



STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 24TH DAY OF SEPTEMBER 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:

Kristen Webber 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

Frank Arredondo, Daphne Tenorio, Eric Martinez, Sam Brannon, Jordan Buckley Rafael Ralph Gonzales, Rodrigo Amaya, Dan Lyon, Lisa Prewitt, and Rolando Saucedo, Hays county residents, made public comments.

1. PRESENTATION OF HAYS COUNTY SERVICE AWARDS. BECERRA/MILLER

Service awards were presented to the following; 5 years of service to Nicolas Castillo, District Attorney's office, Charles Dauwalder, Sheriff's office, Georganna Sekula, County Court at Law 2, Kelly Giesler, Extension office, 10 years of service to Zachary Miller and Constance Newberry of the Sheriff's office, 15 years of service to Eric Esqueda, Transportation, Yvette Faulkner, Sheriff's office, Elsira De Leon, Personal Health, Vickie Dorsett, Auditor's office, 20 years of service to Janet Pesl, Justice of the Peace Pct. 4 office, Alfred Morales, Sheriff's office, 35 years of service to Rene E. Garner.

34332 ADOPT A PROCLAMATION DECLARING SEPTEMBER 2019 AS SUICIDE PREVENTION AWARENESS MONTH

Judge Zelhart spoke about Suicide Prevention. Commissioner Shell and Commissioner Ingalsbe spoke on this item. **A motion was made by Commissioner Shell seconded by Commissioner Jones to adopt a proclamation declaring September 2019 as Suicide Prevention Awareness Month. All present voted "Aye." MOTION PASSED**

3. PRESENTATION ON HAYS COUNTY FLOOD EARLY WARNING SYSTEM BY JUSTIN MCINNIS FROM THE OFFICE OF EMERGENCY SERVICES

Justin McInnis presented to the court using a Power point presentation on the Hays County warning systems and continued improvements on the early warnings notifications. **No action taken.**

4. PRESENTATION BY RAMSEY ABARCA FROM THE OFFICE OF THE ATTORNEY GENERAL TO REFRESH OUR COURT AND STAFF TO BETTER EQUIP THEM ON PROCESSING TIMELY PUBLIC INFORMATION REQUESTS

Ramsey Abarca presented to the court using a Power point presentation for the process of Public Information request and the expectations by the Attorney General office. **No action taken.**

34333 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Ingalsbe seconded by Commissioner Jones to approve payments of County invoices. All present voted "Aye." **MOTION PASSED**

34334 APPROVE PAYMENTS OF JUROR CHECKS

A motion was made by Commissioner Ingalsbe seconded by Commissioner Jones to approve payments of Juror checks. All present voted "Aye." **MOTION PASSED**

**34335 APPROVE THE PAYMENT OF UNITED HEALTHCARE CLAIMS**

A motion was made by Commissioner Ingalsbe seconded by Commissioner Jones to approve the payment of United Healthcare claims. All present voted "Aye." MOTION PASSED

34336 APPROVE COMMISSIONERS COURT MINUTES OF SEPTEMBER 17, 2019

A motion was made by Commissioner Ingalsbe seconded by Commissioner Jones to approve Commissioners Court Minutes of September 17, 2019. All present voted "Aye." MOTION PASSED

34337 APPROVE THE PAYMENT OF THE SEPTEMBER 30, 2019 PAYROLL DISBURSEMENTS IN AN AMOUNT NOT TO EXCEED \$3,850,000.00 EFFECTIVE SEPTEMBER 30, 2019 AND POST TOTALS FOR WAGES, WITHHOLDINGS, DEDUCTIONS AND BENEFITS ON THE HAYS COUNTY WEBSITE ONCE FINALIZED

A motion was made by Commissioner Ingalsbe seconded by Commissioner Jones to approve the payment of the September 30, 2019 payroll disbursements in an amount not to exceed \$3,850,000.00 effective September 30, 2019 and post totals for wages, withholdings, deductions and benefits on the Hays County website once finalized. All present voted "Aye." MOTION PASSED

34338 AUTHORIZE THE EXECUTION OF AN INTERLOCAL AGREEMENT WITH TRAVIS COUNTY FOR THE FY 2020 SHERIFF'S COMBINED AUTO THEFT TASK FORCE (SCATTF) GRANT AWARD IN THE AMOUNT OF \$69,190 FOR HAYS COUNTY

A motion was made by Commissioner Shell seconded by Commissioner Jones to authorize the execution of an Interlocal agreement with Travis County for the FY 2020 Sheriff's Combined Auto Theft Task Force (SCATTF) grant award in the amount of \$69,190 for Hays County. All present voted "Aye." MOTION PASSED

34339 AUTHORIZE THE OFFICE OF EMERGENCY SERVICES TO REPAIR DAMAGED LOW WATER CROSSING MONITORING EQUIPMENT IN THE AMOUNT OF \$1,949 AT THE WINDY HILL RD (CR 131) LOCATION

A motion was made by Commissioner Shell seconded by Commissioner Jones to authorize the Office of Emergency Services to repair damaged Low Water Crossing Monitoring equipment in the amount of \$1,949 at the Windy Hill Rd (CR 131) location. All present voted "Aye." MOTION PASSED

34340 AMEND VARIOUS DEPARTMENTAL OPERATING BUDGETS IN PREPARATION FOR THE COUNTY'S FY 2019 YEAR-END PROCESS

A motion was made by Commissioner Shell seconded by Commissioner Jones to amend various departmental operating budgets in preparation for the County's FY 2019 year-end process. All present voted "Aye." MOTION PASSED

34341 AUTHORIZE THE SHERIFF'S OFFICE TO ACCEPT A CONTRIBUTION OF LAW ENFORCEMENT SUPPLIES IN THE AMOUNT OF \$16,200 AND AMEND THE BUDGET ACCORDINGLY

A motion was made by Commissioner Shell seconded by Commissioner Jones to authorize the Sheriff's Office to accept a contribution of law enforcement supplies in the amount of \$16,200 and amend the budget accordingly. All present voted "Aye." MOTION PASSED

34342 AUTHORIZE PAYMENT TO LEIF JOHNSON FORD IN THE AMOUNT OF \$564.35 RELATED TO FLEET REPAIRS FOR THE CONSTABLE PCT. 3 OFFICE IN WHICH NO PURCHASE ORDER WAS ISSUED AS REQUIRED PER COUNTY PURCHASING POLICY

A motion was made by Commissioner Shell seconded by Commissioner Jones to authorize payment to Leif Johnson Ford in the amount of \$564.35 related to fleet repairs for the Constable Pct. 3 Office in which no purchase order was issued as required per County Purchasing Policy. All present voted "Aye." MOTION PASSED



34343 APPROVE THE REJECTION OF ALL BIDS PURSUANT TO IFB 2019-B06 SAWYER RANCH ROAD PEDESTRIAN IMPROVEMENTS

A motion was made by Commissioner Jones seconded by Commissioner Smith to approve the rejection of all bids pursuant to IFB 2019-B06 Sawyer Ranch Road Pedestrian Improvements. All present voted "Aye." MOTION PASSED

34344 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A RESOLUTION CERTIFYING THAT THE COUNTY HAS APPROVED A \$13,000 GRANT FOR FY 2020 TO COMBINED COMMUNITY ACTION, AN ORGANIZATION THAT PROVIDES HOME DELIVERED MEALS TO HOMEBOUND PERSONS IN THE COUNTY THAT ARE ELDERLY OR HAVE A DISABILITY

A motion was made by Commissioner Jones seconded by Commissioner Smith to authorize the County Judge to execute a resolution certifying that the County has approved a \$13,000 grant for FY 2020 to Combined Community Action, an organization that provides home delivered meals to homebound persons in the county that are elderly or have a disability. All present voted "Aye." MOTION PASSED

34345 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A RENEWAL CONTRACT FOR \$15,474.36 WITH WEST THOMPSON REUTERS FOR ONLINE LEGAL RESEARCH SERVICES IN THE HAYS COUNTY COURTS AT LAW AND DISTRICT COURTS OFFICES WITH FUNDS BUDGETED FOR FY 2020

A motion was made by Commissioner Jones seconded by Commissioner Smith to authorize the County Judge to execute a renewal contract for \$15,474.36 with West Thompson Reuters for online legal research services in the Hays County Courts at Law and District Courts offices with funds budgeted for FY 2020. All present voted "Aye." MOTION PASSED

34346 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A RENEWAL CONTRACT FOR \$43,512 WITH WEST THOMPSON REUTERS FOR ONLINE LEGAL RESEARCH SERVICES IN THE HAYS COUNTY LAW LIBRARY WITH FUNDS BUDGETED FOR FY 2020

A motion was made by Commissioner Ingalsbe seconded by Commissioner Shell to authorize the County Judge to execute a renewal contract for \$43,512 with West Thompson Reuters for online legal research services in the Hays County Law Library with funds budgeted for FY 2020. All present voted "Aye." MOTION PASSED

34347 AUTHORIZE THE EXECUTION OF A CONTRACT MODIFICATION FOR \$600 WITH THOMSON REUTERS WESTLAW RELATED TO LEGAL RESEARCH FOR THE DISTRICT ATTORNEY'S OFFICE WITH FUNDS WHICH WERE BUDGETED FOR FY 2020

A motion was made by Commissioner Ingalsbe seconded by Commissioner Shell to authorize the execution of a contract modification for \$600 with Thomson Reuters Westlaw related to legal research for the District Attorney's Office with funds which were budgeted for FY 2020. All present voted "Aye." MOTION PASSED

34348 AUTHORIZE THE EXECUTION OF A CONTRACT FOR \$1,324.80 WITH WEST THOMSON REUTERS FOR LEGAL PRINT RESOURCES FOR THE OFFICE OF THE HAYS COUNTY CRIMINAL DISTRICT ATTORNEY WITH FUNDS THAT WERE BUDGETED FOR FY 2020

A motion was made by Commissioner Ingalsbe seconded by Commissioner Shell to authorize the execution of a contract for \$1,324.80 with West Thomson Reuters for legal print resources for the Office of the Hays County Criminal District Attorney with funds that were budgeted for FY 2020. All present voted "Aye." MOTION PASSED

34349 AUTHORIZE ON-SITE SEWAGE FACILITY PERMIT FOR FREIGHTLINER OF BUDA AT 5190 INDUSTRIAL WAY DRIVE, BUDA, TEXAS 78610

A motion was made by Commissioner Ingalsbe seconded by Commissioner Shell to authorize On-Site Sewage Facility Permit for Freightliner of Buda at 5190 Industrial Way Drive, Buda, Texas 78610. All present voted "Aye." MOTION PASSED



34350 AUTHORIZE THE SHERIFF'S OFFICE TO UTILIZE SAVINGS TO PURCHASE LAW ENFORCEMENT EQUIPMENT IN THE AMOUNT OF \$2,625.00 AND AMEND THE BUDGET ACCORDINGLY

A motion was made by Commissioner Ingalsbe seconded by Commissioner Shell to authorize the Sheriff's Office to utilize savings to purchase law enforcement equipment in the amount of \$2,625.00 and amend the budget accordingly. All present voted "Aye." MOTION PASSED

34351 APPROVE UTILITY PERMITS

A motion was made by Commissioner Ingalsbe seconded by Commissioner Shell to approve Utility Permits. All present voted "Aye." MOTION PASSED

34352 AUTHORIZE ON-SITE SEWAGE FACILITY PERMIT FOR THE WIZARD TOWER CLASSROOM AT THE WIZARD ACADEMY AT 16221 CRYSTAL HILL DRIVE, AUSTIN, TEXAS 78737

Commissioner Smith spoke on this item. A motion was made by Commissioner Ingalsbe seconded by Commissioner Shell to Authorize On-Site Sewage Facility Permit for the Wizard Tower Classroom at the Wizard Academy at 16221 Crystal Hill Drive, Austin, Texas 78737. All present voted "Aye." MOTION PASSED

34353 AUTHORIZE ON-SITE SEWAGE FACILITY PERMIT FOR MULTIPLE BUILDINGS AT THE WIZARD ACADEMY AT 16221 CRYSTAL HILL DRIVE, AUSTIN, TEXAS 78737

Commissioner Smith spoke on this item. A motion was made by Commissioner Ingalsbe seconded by Commissioner Shell to authorize On-Site Sewage Facility Permit for multiple buildings at the Wizard Academy at 16221 Crystal Hill Drive, Austin, Texas 78737. All present voted "Aye." MOTION PASSED

34354 AUTHORIZE THE SUBMISSION OF A GRANT APPLICATION TO THE HOGG FOUNDATION FOR \$50,000 FOR "GET OUT THE COUNT" EFFORTS IN HAYS COUNTY TO REACH HARD TO COUNT (HTC) POPULATIONS

Commissioner Smith and Judge Becerra spoke on this item. A motion was made by Commissioner Ingalsbe seconded by Commissioner Shell to authorize the submission of a grant application to the Hogg Foundation for \$50,000 for "Get Out the Count" efforts in Hays County to reach hard to count (HTC) populations. All present voted "Aye." MOTION PASSED

34355 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN AMENDED SOFTWARE MAINTENANCE AND SUPPORT AGREEMENT WITH TYLER TECHNOLOGIES FOR \$69,324 RELATED TO THE NEW WORLD ERP FINANCIAL SOFTWARE (NWS)

A motion was made by Commissioner Ingalsbe seconded by Commissioner Shell to authorize the County Judge to execute an amended Software Maintenance and Support Agreement with Tyler Technologies for \$69,324 related to the New World ERP Financial Software (NWS). All present voted "Aye." MOTION PASSED

34356 AUTHORIZE THE COUNTY JUDGE TO EXECUTE SUPPLEMENTAL NO. 6 TO A PROFESSIONAL SERVICE AGREEMENT (PSA) WITH PRIME STRATEGIES, INC. FOR \$700,000 TO CONTINUE PROVIDING GENERAL ENGINEERING CONSULTANT (GEC)/PROGRAM MANAGEMENT SERVICES FOR THE HAYS COUNTY/TXDOT PARTNERSHIP PROGRAM PROJECTS

Mark Kennedy, General Counsel made a note of exemption under Chapter 262.04. A motion was made by Commissioner Jones seconded by Commissioner Ingalsbe to authorize the County Judge to execute Supplemental No. 6 to a Professional Service Agreement (PSA) with Prime Strategies, Inc. for \$700,000 to continue providing General Engineering Consultant (GEC)/Program Management services for the Hays County/TX DOT Partnership Program projects. All present voted "Aye." MOTION PASSED



34357 REDUCE THE SPEED LIMIT OF 35 MPH TO 25 MPH ON HAWTHORNE LOOP & RUTHERFORD DRIVE IN RIM ROCK SUBDIVISION

Judge Becerra opened the Public Hearing. No comments were made. Judge Becerra closed the Public hearing. A motion was made by Commissioner Jones seconded by Commissioner Smith to reduce the speed limit of 35 MPH to 25 MPH on Hawthorne Loop & Rutherford Drive in Rim Rock subdivision. All present voted "Aye." MOTION PASSED

34358 ACCEPTANCE OF ROAD CONSTRUCTION AND DRAINAGE IMPROVEMENTS, AND ACCEPTANCE OF THE 2-YEAR MAINTENANCE BOND #PB030168000375 IN THE AMOUNT OF \$125,332.00 FOR PARTEN RANCH PHASE 2 SUBDIVISION

A motion was made by Commissioner Smith seconded by Commissioner Ingalsbe to acceptance of road construction and drainage improvements, and acceptance of the 2-year Maintenance Bond #PB030168000375 in the amount of \$125,332.00 for Parten Ranch Phase 2 Subdivision. All present voted "Aye." MOTION PASSED

34359 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A CONTRACT TO USE AUTOMATED MERCHANT SYSTEMS (AMS) FOR CREDIT CARD USE IN THE COUNTY CLERK'S OFFICE

Elaine Cárdenas, County Clerk, spoke on this item. A motion was made by Commissioner Ingalsbe seconded by Commissioner Jones to authorize the County Judge to execute a contract to use Automated Merchant Systems (AMS) for credit card use in the County Clerk's Office. All present voted "Aye." MOTION PASSED

34360 ACCEPT A GRANT AWARD FROM THE TEXAS INDIGENT DEFENSE COMMISSION (TIDC) FOR FUNDING OF THE REGIONAL PADILLA COMPLIANCE PILOT PROJECT IN THE AMOUNT OF \$342,720

Commissioner Ingalsbe, Commissioner Shell, and Judge Becerra spoke on this item. A motion was made by Commissioner Shell seconded by Commissioner Ingalsbe to accept a grant award from the Texas Indigent Defense Commission (TIDC) for funding of the Regional Padilla Compliance Pilot Project in the amount of \$342,720. All present voted "Aye." MOTION PASSED

34361 GRANT A VARIANCE FROM SECTION 715.4.01 OF THE HAYS COUNTY DEVELOPMENT REGULATIONS AND ALLOW ISSUANCE OF DEVELOPMENT PERMITS TO THE OWNER OF 2.50 ACRE PARCEL LOCATED AT 1634 S. TURNERSVILLE ROAD, BUDA, TX, 78610

Colby Machacek and Caitlyn Strickland, Development Services, spoke on this item. A motion was made by Commissioner Jones seconded by Commissioner Ingalsbe to grant a variance from Section 715.4.01 of the Hays County Development Regulations and allow issuance of development permits to the owner of 2.50 acre parcel located at 1634 S. Turnersville Road, Buda, TX, 78610. All present voted "Aye." MOTION PASSED

34. DISCUSS POSITIONS IN THE COUNTY JUDGE'S OFFICE

Alex Villalobos, Chief of Staff, Mark Kennedy, General Counsel, Commissioner Shell, Commissioner Smith, and Judge Becerra spoke on this item. No action was taken.

35. EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.074 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING EMPLOYMENT AND DUTIES OF THE CHIEF OF STAFF. POSSIBLE ACTION MAY FOLLOW IN OPEN COURT

Court convened into Executive Session at 10:36 A.M. and reconvened into open court at 12:04 P.M. No action was taken.

36. EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.074 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING THE PERFORMANCE AND DUTIES OF THE



VETERANS SERVICE OFFICER, EMERGENCY SERVICES DIRECTOR, IT DIRECTOR, HUMAN RESOURCES DIRECTOR, TRANSPORTATION DIRECTOR, GENERAL COUNSEL, DIRECTOR OF COUNTYWIDE OPERATIONS AND DEVELOPMENT SERVICES DIRECTOR

Court convened into Executive Session at 12:29 P.M. and reconvened into open court at 1:17 P.M. **No action was taken.**

37. ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Judge Becerra gave an update on the Burn Ban to remain in effect.

38. HAYS COUNTY INMATE POPULATION, TO INCLUDE CURRENT POPULATION COUNTS AND COSTS

Judge Becerra gave an update on the inmate population

Clerk's Note Agenda Item #39 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*

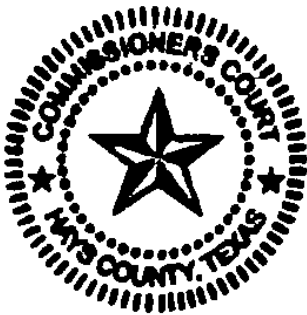
Clerk's Note Agenda Item #40 RE: *DISCUSSION OF ISSUES RELATED TO THE ROAD BOND PROJECTS, INCLUDING UPDATES FROM MIKE WEAVER, PRIME STRATEGIES, WADE BENTON, HNTB AND ALLEN CROZIER, HDR. POSSIBLE ACTION MAY FOLLOW - WAS PULLED*

Clerk's Note Agenda Item #41 RE: *DISCUSSION OF ISSUES RELATED TO ELECTRO PURIFICATION INCLUDING UPDATES ON THE FILED APPLICATION. POSSIBLE ACTION MAY FOLLOW - WAS PULLED*

ADJOURNMENT

A motion was made by Commissioner Jones seconded by Commissioner Smith at 1:19 p.m.

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 September 24, 2019.



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

