



STATE OF TEXAS \*  
 COUNTY OF HAYS \*

ON THIS THE 18<sup>TH</sup> DAY OF JUNE A.D., 2019, THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, MET IN REGULAR MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:

RUBEN BECERRA	COUNTY JUDGE
DEBBIE GONZALES INGALSBE	COMMISSIONER, PCT. 1
MARK JONES	COMMISSIONER, PCT. 2
LON A. SHELL	COMMISSIONER, PCT. 3
WALT SMITH	COMMISSIONER, PCT. 4
ELAINE H. CÁRDENAS	COUNTY CLERK

THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Tanya Kinney from Hunters Glen Fellowship gave the invocation. Judge Becerra led the court in the Pledge of Allegiance to the United States and Texas flags. Judge Becerra called the meeting to order.

**PUBLIC COMMENTS**

Bill Brock, resident of San Marcos, made public comment on widening & improving Hwy 1826. Mary Buchanan, resident of Austin, made comment on the Mark Black wedding venue regarding creek and water supply. Dan Lyon, resident of San Marcos, made public comment on Capes Camp Damn comment from 06/04/2019. Debra Morris, resident of Austin, made public comment on Mark Black wedding venue and had concerns on the revised site development plans. Rodrigo Amaya, resident of San Marcos, made public comment on the Commissioner Pct. 2 Office of not having enough chairs for a meeting in his office.

**PRESENTATION BY DAVE EDWARDS, BOARD CHAIRMAN OF DRIPPING SPRINGS TAX INCREMENT REINVESTMENT ZONES #1 AND #2 (TIRZ), REGARDING AN UPDATE ON THE BOARD'S PROGRESS**

Dave Edwards, Board Chairman of Dripping Springs Tax Increment Reinvestment Zones #1 and #2 (TIRZ) spoke briefly of the upcoming projects and introduced Kennan Smith. The four upcoming projects are: Old Fitzhugh Road, Triangle Project, Downtown Public Parking, and the Downtown Town Center.

**UPDATE BY CHARLIE CAMPISE ON THE JUNE 4, 2019 HILL COUNTRY MENTAL HEALTH DEVELOPMENT DISABILITIES BOARD MEETING**

Charlie Campise spoke and gave the Court an update from the Hill County Mental Health Development Disabilities Board Meeting held in Fredericksburg on June 4, 2019. Topics he brought to the court were that the agency must be in compliance by 2021, more emphasis on helping people, and an increase of Veterans Services will be happening due to the agencies needing to be in compliance.

**33949 APPROVE PAYMENTS OF COUNTY INVOICES**

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve payments of County Invoices in the amount of \$5,427,923.03, as submitted by the County Auditor. All present voting "Aye". MOTION PASSED

**33950 APPROVE PAYMENTS OF JUROR CHECKS**

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve payments of Juror checks in the amount of \$1,292.00, as submitted by the County Auditor. All present voting "Aye". MOTION PASSED

**33951 APPROVE THE PAYMENT OF HUMANA AND UNITED HEALTHCARE CLAIMS**

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve the payment of United Healthcare Claims in the amount of \$33,530.88, as submitted by the County Auditor. All present voting "Aye". MOTION PASSED

**33952 APPROVE COMMISSIONERS COURT MINUTES OF JUNE 4, 2019**

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve Commissioners Court minutes of June 4, 2019, as presented by the County Clerk. All present voting "Aye". MOTION PASSED



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**33953            AUTHORIZE ON-SITE SEWAGE FACILITY PERMIT FOR OFFICE BUILDING AT 7080 NIEDERWALD STRASSE, KYLE, TEXAS 78640**

Central Texas Proscapes, LLC is proposing an On-Site Sewage System to serve a landscape company. The system is designed to accommodate up to 7 employees. This 11.26-acre tract of land will be served by a public water supply. The system designer, Dave McGhee, R.S., has designed a proprietary treatment system with flow equalization. After treatment, the effluent will be dispersed via surface application for a maximum daily rate of 35 gallons. **A motion was made by Commissioner Jones, seconded by Commissioner Smith to authorize On-Site Sewage Facility Permit for office building at 7080 Niederwald Strasse, Kyle, Texas 78640. All present voting "Aye". MOTION PASSED**

**33954            AUTHORIZE ON-SITE SEWAGE FACILITY PERMIT FOR OFFICE BUILDING AT 6569 RANCH ROAD 12, SAN MARCOS, TEXAS 78666**

Active Deployment Systems, Inc. is proposing an On-Site Sewage System to serve their new office building. The system is designed to accommodate up to 30 employees & customers. This 32.33-acre tract of land will be served by a private water supply. The system designer, Kyle DeHart, R.S., has designed a proprietary treatment system with flow equalization. After treatment, the effluent will be dispersed via surface application for a maximum daily rate of 300 gallons. **A motion was made by Commissioner Jones, seconded by Commissioner Smith to Authorize On-Site Sewage Facility Permit for office building at 6569 Ranch Road 12, San Marcos, Texas 78666. All present voting "Aye". MOTION PASSED**

**33955            AUTHORIZE ON-SITE SEWAGE FACILITY PERMIT FOR PHASE 2 OF ADDITIONAL OFFICE/WAREHOUSE BUILDINGS AT 5566 NIEDERWALD STRASSE, KYLE, TEXAS 78640**

David Cuddy of Studio Estates is proposing an On-Site Sewage System to serve two warehouse/office buildings. The system is designed to accommodate up to 100 employees and customers. This 12.004-acre tract of land will be served by a public water supply. The system designer, Jim Bettridge, R.S., has designed a proprietary treatment system. After treatment, the effluent will be dispersed via drip irrigation tubing for a maximum daily rate of 520 gallons. **A motion was made by Commissioner Jones, seconded by Commissioner Smith to authorize On-Site Sewage Facility Permit for Phase 2 of additional office/warehouse buildings at 5566 Niederwald Strasse, Kyle, Texas 78640. All present voting "Aye". MOTION PASSED**

**33956            AUTHORIZE THE COUNTY JUDGE TO EXECUTE A CONTRACT RENEWAL BETWEEN THE HAYS COUNTY AND CHECKFRONT IN ORDER TO CONTINUE ACCESS TO THE ONLINE RESERVATION SYSTEM**

Director of Countywide Operations, Tammy Crumley gave a brief description of Checkfront. The Parks Department utilizes Checkfront as their reservation system for both Jacobs Well Natural Area and the Dahlstrom Preserve. The required funding for this contract renewal was approved during the FY19 budget process. \*Checkfront Renewal Contract Attached. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize On-Site Sewage Facility Permit for Phase 2 of additional office/warehouse buildings at 5566 Niederwald Strasse, Kyle, Texas 78640. All present voting "Aye". MOTION PASSED**

**33957            ACCEPT A DONATION OF \$500.00 TO THE SHERIFF'S OFFICE COMMUNITY OUTREACH DIVISION AND AMEND THE BUDGET ACCORDINGLY**

The Sheriff's Office Community Outreach Division received a donation of \$500.00 from the Wimberley VFW, Post 6441. The VFW is requesting for the donation to be used towards supplies and materials for the 2019 Jr. Deputy program. Budget Amendment Special Projects Fund Increase 052-618-00.4610 Contributions \$500.00 Increase 052-618-00.5222 Crime Prevention \$500.00. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the County Judge to execute a contract renewal between the Hays County and Checkfront in order to continue access to the online reservation system. All present voting "Aye". MOTION PASSED**

**33958            AUTHORIZE THE TRANSPORTATION DEPARTMENT TO PURCHASE ONE (1) SOLAR SCHOOL ZONE SYSTEM FROM ELTEC (ELECTROTECHNICS CORPORATION) FOR THE NEW HCISD ELEMENTARY SCHOOL ON OLD SAN ANTONIO ROAD AND AMEND THE BUDGET ACCORDINGLY**



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The solar school zone system on Bebee Road was destroyed as a result of a traffic accident. Parts previously ordered for the new elementary school on Old San Antonio road were used to make needed repairs to the Bebee Road unit; therefore a complete unit is needed for this location. Funds are available within the operating budget for this expense. Budget Amendment: Decrease Road Materials - .5351 Increase Misc. Equipment - .5719\_400. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to Accept a donation of \$500.00 to the Sheriff's Office Community Outreach Division and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

**33959 APPROVE THE TRANSFER OF A 2008 FORD RANGER FROM THE HAYS COUNTY BUILDING MAINTENANCE DEPARTMENT TO THE HAYS COUNTY LOCAL HEALTH DEPARTMENT**

The following asset is being requested for transfer from the Building Maintenance department's inventory to be utilized by the Local Health department: 2008 Ford Ranger, VIN: 1FTYR14U28PA55919 Hays County NWS Asset ID 12844, Tag #016569. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the Transportation Department to purchase one (1) solar school zone system from ELTEC (Electrotechnics Corporation) for the new HCISD elementary school on Old San Antonio Road and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

**33960 APPROVE UTILITY PERMITS**

Permit #: 1142 and 1143, Road Name: Ted Burger Road and Mathias Lane, Utility Company: PEC and Goforth **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve Utility Permit # 1142 located on Ted Burger Road issued to PEC and Utility Permit #1143 located on Mathias Lane issued to Goforth SUD. All present voting "Aye". MOTION PASSED**

**33961 AUTHORIZE THE PARKS DEPARTMENT TO PURCHASE AND INSTALL A MINI-SPLIT HVAC SYSTEM IN THE VISITOR CENTER AT THE GAY RUBY DAHLSTROM NATURE PRESERVE AND AMEND THE BUDGET ACCORDINGLY.**

Rodrigo Amaya, resident of San Marcos, made public comment. Commissioner Ingalsbe and Director of Countywide Operations, Tammy Crumley had a discussion on the 10 year warranty and that other buildings being replaced. Commissioner Smith joined in conversation. The Parks Department request authority to purchase and install a new Daikin Ductless Mini-Split 2-Ton Heat Pump System. This system will be installed in the visitor center at the Gay Ruby Dahlstrom Nature Preserve. Funds are available in the Park Bond Fund for this purchase. \* SI Mechanical Quote Attached Budget Amendment: Increase .5719\_700 - Misc. Equipment\_Capital Decrease .5448 - Contract Services. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Smith to authorize the Parks Department to purchase and install a Mini-Split HVAC system in the visitor center at the Gay Ruby Dahlstrom Nature Preserve and amend the budget accordingly. All four Commissioners present voting "Aye". Judge Becerra voting "No". MOTION PASSED**

**33962 APPROVE GARVERUSA'S CHANGE ORDER #2 FOR LOW WATER CROSSINGS IN THE PRECINCT 1 & 2 PROJECT AND AUTHORIZE THE COUNTY JUDGE TO SIGN THE ASSOCIATED DOCUMENT**

This change order includes ROW acquisition and boundary changes for the Low Water Crossings, project clearances for wetlands and drainage investigations. This change order is just to extend the days needed to complete the project to the end of the budget year. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to Approve GarverUSA's Change Order #2 for Low Water Crossings in the Precinct 1 & 2 project and authorize the County Judge to sign the associated document. All present voting "Aye". MOTION PASSED**

**33963 AUTHORIZE ON-SITE SEWAGE FACILITY PERMIT FOR BUILDING #1 LOCATED AT 6750 S OLD BASTROP HWY, SAN MARCOS, TEXAS 78666**

Braeswood Alliance Group, LLC is proposing an OSSF to serve an office/warehouse building. The system is designed to accommodate up to 5 employees per day. This 10 acre tract of land is Lot 4 of Phase 2 in the Richter Addition Subdivision and will be served by a public water supply. The system designer, Hoyt Seidensticker, R.S., has designed a proprietary treatment system with flow equalization. After treatment, the effluent will be dispersed via surface application for a maximum daily rate of 25 gallons. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to Authorize On-Site Sewage Facility Permit for Building #1 located at 6750 S Old Bastrop Hwy, San Marcos, Texas 78666. All present voting "Aye". MOTION PASSED**

**33964 AUTHORIZE ON-SITE SEWAGE FACILITY PERMIT FOR BUILDING #2 LOCATED AT 6750 S OLD BASTROP HWY, SAN MARCOS, TEXAS 78666**



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Braeswood Alliance Group, LLC is proposing an OSSF to serve an office/warehouse building. The system is designed to accommodate up to 5 employees per day. This 10 acre tract of land is Lot 4 of Phase 2 in the Richter Addition Subdivision and will be served by a public water supply. The system designer, Hoyt Seidensticker, R.S., has designed a proprietary treatment system with flow equalization. After treatment, the effluent will be dispersed via surface application for a maximum daily rate of 25 gallons. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize On-Site Sewage Facility Permit for Building #2 located at 6750 S Old Bastrop Hwy, San Marcos, Texas 78666. All present voting "Aye". MOTION PASSED**

**33965 AUTHORIZE ON-SITE SEWAGE FACILITY PERMIT FOR BUILDING #3 LOCATED AT 6750 S OLD BASTROP HWY, SAN MARCOS, TEXAS 78666**

Braeswood Alliance Group, LLC is proposing an OSSF to serve an office/warehouse building. The system is designed to accommodate up to 5 employees per day. This 10 acre tract of land is Lot 4 of Phase 2 in the Richter Addition Subdivision and will be served by a public water supply. The system designer, Hoyt Seidensticker, R.S., has designed a proprietary treatment system with flow equalization. After treatment, the effluent will be dispersed via surface application for a maximum daily rate of 25 gallons. **A motion was made by Commissioner Shell, seconded by Commissioner Ingalsbe to authorize On-Site Sewage Facility Permit for Building #3 located at 6750 S Old Bastrop Hwy, San Marcos, Texas 78666. All present voting "Aye". MOTION PASSED**

**33966 AUTHORIZE ON-SITE SEWAGE FACILITY PERMIT FOR BUILDING #4 LOCATED AT 6750 S OLD BASTROP HWY, SAN MARCOS, TEXAS 78666**

Braeswood Alliance Group, LLC is proposing an OSSF to serve an office/warehouse building. The system is designed to accommodate up to 5 employees per day. This 10 acre tract of land is Lot 4 of Phase 2 in the Richter Addition Subdivision and will be served by a public water supply. The system designer, Hoyt Seidensticker, R.S., has designed a proprietary treatment system with flow equalization. After treatment, the effluent will be dispersed via surface application for a maximum daily rate of 25 gallons. **A motion was made by Commissioner Shell, seconded by Commissioner Ingalsbe to authorize On-Site Sewage Facility Permit for Building #4 located at 6750 S Old Bastrop Hwy, San Marcos, Texas 78666. All present voting "Aye". MOTION PASSED**

**33967 AUTHORIZE ON-SITE SEWAGE FACILITY PERMIT FOR BUILDING #5 LOCATED AT 6750 S OLD BASTROP HWY, SAN MARCOS, TEXAS 78666**

Braeswood Alliance Group, LLC is proposing an OSSF to serve an office/warehouse building. The system is designed to accommodate up to 5 employees per day. This 10 acre tract of land is Lot 4 of Phase 2 in the Richter Addition Subdivision and will be served by a public water supply. The system designer, Hoyt Seidensticker, R.S., has designed a proprietary treatment system with flow equalization. After treatment, the effluent will be dispersed via surface application for a maximum daily rate of 25 gallons. **A motion was made by Commissioner Shell, seconded by Commissioner Ingalsbe to authorize On-Site Sewage Facility Permit for Building #5 located at 6750 S Old Bastrop Hwy, San Marcos, Texas 78666. All present voting "Aye". MOTION PASSED**

**33968 AUTHORIZE THE HAYS COUNTY COMMISSIONERS 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 LOCAL GOVERNMENT CODE, SECTION 381.004**

Commissioner Smith thanked the Auditors Office for working on this matter. The County Auditor's office has received the annual notification from the Texas Comptroller of Public Accounts regarding possible available funding through unclaimed capital credits received from electric cooperatives in this area. The County must request these funds and certify that funds will be used for purposes as specified under section 381.004 of the Local Government Code. See attached notification. Attachment: Unclaimed Capital Credits Form. **A motion was made by Commissioner Shell, seconded by Commissioner Ingalsbe to authorize the Hays County Commissioners 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 Local Government Code, Section 381.004. All present voting "Aye". MOTION PASSED**

**33969 AUTHORIZE THE SHERIFF'S OFFICE TO ACCEPT A DONATION OF A PRESCRIPTION DRUG COLLECTION UNIT AND AMEND THE BUDGET ACCORDINGLY**

D. Burnes said the donation was from SMPD. The public can drop off prescription drugs in a safe environment. The San Marcos Police Department is donating a prescription drug collection unit to the Sheriff's Office. A drug return box will allow citizens to dispose of old, expired or unwanted prescription drugs thereby keeping them out of the water system and unintended hands. Accepting the unit will provide two drop off locations for citizens to dispose of medications. This unit is valued at \$1,495 when purchased new; therefore, the depreciated value will



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be recorded at \$1,017 with a life expectancy of 10 years. Budget Amendment Increase Contributions 001-618-00.4610 Increase Miscellaneous Equipment 001-618-00.5719\_400. **A motion was made by Commissioner Shell, seconded by Commissioner Ingalsbe to authorize the Sheriff's Office to accept a donation of a prescription drug collection unit and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

**33970 ACCEPT ANONYMOUS DONATIONS TO THE SHERIFF'S OFFICE TOTALING \$400.00 AND AMEND THE BUDGET ACCORDINGLY.**

Dan Lyon, resident of San Marcos, made public comment. County Auditor, Marisol Alonzo-Villarreal spoke of the donation being deposited into the general fund. The Sheriff's Office received anonymous cash donations, two donations of \$200.00 each was placed at the windshield of patrol vehicles. The cash was left without a note or information; the Sheriff's Office is requesting to add this contribution to the Special Projects fund. Budget Amendment Increase Contributions 052-618-00-4610 \$400 Increase Crime Prevention 052-618-00.5222 \$400. **A motion was made by Commissioner Smith, seconded by Commissioner Shell to accept anonymous donations to the Sheriff's Office totaling \$400.00 and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

**33971 AUTHORIZE PAYMENT TO DATA SPEC, INC. FOR THE VETERAN SERVICES OFFICE IN WHICH NO PURCHASE ORDER WAS ISSUED AS REQUIRED PER COUNTY PURCHASING POLICY**

The Veteran Services Office was approved the purchase of VetraSpec software in FY2018, however, the company does not provide a service agreement or accept purchase orders. This software is a web based Veteran claims management software solution which has enhanced the VSO daily processes. Funds are available in their operating budget to cover this expense. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize payment to Data Spec, Inc. for the Veteran Services Office in which no purchase order was issued as required per County Purchasing Policy. All present voting "Aye". MOTION PASSED**

**33972 APPROVE THE APPOINTMENT OF ALEXANDRA THOMPSON TO THE CORE COMMITTEE OF THE UPPER SAN MARCOS RIVER WATERSHED PROTECTION PLAN**

The Core Committee is made up of several key stakeholder groups within the Upper San Marcos River area. Alexandra, the County's Natural Resource Manager, will represent the County. The Core Committee is the decision-making body for oversight and official representation of all major stakeholder interest. Therefore, it is important for Core Committee members to understand the needs, priorities, perspectives, and culture of the community and its stakeholders to effectively contribute to the watershed implementation process. The main function of the Core Committee includes attending quarterly meetings and making decisions for the direction of the watershed implementation process in regard to future BMPs, education and outreach initiatives, funding opportunities, and other topics as they arise. The Core Committee term has no limit. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve the appointment of Alexandra Thompson to the Core Committee of the Upper San Marcos River Watershed Protection Plan. All present voting "Aye". MOTION PASSED**

**33973 AMEND VARIOUS DEPARTMENTAL OPERATING, SPECIAL REVENUE AND CAPITAL PROJECT BUDGETS IN PREPARATION FOR FISCAL YEAR 2019 MID-YEAR FINANCIAL REPORTING**

**A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to amend various departmental operating, special revenue and capital project budgets in preparation for Fiscal Year 2019 mid-year financial reporting. All present voting "Aye". MOTION PASSED**

**33974 ACCEPT THE FISCAL YEAR 2018 HAYS COUNTY EMERGENCY SERVICES DISTRICT #3 AUDIT REPORT PER TEXAS HEALTH AND SAFETY CODE 775.082**

Texas Health and Safety Code 775.082 requires that the District prepare and file with the Commissioners Court by June 1 of each year an audit report of the district's fiscal accounts and records. The District's Audit Report was received in the Auditor's Office on May 29, 2019 and has been email to the Court. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to Accept the Fiscal Year 2018 Hays County Emergency Services District #3 Audit Report per Texas Health and Safety Code 775.082. All present voting "Aye". MOTION PASSED**

**33975 ACCEPT THE FISCAL YEAR 2018 HAYS COUNTY EMERGENCY SERVICES DISTRICT #6 AUDIT REPORT PER TEXAS HEALTH AND SAFETY CODE 775.082**

Texas Health and Safety Code 775.082 requires that the District prepare and file with the Commissioners Court by June 1 of each year an audit report of the district's fiscal accounts and records. The District's Audit Report was received in the Auditor's Office on May 29, 2019 and has been emailed to the Court. **A motion was made**



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by Commissioner Jones, seconded by Commissioner Shell to accept the Fiscal Year 2018 Hays County Emergency Services District #6 Audit Report per Texas Health and Safety Code 775.082. All present voting "Aye". MOTION PASSED

**33976 ACCEPT THE FISCAL YEAR 2018 HAYS COUNTY EMERGENCY SERVICES DISTRICT #5 AUDIT REPORT PER TEXAS HEALTH AND SAFETY CODE 775.082**

Texas Health and Safety Code 775.082 requires that the District prepare and file with the Commissioners Court by June 1 of each year an audit report of the district's fiscal accounts and records. The District's Audit Report was received in the Auditor's Office on May 30, 2019 and has been emailed to the Court. **A motion was made by Commissioner Jones, seconded by Commissioner Shell to accept the Fiscal Year 2018 Hays County Emergency Services District #5 Audit Report per Texas Health and Safety Code 775.082. All present voting "Aye". MOTION PASSED**

**33977 ACCEPT THE FISCAL YEAR 2018 HAYS COUNTY EMERGENCY SERVICES DISTRICT #8 AUDIT REPORT PER TEXAS HEALTH AND SAFETY CODE 775.082.**

Texas Health and Safety Code 775.082 requires that the District prepare and file with the Commissioners Court by June 1 of each year an audit report of the district's fiscal accounts and records. The District's Audit Report was received in the Auditor's Office on May 29, 2019 and has been emailed to the Court. **A motion was made by Commissioner Jones, seconded by Commissioner Shell to accept the Fiscal Year 2018 Hays County Emergency Services District #8 Audit Report per Texas Health and Safety Code 775.082. All present voting "Aye". MOTION PASSED**

**33978 ACCEPT THE FISCAL YEAR 2018 HAYS COUNTY EMERGENCY SERVICES DISTRICT #9 AUDIT REPORT PER TEXAS HEALTH AND SAFETY CODE 775.082**

Texas Health and Safety Code 775.082 requires that the District prepare and file with the Commissioners Court by June 1 of each year an audit report of the district's fiscal accounts and records. The District's Audit Report was received in the Auditor's Office on May 30, 2019 and has been emailed to the Court. **A motion was made by Commissioner Jones, seconded by Commissioner Shell to accept the Fiscal Year 2018 Hays County Emergency Services District #9 Audit Report per Texas Health and Safety Code 775.082. All present voting "Aye". MOTION PASSED**

**33979 AUTHORIZE THE BUILDING MAINTENANCE DEPARTMENT TO UTILIZE EXISTING FUNDS FOR CONSTRUCTION AND REMODEL WORK IN THE TREASURER'S OFFICE.**

The Treasurer's Office needs additional office space for the staff that will be performing compliance. A part of the Treasurer's current file/storage room will be converted into office space with a dedicated entrance area for compliance. Funding for this project has been identified in the current Infrastructure budget and the labor will be performed by our Building Maintenance staff. **A motion was made by Commissioner Shell, seconded by Commissioner Smith to authorize the Building Maintenance Department to utilize existing funds for construction and remodel work in the Treasurer's Office. All present voting "Aye". MOTION PASSED**

**33980 AMEND THE JUVENILE PROBATION OPERATING BUDGET FOR ADDITIONAL CONTINUING EDUCATION EXPENSES RELATED TO HANDLE WITH CARE RE-CERTIFICATION.**

The Juvenile Probation Department is requesting additional funds for continuing education to meet State certification requirements. Funds are available within their operating budget to cover these expenses. Budget Amendment: Increase .5551 Continuing Education Decrease .5361 Contract Inmate Detention. **A motion was made by Commissioner Shell, seconded by Commissioner Smith to amend the Juvenile Probation operating budget for additional continuing education expenses related to Handle with Care re-certification. All present voting "Aye". MOTION PASSED**

**33981 APPROVE OUT OF STATE TRAVEL TO BALTIMORE IN SEPTEMBER FOR THE EI-ISAC (ELECTION INFRASTRUCTURE INFORMATION SHARING AND ANALYSIS) EXECUTIVE COMMITTEE ANNUAL MEETING.**

Commissioner Smith spoke. This item is just approval to travel out of state. The expenses for this travel will be paid by the EI-ISAC. **A motion was made by Commissioner Shell, seconded by Commissioner Smith to approve out of state travel to Baltimore in September for the EI-ISAC (Election Infrastructure Information Sharing and Analysis) Executive Committee Annual Meeting. All present voting "Aye". MOTION PASSED**

**33982 AUTHORIZE THE HAYS COUNTY CONSTABLE, PCT. 5 OFFICE TO ENTER INTO A STATE PLAN OF OPERATION AGREEMENT WITH THE STATE OF TEXAS TO**



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**RECEIVE CERTAIN EXCESS DEPARTMENT OF DEFENSE (DOD) PROPERTY UNDER THE LAW ENFORCEMENT SUPPORT OFFICE (1033 / LESO) PROGRAM ADMINISTERED BY THE DEFENSE LOGISTICS AGENCY (DLA).**

Rodrigo Amaya, resident of San Marcos, spoke. Commissioner Smith spoke and clarified that offices can qualify for the item. County Auditor explained that Hays County has a countywide with Federal Department of Defense. **A motion was made by Commissioner Smith, seconded by Commissioner Jones to authorize the Hays County Constable, Pct. 5 Office to enter into a State Plan of Operation Agreement with the State of Texas to receive certain excess Department of Defense (DOD) property under the Law Enforcement Support Office (1033 / LESO) Program administered by the Defense Logistics Agency (DLA). All present voting "Aye". MOTION PASSED**

**33983 APPROVE THE CANCELLATION OF HAYS COUNTY COMMISSIONERS COURT ON JULY 9, 2019.**

Due to the prior week being shortened due to the holiday break and offices working with skeleton staffs, we would rather not over burden staff and elected officials to get an agenda created and posted. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve the cancellation of Hays County Commissioners Court on July 9, 2019. All present voting "Aye". MOTION PASSED**

**33984 DISCUSSION AND POSSIBLE ACTION TO CONSIDER THE ACCEPTANCE OF ROAD CONSTRUCTION & DRAINAGE IMPROVEMENTS, RELEASE OF THE SUBDIVISION/PERFORMANCE BOND #PB03016800273 IN THE AMOUNT OF \$2,874,752.00, AND ACCEPTANCE OF THE 2-YEAR MAINTENANCE BOND #PB03016800273 IN THE AMOUNT OF \$148,713.95 FOR SUNFIELD SUBD., PHASE 3, SECTION 2.**

Staff recommends acceptance of construction of roads and drainage improvements within the County ROW, and all regulatory signage as posted. An engineer's concurrence letter and as-built construction plans have been received. The Transportation Department has inspected and approved the improvements. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to accept road construction & drainage improvements, release of the subdivision/performance bond #PB03016800273 in the amount of \$2,874,752.00, and acceptance of the 2-year maintenance bond #PB03016800273 in the amount of \$148,713.95 for Sunfield subd., Phase 3, Section 2. All present voting "Aye". MOTION PASSED**

**33985 DISCUSSION AND POSSIBLE ACTION TO CONSIDER THE ACCEPTANCE OF ROAD CONSTRUCTION & DRAINAGE IMPROVEMENTS, RELEASE OF THE SUBDIVISION/PERFORMANCE BOND #PB03016800210 IN THE AMOUNT OF \$4,525,775.00, AND ACCEPTANCE OF THE 2-YEAR MAINTENANCE BOND #PB03016800210 IN THE AMOUNT OF \$365,990.20 FOR SUNFIELD SUBD., PHASE 3 ROADWAY EXTENSION.**

Staff recommends acceptance of construction of the road and drainage improvements within the County ROW, and all regulatory signage as posted. An engineer's concurrence letter and as-built construction plans have been received. The Transportation Department has inspected and approved the improvements. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to accept road construction & drainage improvements, release of the subdivision/performance bond #PB03016800210 in the amount of \$4,525,775.00, and acceptance of the 2-year maintenance bond #PB03016800210 in the amount of \$365,990.20 for Sunfield subd., Phase 3 Roadway Extension. All present voting "Aye". MOTION PASSED**

**33986 DISCUSSION AND POSSIBLE ACTION TO CONSIDER THE ACCEPTANCE OF ROAD CONSTRUCTION & DRAINAGE IMPROVEMENTS, RELEASE OF THE SUBDIVISION/PERFORMANCE BOND #PB03016800240 IN THE AMOUNT OF \$2,341,813.00, AND ACCEPTANCE OF THE 2-YEAR MAINTENANCE BOND #PB03016800240M IN THE AMOUNT OF \$127,079.55 FOR SUNFIELD SUBD., PHASE 3, SECTION 4.**

Staff recommends acceptance of construction of roads and drainage improvements within the County ROW, and all regulatory signage as posted. An engineer's concurrence letter and as-built construction plans have been received. The Transportation Department has inspected and approved the improvements. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to accept road construction & drainage improvements, release of the subdivision/performance bond #PB03016800240 in the amount of \$2,341,813.00, and acceptance of the 2-year maintenance bond #PB03016800240M in the amount of \$127,079.55 for Sunfield subd., Phase 3, Section 4. All present voting "Aye". MOTION PASSED**



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**33987 DISCUSSION AND POSSIBLE ACTION TO CONSIDER THE ACCEPTANCE OF THE 1-YEAR REVEGETATION BOND #PB03016800210 IN THE AMOUNT OF \$30,350.00 FOR SUNFIELD SUBD., PHASE 3 ROADWAY EXTENSION.**

Staff recommends acceptance of this revegetation bond for seeding and erosion control by hydro-mulch process for all disturbed areas within the County ROW. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to accept the 1-year revegetation bond #PB03016800210 in the amount of \$30,350.00 for Sunfield subd., Phase 3 Roadway Extension. All present voting "Aye". MOTION PASSED

**33988 DISCUSSION AND POSSIBLE ACTION TO CONSIDER THE ACCEPTANCE OF THE 1-YEAR REVEGETATION BOND #PB03016800273 IN THE AMOUNT OF \$32,600.00 FOR SUNFIELD SUBD., PHASE 3, SECTION 2.**

Staff recommends acceptance of this revegetation bond for seeding and erosion control by hydro-mulch process for all disturbed areas within the County ROW. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to accept of the 1-year revegetation bond #PB03016800273 in the amount of \$32,600.00 for Sunfield subd., Phase 3, Section 2. All present voting "Aye". MOTION PASSED

**33989 DISCUSSION AND POSSIBLE ACTION TO CONSIDER THE ACCEPTANCE OF THE 1-YEAR REVEGETATION BOND #PB03016800240 IN THE AMOUNT OF \$22,000.00 FOR SUNFIELD SUBD., PHASE 3, SECTION 4.**

Staff recommends acceptance of this revegetation bond for seeding and erosion control by hydro-mulch process for all disturbed areas within the County ROW. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to acceptance of the 1-year revegetation bond #PB03016800240 in the amount of \$22,000.00 for Sunfield subd., Phase 3, Section 4. All present voting "Aye". MOTION PASSED

**33990 DISCUSSION AND POSSIBLE ACTION TO AUTHORIZE THE COUNTY JUDGE TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT (PSA) BETWEEN HAYS COUNTY AND COBB, FENDLEY AND ASSOCIATES, INC. FOR UTILITY COORDINATION AT A LOW WATER CROSSING ON CHAPARRAL PARK ROAD IN PCT. 2 AS PART OF THE 2016 ROAD BOND PROGRAM.**

Commissioner Smith spoke of the flood waters. This effort provides for utility relocation needs for this project. Attachment: Cobb, Fendley and Associates, Inc. PSA. A motion was made by Commissioner Ingalsbe , seconded by Commissioner Jones to authorize the County Judge to execute a Professional Services Agreement (PSA) between Hays County and Cobb, Fendley and Associates, Inc. for utility coordination at a Low Water Crossing on Chaparral Park Road in Pct. 2 as part of the 2016 Road Bond Program. All present voting "Aye". MOTION PASSED

**33991 DISCUSSION AND POSSIBLE ACTION TO AUTHORIZE THE COUNTY JUDGE TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT (PSA) BETWEEN HAYS COUNTY AND DOUCET & ASSOCIATES FOR PLANS, SPECIFICATIONS AND ESTIMATES (PS&E) SERVICES FOR A PARKING LOT AT THE HAYS COUNTY GOVERNMENT CENTER.**

Commissioner Ingalsbe spoke of the amount not to exceed \$34,700. Doucet & Associates was chosen on/or about April 16, 2019 to help provide plans for additional parking needed at the Hays County Government Center. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to execute a Professional Services Agreement (PSA) between Hays County and Doucet & Associates for Plans, Specifications and Estimates (PS&E) services for a parking lot at the Hays County Government Center. All present voting "Aye". MOTION PASSED

**33992 SUB-1133; 6 CREEKS, PHASE 1, SECTION 3 (121 LOTS). DISCUSSION AND POSSIBLE ACTION TO ACCEPT FISCAL SURETY FOR THE CONSTRUCTION OF ROADWAY IMPROVEMENTS IN THE AMOUNT OF \$1,009,327.60 (LETTER OF CREDIT # 1023).**

Director of Development Services, Caitlyn Strickland gave an update from the agenda item of SUB-1133 needed to be corrected to SUB-1120. The final plat for the 6 Creeks Phase 1 Section 3 Subdivision has been reviewed under the interlocal cooperation agreement with the City of Kyle and has been approved by County staff. While the plat has been approved administratively, formal acceptance of fiscal surety is required by Commissioners Court action. 6 Creeks, Phase 1, Section 3 will consist of 121 lots. Water service to the subdivision will be provided by the City of Kyle and public wastewater service will be provided by the City of Kyle. A motion was made by Commissioner Smith , seconded by Commissioner Shell to accept fiscal surety for the construction of roadway improvements in the amount of \$1,009,327.60 (Letter of Credit # 1023) of SUB-1133; 6 Creeks, Phase 1, Section 3 (121 lots) . All present voting "Aye". MOTION PASSED





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**33993 SUB-1207; DISCUSSION AND POSSIBLE ACTION TO CONSIDER GRANTING A VARIANCE FROM CHAPTER 705.4.02 OF THE HAYS COUNTY DEVELOPMENT REGULATIONS TO WAIVE THE FEES FOR THE AMENDED PLAT OF HEADWATERS AT BARTON CREEK, PHASE ONE**

County Planner, Marcus Pacheco spoke and gave a briefing of the variance. Headwaters at Barton Creek, Phase One is a recorded subdivision located off of US Highway 290 and Headwaters Blvd in Precinct 4. The developer is amending Phase One to correct a scrivener's error found in the Line and Curve Table on the recorded plat. That is the extent of the changes as no lot lines are being modified and no lots are being added to the original plat. The developer is requesting that the fee requirements outlined in Chapter 705.4.02 of the Regulations are waived since no technical review will be performed for this amended plat. Justification for this request can be found in the backup. Headwaters at Barton Creek, Phase One was approved in 2016 and recorded on 4-6-2016. **A motion was made by Commissioner Smith, seconded by Commissioner Jones To grant a variance from Chapter 705.4.02 of the Hays County Development Regulations to waive the fees for the amended plat of Headwaters at Barton Creek, Phase One. All present voting "Aye". MOTION PASSED**

**33994 SUB-1247; HOLD A PUBLIC HEARING WITH POSSIBLE ACTION TO APPROVE FINAL PLAT OF THE ROLLING OAKS, SECTION 3, LOT 55, REPLAT**

Judge Becerra opened the public hearing. No public input was received. Judge Becerra closed the public hearing. County Planner, Colby Machecek spoke and gave a briefing of SUB-1247. Rolling Oaks, Section Three is a recorded subdivision located off of Rolling Oaks Drive in Precinct 3. The proposed re-plat will divide the 10.67 acre lot 55 into 2 lots, Lot 55-A and Lot 55-B. Water service will be provided by individual wells. Wastewater treatment will be accomplished by individual on-site sewage facilities. **A motion was made by Commissioner Shell, seconded by Commissioner Smith to SUB-1247; Hold a public hearing with possible action to approve final plat of the Rolling Oaks, Section 3, Lot 55, Replat. All present voting "Aye". MOTION PASSED**

**33995 SUB-1239; DISCUSSION AND POSSIBLE ACTION TO APPROVE THE PRELIMINARY PLAN AND CONSIDER A VARIANCE REQUEST TO THE HAYS COUNTY TRANSPORTATION PLAN FOR THE DELGADO SUBDIVISION**

County Planner, Colby Machecek spoke and gave a briefing of SUB-1239. The plan is from the 721.6.01 of the Hays County Development Regulations. The Delgado Subdivision is a proposed subdivision location off of South Turnersville Rd in Precinct 2. The proposed subdivision will plat the 2.5 acre lot to be in compliance with Hays County Development Rules and Regulations in order to issue development permits. Water service will be provided by Creedmoor-Maha Water Supply Corporation. Wastewater treatment will be accomplished by individual on-site sewage facility. The property owner is requesting a variance from the Hays County Transportation Plan wherein the recommended right-of-way for future roadway improvements is 150 feet. The owner feels this would be an undue hardship and diminish the value and use of the property. **A motion was made by Commissioner Jones, seconded by Commissioner Smith to approve the preliminary plan and consider a variance request to the Hays County Transportation Plan for SUB-1239; Delgado Subdivision. All present voting "Aye". MOTION PASSED**

**33996 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A LICENSE AGREEMENT WITH THE HAYS COUNTY CHILD PROTECTIVE BOARD RELATED TO THE COUNTY PROPERTY LOCATED AT 401 C BROADWAY STREET, SAN MARCOS, TX 78666**

General Counsel, Mark Kennedy spoke that changes were made after the backup was presented to the Court. The Child Protective Board can make changes to the interior. No separate liability insurance is needed. Director of Countywide Operations, Tammy Crumley assured the court that cleaning of the building will be on Tuesdays by County or Contract Cleaning. Lee Eckels of the Hays County Child Protective Board spoke. Pursuant to the objectives lined out in the meeting of the Commissioners Court on February 5, 2019 by the Hays County Child Protective Board, this License Agreement will provide space for the Rainbow Room. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the County Judge to execute a License Agreement with the Hays County Child Protective Board related to the County property located at 401 C Broadway Street, San Marcos, TX 78666. All present voting "Aye". MOTION PASSED**

**33997 APPROVE AN ASSESSMENT AND COLLECTION AGREEMENT BETWEEN HAYS COUNTY AND THE DRIFTWOOD CONSERVATION DISTRICT**

Tax Assessor- Collector, Jenifer O'Kane spoke. We have been asked to collect the taxes for the Driftwood Conservation District. The board took action to approve the agreement at their April 17, 2019 meeting and is set to ratify the agreement at the May 29, 2019 meeting. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Smith to approve an Assessment and Collection Agreement between Hays County and the Driftwood Conservation District. All present voting "Aye". MOTION PASSED**



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**33998 ACTION REGARDING A REQUEST FROM A TAXPAYER TO REFUND PENALTY AND INTEREST ACCRUED ON A TAX PAYMENT, CITING SECTION 33.011(H) OF THE TEXAS PROPERTY TAX CODE**

Tax Assessor- Collector, Jenifer O'Kane spoke and requested to give the customer a refund. See attached evidence submitted by the taxpayer showing proof of attempt to pay the original tax amount electronically in the proper manner before the delinquency date. Taxpayer states that failure to pay was caused by an error in the transmission of funds. **A motion was made by Commissioner Smith, seconded by Commissioner Shell to request from a taxpayer to refund penalty and interest accrued on a tax payment, citing Section 33.011(h) of the Texas Property Tax Code. Commissioner Ingalsbe, Commissioner Smith, Commissioner Shell and Judge Becerra present voting "Aye". Commissioner Jones voting "No". MOTION PASSED**

**33999 ACTION TO USE COUNTY RECORDS PRESERVATION FUNDS TO HIRE TEMPORARY PERSONNEL FOR SCANNING OF RECORDS FOR THE COUNTY CLERK'S OFFICE AND AMEND THE BUDGET ACCORDINGLY**

County Clerk, Elaine H. Cardenas spoke and gave a brief description of the reason to hire temporary personnel. The Clerk has received quotes from various vendors for a scanning project and due to the amount of cost, the clerk and the records management coordinator have come into an agreement that hiring temporary personnel for the scanning project will work out best. The County Clerk is requesting the Court's authorization to fund a scanning project. The project consists of 418 boxes of criminal cases. The boxes contain an average of 59 files per box, 24,662 documents and an estimated 493,240 pages. Temporary Staff will be hired for these projects on an as needed basis, not to exceed the total budgeted funds. The total number of hours needed to complete the project is 975 hours. The project will start July 1 and end on September 30, 2019. The cost of using temporary staff is significantly lower than outsourcing the scanning of the records to a company. The temporary staff will work under the direction of the Records Management Officer, who has worked on several other projects for other departments. Equipment and space are available to begin the project. Funds are available in the Records Preservation Fund for these projects. Budget Amendment: Increase Salaries - \$11,000 Increase FICA - \$682 Increase Medicare - \$160 Decrease Contract Services - (\$11,842) Attachment: Scanning Project Details. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to use County Records Preservation Funds to hire temporary personnel for scanning of records for the County Clerk's office and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

**34000 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE HAYS COUNTY LOCAL HEALTH DEPARTMENT (LHD) AND THE DEPARTMENT OF STATE HEALTH SERVICES (DSHS) FOR MEDICATIONS RECEIVED THROUGH THE INVENTORY TRACKING ELECTRONIC ASSET MANAGEMENT SYSTEM (ITEAMS) PLATFORM**

Director of Countywide Operations, Tammy Crumley gave a brief description of the new system in DSHS. The MOU provides the LHD with medications, at no cost to Hays County, for the outpatient treatment of sexually transmitted diseases (STD) and for tuberculosis (TB) services. Through this MOU the LHD is able to provide medication to uninsured or underinsured patients at no charge. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to execute a Memorandum of Understanding (MOU) between the Hays County Local Health Department (LHD) and the Department of State Health Services (DSHS) for medications received through the Inventory Tracking Electronic Asset Management System (ITEAMS) platform. All present voting "Aye". MOTION PASSED**

**34001 AUTHORIZE COUNTY COURTS AT LAW TO PROCURE A CREDIT CARD IN AN AMOUNT NOT TO EXCEED \$5,000 FROM THE COUNTY DEPOSITORY BANK**

County Court at Law #2, Judge Chris Johnson spoke. The County Courts at Law Judges are requesting a Hays County credit card for making department purchases, travel reservations, and other miscellaneous expenses that would normally be charged to the Countywide credit card, held by the Purchasing Department. **A motion was made by Commissioner Shell, seconded by Commissioner Smith to authorize County Courts at Law to procure a credit card in an amount not to exceed \$5,000 from the County depository bank. All present voting "Aye". MOTION PASSED**

**34002 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN INTERLOCAL COOPERATION CONTRACT WITH THE DEPARTMENT OF PUBLIC SAFETY (DPS) FOR ADMINISTRATIVE AND OPERATIONAL SUPPORT RELATED TO PUBLIC SAFETY EFFORTS**

Hays County currently provides administrative support to the Department of Public Safety which is budgeted annually during the county budget process. The Hays County employee that functions in this capacity requires access to the DPS case reporting system (SPURS) in order to complete certain public safety records. The attached agreement outlines the scope of operations and responsibilities for each entity and allows for access to the DPS software. No additional funds are needed. Attachment: DPS Interlocal Cooperation Contract. **A motion was made by Commissioner Shell, seconded by Commissioner Ingalsbe to authorize the County Judge**



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to execute an Interlocal Cooperation Contract with the Department of Public Safety (DPS) for administrative and operational support related to public safety efforts. All present voting "Aye".  
MOTION PASSED

**34003            AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN INTERLOCAL AGREEMENT BETWEEN HAYS COUNTY AND FORT BEND COUNTY FOR THE HOUSING AND CARE OF HAYS COUNTY INMATES**

This Agreement will be utilized for the overflow of Hays County inmates. A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the County Judge to execute an Interlocal Agreement between Hays County and Fort Bend County for the housing and care of Hays County inmates. All present voting "Aye". MOTION PASSED

**34004            DISCUSSION AND POSSIBLE ACTION TO ADOPT A RESOLUTION IN SUPPORT OF TRANSFERRING OWNERSHIP OF PROPERTY FROM HAYS COUNTY TO THE CITY OF DRIPPING SPRINGS, TEXAS, RELATED TO SURPLUS PROPERTY IN POSSESSION OF THE CITY**

A motion was made by Commissioner Smith, seconded by Commissioner Shell to adopt a resolution in Support of Transferring Ownership of Property from Hays County to the City of Dripping Springs, Texas, related to surplus property in possession of the City. All present voting "Aye". MOTION PASSED

**34005            ACTION TO MAKE SELECTION OF OUTSIDE COUNSEL TO HAYS COUNTY FOR OPIOID LITIGATION PURSUANT TO RFQ # OGC-2019-001; AND TO AUTHORIZE STAFF AND COUNSEL TO NEGOTIATE AND EXECUTE AN ENGAGEMENT LETTER**

General Counsel, Mark Kennedy spoke. A motion was made by Judge Becerra, seconded by Commissioner Smith to select Phipps, Deacon, Purnell, PLLC as the firm to represent Hays County in relation to RFQ #OGC-2019-001, contingent on successful negotiation of an engagement letter by staff and counsel, which shall be brought back to Court for consideration". All present voting "Aye".  
MOTION PASSED

**WORKSHOP TO PROVIDE AN UPDATE ON PROCUREMENT FOR NEW VIDEO STREAMING SYSTEM IN THE HAYS COUNTY COMMISSIONERS COURTROOM, INCLUDING CURRENT STATUS OF PROCUREMENT AND TIMELINE FOR COMPLETION**

County Clerk, Elaine H. Cardenas, gave a brief PowerPoint presentation. The Commissioners Court is in need of a new video streaming system. Procurement for new streaming system is nearing completion. This workshop will allow opportunity for dialogue with judge and commissioners about considerations in choice of vendor(s), rough estimate of cost, optional features, and timeline.

**34006            EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.072 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING THE PURCHASE AND/OR VALUE OF RIGHT OF WAY ALONG AND INCLUDING DACY LANE IN PCT. 2**

Court convened into Executive Session 10:52 a.m. and reconvened into open court at 10:55 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra, Chief of Staff, Alex Villalobos, General Counsel, Mark Kennedy, Assistant General Counsel, Jordan Powell, and Legal Support Services Specialist, Janice Jones. A motion was made by Commissioner Jones, seconded by Commissioner Smith to authorize acceptance of the Settlement Agreement on Parcel 66 of the Dacy Lane Phase II Improvements, as presented in Executive Session. All present voting "Aye".  
MOTION PASSED

**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 ALONG REBEL DRIVE IN PCT 2 & PCT. 4**

Court convened into Executive Session 10:55 a.m. and reconvened into open court at 10:58 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra, Chief of Staff, Alex Villalobos, General Counsel, Mark Kennedy, Assistant General Counsel, Jordan Powell, and Legal Support Services Specialist, Janice Jones. No action taken.



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**EXECUTIVE SESSION PURSUANT TO 551.071 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL REGARDING PENDING AND/OR CONTEMPLATED LITIGATION INVOLVING HAYS COUNTY**

Court convened into Executive Session 10:32 a.m. and reconvened into open court at 10:52 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra, Chief of Staff, Alex, Villalobos, General Counsel, Mark Kennedy, Assistant General Counsel, Jordan Powell, and Legal Support Services Specialist, Janice Jones.

**CLERK'S NOTE AGENDA ITEM # 64 RE:** *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. - was pulled*

**ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION**

Commissioner Ingalsbe spoke. No Burn ban at this time.

**CLERK'S NOTE AGENDA ITEM # 66 RE:** *DISCUSSION OF ISSUES RELATED TO THE ROAD BOND PROJECTS, INCLUDING UPDATES FROM MIKE WEAVER, PRIME STRATEGIES, WADE BENTON, HNTB AND ALLEN CROZIER, HDR. POSSIBLE ACTION MAY FOLLOW. - was pulled*

**Clerk's Note Agenda Item #67 RE:** *DISCUSSION OF ISSUES RELATED TO ELECTRO PURIFICATION INCLUDING UPDATES ON THE FILED APPLICATION. POSSIBLE ACTION MAY FOLLOW. - was pulled*

**DISCUSSION RELATED TO THE HAYS COUNTY INMATE POPULATION, TO INCLUDE CURRENT POPULATION COUNTS AND COST**

Hays County's current maximum jail capacity is 362 inmates. Jail Standards recommends holding approximately 10% of capacity open. The jail's daily average was 548 and peak was 555 on June 14<sup>th</sup> for the week of June 9<sup>th</sup> to June 15<sup>th</sup>, 2019. Estimated cost for outsourcing inmates this week as \$76,252.00. The average number of outsourced males is 198 and females are 13. This week's inmates were housed in the following counties: Bastrop, Bell, Blanco, Burnett, Caldwell, Guadalupe, McLennan and Walker.

**ADJOURNMENT**

A motion was made by Commissioner Jones to adjourn court at 11:31 a.m.

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I, ELAINE H. CÁRDENAS, COUNTY CLERK and EXOFFICIO CLERK OF THE COMMISSIONERS' COURT, do hereby certify that the foregoing contains a true and accurate record of the proceedings had by the Hays County Commissioners' Court on June 18, 2019.



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**ELAINE H. CÁRDENAS, COUNTY CLERK AND EXOFFICIO  
CLERK OF THE COMMISSIONERS' COURT OF  
HAYS COUNTY, TEXAS**

