

**Commissioners Court February 15, 2022
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 **15th day of February 2022**, 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	6-7	Adopt a Proclamation declaring the month of February 2022 as Career and Technical Education Month in Hays County. JONES
2	8-9	Adopt a proclamation recognizing February 21, 2022 as President George Washington Day. INGALSBE
3	10-11	Adopt a Proclamation recognizing the one year anniversary and achievements of the Council for the Indigenous and Tejano Community. BECERRA
4	12	Update by Director of Countywide Operations and Hays County Staff on the Emergency Rental Assistance Program (ERAP); possible discussion and/or action may follow. BECERRA
5	13-19	Presentation by GAP Strategies and acceptance of a report by the professional team charged with enhancing and incentivizing conservation and conservation design in Hays County; reviewing findings; and presenting recommendations to the Hays County Commissioners Court. SHELL/SMITH
6	20-35	Presentation by Connected Nations representative regarding the broadband mapping within Hays County. 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.

7	36	Approve payments of County invoices. VILLARREAL-ALONZO
8	37	Approve the payment of United Healthcare claims. VILLARREAL-ALONZO
9	38	Approve Commissioners Court Minutes of January 18, 2022 and February 1, 2022. BECERRA/CARDENAS
10	39	Approve the payment of the February 28, 2022 payroll disbursements in an amount not to exceed \$4,200,000.00 effective February 28, 2022 and post totals for wages, withholdings, deductions and benefits on the Hays County website once finalized. BECERRA/RICHEY
11	40-42	Authorize payment to FedEx Office for Emergency Rental Assistance Program printing in the amount of \$646.24 in which no purchase order was issued as required per the Hays County Purchasing Policy. INGALSBE/T.CRUMLEY
12	43-51	Authorize the execution of an Interlocal Agreement for Use of City Fuel Tanks between Hays County and the City of Dripping Springs regarding the use of City owned fuel tanks by the County during times of emergencies. SMITH/HOOD
13	52-54	Authorize the Sheriff's Office to accept a donation of a K-9 valued at \$20,000.00 from Deputy Constable John Friend of Guadalupe County and amend the budget accordingly. INGALSBE/CUTLER
14	55-56	Authorize the Sheriff's Office to accept a donation of \$600.00 from My Emergency Room for the 2022 Jr. Deputy Academy and amend the budget accordingly. INGALSBE/CUTLER

15	57-58	Authorize the Sheriff's Office to accept a \$500.00 donation from Denise Fonseca and amend the budget accordingly. INGALSBE/CUTLER
16	59	Approve out of state travel for Records Program Administrator Stephanie Robinson to attend the Tyler Connect Conference on May 15-19, 2022 in Indianapolis, Indiana. INGALSBE/CUTLER
17	60-63	Approve Utility Permits. INGALSBE/BORCHERDING
18	64-71	Authorize the County Judge to execute Installation Proposals with the Lower Colorado River Authority (LCRA) for P25 site additions and re-programming existing infrastructure as well as P25 700 mhz radio migration and authorize a discretionary exemption pursuant to Texas Local Government Code, Ch. 262.024(a)(7)(D). BECERRA/MIKE JONES
19	72-88	Authorize the submission of a Renewal Interlocal Application to the Department of State Health Services (DSHS) for the Tuberculosis Prevention and Control for FY2023 State Funds and accept the allocation of funds in the amount of \$32,933.00. INGALSBE/T.CRUMLEY
20	89-101	Accept the 2021 Racial Profiling Report and the 2021 Annual Activity Report from Hays County Constable Office, Precinct 4. SMITH/HOOD
21	102-118	Accept the 2021 Racial Profiling Report and the 2021 Annual Activity Report from Hays County Constable Office, Precinct 3. SHELL/MONTAGUE
22	119-121	Authorize the County Judge to execute a Fourth Amendment to the Health Care Services Agreement with Wellpath, LLC for the Juvenile Detention Facility and authorize a discretionary exemption pursuant to Texas Local Government Code, Ch 262.024(a)(4). BECERRA/LITTLEJOHN
23	122-124	Authorize the County Judge to execute a Ninth Amendment to the Health Care Services Agreement with Wellpath, LLC for the Jail Division at the Sheriff's Office and authorize a discretionary exemption pursuant to Texas Local Government Code, Ch 262.024(a)(4). BECERRA/CUTLER
24	125-133	Ratify the submission of a grant application to the Office of the Governor, FY23 State Criminal Justice Planning Funds - Specialty Courts Program in the amount of \$11,400.00. SHELL/T.CRUMLEY
25	134-147	Authorize the County Judge to execute the First Contract Amendment to a Professional Services Agreement between Hays County and Tania Glenn and Associates, PA executed on or about January 26, 2021. INGALSBE/CUTLER
26	148-153	Authorize the County Judge to execute a Public Water Line Easement agreement between Hays County and the City of San Marcos related to utilities located upon Hays County-owned property on Uhland Road in Precinct 1. INGALSBE
27	154-155	Authorize the Juvenile Probation Department to accept an additional \$4,348.00 in grant funding from the Texas Juvenile Justice Department (TJJD) State Aid Grant and amend the budget accordingly. BECERRA/DAY
28	156	Authorize payment to Card Service Center in the amount of \$90.67 for accrued fees related to lost payments not applied to credit card accounts. INGALSBE/VILLARREAL-ALONZO
29	157-162	Authorize the purchase of professional services for the Development Services Department relating to the installation and configuration of Esri ArcGIS software and amend the budget accordingly. BECERRA/PACHECO
30	163-217	Authorize the County Judge to execute a Contract Amendment with Waste Connections Lone Star, Inc. pursuant to IFB 2021-B12 Countywide Dumpsters. BECERRA/T.CRUMLEY
31	218-222	Approve submittal of Project Information Form (PIF) to Texas Water Development Board (TWDB) for a drinking water well and appurtenant infrastructure outside of the Jacob's Well Groundwater Management Zone. SHELL
32	223	Approve an amendment to the Hays County Purchasing Policy, Sections 4.5 and 4.14 related to Federal or State funded grants. INGALSBE/VILLARREAL-ALONZO

ACTION ITEMS

ROADS

33	224-225	Discussion and possible action to hold a public hearing to establish a 3-way stop location on Purgatory Road at the intersection with Hugo Road. SHELL/BORCHERDING
34	226-269	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 RM 150 West Alignment Project in Precinct 3. SHELL/BORCHERDING
35	270-276	Discussion and possible action to authorize the County Judge to execute Contract Amendment No. 2 in the amount of \$7,381.25 to the Professional Services Agreement between Hays County and Frank Surveying Company, Inc., DBA FSC, Inc. for the US 290 West at Henly Loop and Martin Road project in Precinct 3, as part of the 2016 Road Bond Program utilizing a discretionary exemption pursuant to Texas Local Government Code Ch. 262.024(a)(4). SHELL/BORCHERDING

36	277	Discussion and possible action to approve the selection of BGE, Inc. to perform Construction Engineering and Inspection (CE&I) services for the Darden Hill at Sawyer Ranch Roundabout project in Precinct 4; and to authorize staff and counsel to negotiate a Work Authorization under their On-Call CE&I contract. SMITH/BORCHERDING
37	278-321	Discussion and possible action to authorize the County Judge to execute a Professional Services Agreement between Hays County and Halff Associates, Inc. to provide right-of-way acquisition services for the Low Water Crossing Improvements at Sycamore Creek in Precinct 3 and Bear Creek in Precinct 4. SMITH/SHELL/BORCHERDING
38	322-331	Discussion and possible action to accept fiscal surety for the street and drainage improvements in the amount of \$1,225,525.13 for Sunset Oaks, Section 4, Phase 2A Subdivision (Bond No. 30142526). INGALSBE/BORCHERDING

SUBDIVISIONS

39	332-335	PLN-1658-PC; Hold a Public Hearing to discuss final action regarding the Booky T Subdivision, Lot 1, Replat. SHELL/MACHACEK
40	336-339	PLN-1876-NP; Discussion and possible action to approve the final plat for 2JS Ranch Subdivision. SHELL/MACHACEK
41	340-347	PLN-1758-NP - Moon Ridge Subdivision (10 Lots). Discussion and possible action to approve the final plat; accept Performance Bond No. 5313742 for street and drainage improvements in the amount of \$283,485.30. SHELL/MACHACEK
42	348-351	PLN-1787-PC; Hold a Public Hearing to discuss approval of the final plat of the Rolling Oaks, Section 4, Lot 55, Replat. SHELL/MACHACEK
43	352-425	Discussion and possible action to authorize the County Judge to execute a Phasing Agreement between Hays County and LL Ranch Investments, L.P. for the Double L Ranch Subdivision located off of Ranch Road 12 in Precinct 4. SMITH/PACHECO

MISCELLANEOUS

44	426-430	Discussion and possible action to authorize the County Judge to execute a Memorandum of Understanding between Hays County and the City of San Marcos related to a funding application to the Texas Water Development Board for drainage improvements in the Briarwood/River Ridge area. SHELL/BORCHERDING
45	431-437	Discussion and possible action to authorize the County Judge to execute a Proposal between Hays County and Axon Enterprise, Inc. related to the Law Enforcement In-Car Camera System and Body Worn Camera-Taser Program for the Sheriff Office. INGALSBE/CUTLER
46	438-439	Discussion and possible action to pre-qualify the respondents related to RFQ 2021-Q01 Professional Engineering Services to further develop a pool of qualified firms to utilize on an as needed basis for projects throughout Hays County, and to be reviewed/reopened on an annual basis. SHELL
47	440-446	Discussion and possible action to execute a Participation Agreement between Hays County and Choice Partners Cooperative related to participating in Food/Cafeteria Related Contracts with Choice Partners Cooperative for the 2022-2023 school year. INGALSBE
48	447	Discussion and possible action to award contract for RFP 2022-P02 Animal Shelter and Animal Services Feasibility Study to Team Shelter USA; and authorize staff and General Counsel to negotiate a contract. SHELL/INGALSBE
49	448	Discussion and possible action to authorize the Sheriff's Office to add two (2) new Records Management Officers (Grade 110) effective 3/1/2022. SMITH/CUTLER
50	449-457	Discussion and possible action to authorize the County Judge to execute an Interlocal Agreement between Hays County and the City of Kyle regarding the City of Kyle Tax Increment Reinvestment Zone No.3 (TIRZ 3); and authorize staff to deliver the executed contract contingent upon creation and adoption of TIRZ 3 by the City of Kyle. SHELL
51	458	Discussion and possible action to award contract for RFP 2022-P01 Hays County Property - Civic Center & Clovis Barker Road to Casey Development, LTD; and authorize staff and General Counsel to negotiate a contract. INGALSBE
52	459	Discussion and possible action to award the contract for RFP 2021-P07 Program Management - ARPA Funds; and authorize staff and General Counsel to negotiate a contract. SMITH
53	460-467	Discussion and possible action to authorize the County Judge to execute two Contract Amendments with Tyler Technologies, Inc. related to a Hays County Financial Transparency Portal. INGALSBE/VILLARREAL-ALONZO
54	468-469	Discussion and possible action to accept a Proposal from Water & Earth Technologies (WET) related to Low Water Crossing Early Warning System repairs for the Elder Hill Rad site; authorize a discretionary exemption pursuant to Local Government Code, Ch. 262.024(a)(7)(D) and amend the budget accordingly. SMITH/MIKE JONES

55	470-471	Discussion and possible action to accept a Proposal from Water & Earth Technologies (WET) related to Low Water Crossing Early Warning System repairs for the Chaparral Road site; authorize a discretionary exemption pursuant to Local Government Code, Ch. 262.024(a)(7)(D) and amend the budget accordingly. JONES/MIKE JONES
56	472-476	Discussion and possible action to authorize the execution of a Memorandum of Understanding between the Hays County Veteran's Treatment Court and Lyndsay Brooks, PsyD, PLLC related to psychological evaluations and treatment programs for veterans. INGALSBE/CHRIS JOHNSON
57	477-483	Discussion and possible action to execute a Proposals with Axon Enterprise, Inc. related to the Law Enforcement In-Car Camera System and Body Worn Camera-Taser Program for the Constable 3 Office. SHELL/MONTAGUE
58	484-487	Discussion and possible action regarding the creation of the Hays County Sexual Assault Response Team (SART) pursuant to Section 351.252 of the Texas Government Code. SMITH
59	488	Discussion and possible action to award contract for RFP 2022-P06 Emergency Rental Assistance Program - Program Manager to Ardurra Group, Inc.; authorize staff and General Counsel to negotiate a contract; and to authorize execution of a standard Professional Services Agreement once negotiated and approved. INGALSBE/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.

60	489	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 owned by Hays County located along 712 Stagecoach Trail, San Marcos in Pct.3. Possible discussion and/or action may follow in open court. SHELL
61	490	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
62	491	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 40.15 acres in fee simple from property located at 1401 Yarrington Road, owned by FM 158 Land, Ltd., a Texas limited partnership, and which is required for the construction of the proposed FM 110 North roadway improvements, and take other appropriate action. Possible discussion and/or action may follow in open court. INGALSBE
63	492	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 Yellow Stone. Possible discussion and/or 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.

64	Discussion and possible action related to the burn ban. BECERRA
65	Discussion related to the Hays County inmate population, to include current population counts and costs. BECERRA
66	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
67	Discussion and possible action regarding Hays County's use of federal or other grant funding related to COVID-19 response including but not limited to the American Rescue Plan Act (ARPA) and the Emergency Rental Assistance Program (ERAP). BECERRA

ADJOURNMENT

Posted by 5:00 o'clock P.M. on the 11th day of January, 2022

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.