

HAYS COUNTY COMMISSIONERS' COURT MINUTES



DECEMBER 17, 2019

STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 17TH DAY OF DECEMBER A.D., 2019, IN THE HAYS COUNTY COURTHOUSE, 111 E. SAN ANTONIO ST., SUITE 301, SAN MARCOS, TEXAS, 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:

Chaplin Javier Maldonado 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

Dan Lyon gave public comments.

1 PRESENTATION OF HAYS COUNTY SERVICE AWARDS.

5 year service awards were presented to Jo Marie Monague, District Attorney's office, Jay Taylor, Parks Department, Christina Corero, District Clerk's office, Lynnette Dee, Sheriff's office, and Brittany Villanueva, County Clerk's office. 10 year service awards were presented Christina Martinez, Juvenile Detention Center, and Karen Stone, Tax Assessor Collector's office. 25 year service awards were presented to Roland Cunningham, Sheriff's office. 35 year service awards were presented to Lisa Day, Juvenile Probation. Retirement Service awards were presented to Cathy Hilliard, Tax Assessor Collector's office. **No action taken.**

2 RECOGNIZE THE OUTSTANDING ACHIEVEMENT OF ASSISTANT VETERANS SERVICE OFFICER II SASHA MATHEWS.

Jude Prather, Veterans Affairs Officer, spoke about the efforts and work of Sasha Mathews. He thanked her for her help with the Veteran community and their families. Mike Jaeger, Regional Director of the Texas Veterans Commission spoke of the submissions made to recognize Sasha's work. Sasha received the Achievement Award for the District, Claims Excellence Award through the State, and the Texas County Veterans Services Officer of the Year. **No action taken.**

3 RECOGNIZE THE COUNTY CLERK'S OFFICE FOR RECEIVING THE FIVE STAR EXEMPLARY AWARD.

Elaine Cardenas, County Clerk, thanked her staff for their work. She explained the criteria to achieve the five star exemplary award and announced this is the third consecutive year the office has earned the award. **No action taken.**

34660 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.**

34661 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.**

34662 APPROVE THE PAYMENT OF UNITED HEALTHCARE CLAIMS.

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Marisol Villarreal-Alonzo, Auditors office, announced that an addition payment of \$874,389.83 needed to be added to the item. **A motion was made by Commissioner Ingalsbe seconded by Commissioner Jones to approve the payment of United Healthcare claims including the additional payment of \$874, 389.83. All present voted "Aye." MOTION PASSED.**

34663 APPROVE COMMISSIONERS COURT MINUTES OF DECEMBER 10, 2019.

A motion was made by Commissioner Ingalsbe seconded by Commissioner Jones to approve Commissioners Court Minutes of December 10, 2019. All present voted "Aye." MOTION PASSED.

34664 APPROVE THE PAYMENT OF THE DECEMBER 31, 2019 PAYROLL DISBURSEMENTS IN AN AMOUNT NOT TO EXCEED \$3,800,000.00 EFFECTIVE DECEMBER 31, 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 December 31, 2019 payroll Disbursements in an amount not to exceed \$3,800,000.00 effective December 31, 2019 and post totals for wages, withholdings, deductions and benefits on the Hays County website once finalized. All present voted "Aye." MOTION PASSED.

34665 APPROVE THE RE-APPOINTMENT OF DIANE HERVOL, TO EMERGENCY SERVICE DISTRICT (ESD) #9, TWO YEAR TERM ENDING DECEMBER 31, 2021.

A motion was made by Commissioner Ingalsbe seconded by Commissioner Jones to approve the re-appointment of Diane Hervol, to Emergency Service District (ESD) #9, two year term ending December 31, 2021. All present voted "Aye." MOTION PASSED.

34666 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A CONTRACT MODIFICATION WITH THOMSON REUTERS WESTLAW RELATED TO LEGAL RESEARCH FOR THE DISTRICT ATTORNEY'S OFFICE.

A motion was made by Commissioner Ingalsbe seconded by Commissioner Jones to authorize the County Judge to execute a contract modification with Thomson Reuters Westlaw related to legal research for the District Attorney's Office. All present voted "Aye." MOTION PASSED.

34667 AUTHORIZE ON-SITE SEWAGE FACILITY PERMIT FOR 2 OFFICE BUILDINGS AND A 3 BEDROOM MOBILE HOME AT 3030 HARRIS HILL ROAD, SAN MARCOS, TEXAS 78666.

A motion was made by Commissioner Smith seconded by Commissioner Shell to authorize On-Site Sewage Facility Permit for 2 office buildings and a 3 bedroom mobile home at 3030 Harris Hill Road, San Marcos, Texas 78666. All present voted "Aye." MOTION PASSED.

Clerk's Note Agenda Item #12 RE: AUTHORIZE ON-SITE SEWAGE FACILITY PERMIT FOR 11 TINY HOMES/PARK MODEL RV'S AT 3499 FEARLESS TREADWAY, ROUND MOUNTAIN, TEXAS 78663. - WAS PULLED.

34668 AUTHORIZE PAYMENT TO AMG PRINTING & MAILING FOR THE COUNTY TAX OFFICE, FOR PRINTED ENVELOPES, IN THE AMOUNT OF \$500.00 IN WHICH NO PURCHASE ORDER WAS ISSUED AS REQUIRED PER COUNTY PURCHASING POLICY.

A motion was made by Commissioner Smith seconded by Commissioner Shell to authorize payment to AMG Printing & Mailing for the County Tax Office, for printed envelopes, in the amount of \$500.00 in which no purchase order was issued as required per County Purchasing Policy. All present voted "Aye." MOTION PASSED.



34669 APPROVE THE RE-APPOINTMENT OF JOHN RODRIGUEZ, JR., TO EMERGENCY SERVICE DISTRICT (ESD) #5, TWO YEAR TERM ENDING DECEMBER 31, 2021.

A motion was made by Commissioner Smith seconded by Commissioner Shell to approve the re-appointment of John Rodriguez, Jr., to Emergency Service District (ESD) #5, two year term ending December 31, 2021. All present voted "Aye." MOTION PASSED.

34670 APPROVE RENEWAL OF RFP 2018-P03 COUNTY WIDE PLUMBING SERVICES WITH SI MECHANICAL FOR ONE (1) ADDITIONAL YEAR AS STATED IN THE ORIGINAL BID.

A motion was made by Commissioner Smith seconded by Commissioner Shell to approve renewal of RFP 2018-P03 County Wide Plumbing Services with SI Mechanical for one (1) additional year as stated in the original bid. All present voted "Aye." MOTION PASSED.

34671 APPROVE OUT OF STATE TRAVEL FOR LIEUTENANT ERIC BATCH AND IT SUPPORT SPECIALIST, CRYSTAL TORRES TO MONTGOMERY, ALABAMA RELATED TO JAIL EQUIPMENT AND INSPECTIONS AND AMEND THE BUDGET ACCORDINGLY.

A motion was made by Commissioner Smith seconded by Commissioner Shell to approve out of state travel for Lieutenant Eric Batch and IT Support Specialist, Crystal Torres to Montgomery, Alabama related to jail equipment and inspections and amend the budget accordingly. All present voted "Aye." MOTION PASSED.

34672 AUTHORIZE PAYMENT TO CELLULAR CONTROLLED PRODUCTS FOR \$599.40 FOR THE FERAL HOG ABATEMENT GRANT PROGRAM IN WHICH NO PURCHASE ORDER WAS ISSUED AS REQUIRED PER COUNTY PURCHASING POLICY.

Dan Lyon made a public comment against the item. Commissioner Jones, Commissioner Smith, and Judge Becerra spoke on this item. A motion was made by Commissioner Jones seconded by Commissioner Shell to authorize payment to Cellular Controlled Products for \$599.40 for the Feral Hog Abatement grant program in which no purchase order was issued as required per County Purchasing Policy. All present voted "Aye." MOTION PASSED.

34673 AUTHORIZE PAYMENT TO LASER SERVICE USA FOR \$515 FOR AN FY19 INVOICE FOR TONER CARTRIDGES IN WHICH NO PURCHASE ORDER WAS ISSUED AS REQUIRED PER COUNTY PURCHASING POLICY.

A motion was made by Commissioner Shell seconded by Commissioner Ingalsbe to authorize payment to Laser Service USA for \$515 for an FY19 invoice for toner cartridges in which no purchase order was issued as required per County Purchasing Policy. All present voted "Aye." MOTION PASSED.

34674 APPROVE SPECIFICATIONS FOR RFP 2020-P05 BUILDER SERVICES: RESIDENTIAL REHABILITATION, RECONSTRUCTION, AND NEW CONSTRUCTION AND AUTHORIZE PURCHASING TO SOLICIT FOR PROPOSALS AND ADVERTISE.

A motion was made by Commissioner Shell seconded by Commissioner Ingalsbe approve specifications for RFP 2020-P05 Builder Services: Residential Rehabilitation, Reconstruction, and New Construction and authorize Purchasing to solicit for proposals and advertise. All present voted "Aye." MOTION PASSED.

34675 APPROVE SPECIFICATIONS FOR IFB 2020-B04 CONCRETE AND AUTHORIZE PURCHASING TO SOLICIT FOR BIDS AND ADVERTISE.

A motion was made by Commissioner Shell seconded by Commissioner Ingalsbe approve specifications for IFB 2020-B04 Concrete and authorize Purchasing to solicit for bids and advertise. All present voted "Aye." MOTION PASSED.



- 34676 AUTHORIZE THE COUNTY JUDGE TO EXECUTE WORK AUTHORIZATION #3 TO THE PROFESSIONAL SERVICE AGREEMENT (PSA) BETWEEN HAYS COUNTY AND BOWMAN CONSULTING GROUP, LTD., AND DECLARE AN EXCEPTION TO COMPETITIVE PROCUREMENT UNDER SECTION 262.024(A)(4) OF THE TEXAS LOCAL GOVERNMENT CODE.**

Dan Lyon made a public comments of his concern with the contract. Marisol Villarreal- Alonzo, Auditors office, Mark Kennedy, General Counsel, Commissioner Smith and Judge Becerra spoke on this item. A motion was made by Commissioner Jones seconded by Commissioner Shell to authorize the County Judge to execute Work Authorization #3 to the Professional Service Agreement (PSA) between Hays County and Bowman Consulting Group, Ltd., and declare an exception to competitive procurement under Section 262.024(a)(4) of the Texas Local Government Code.

All present voted "Aye." MOTION PASSED.

- 34677 AUTHORIZE THE EXECUTION AND SUBMISSION OF A RESOLUTION AND GRANT APPLICATION TO THE CAPITAL AREA COUNCIL OF GOVERNMENTS (CAPCOG), REGIONAL SOLID WASTE GRANT PROGRAM FOR UP TO \$60,000.**

A motion was made by Commissioner Ingalsbe seconded by Commissioner Shell to authorize the execution and submission of a Resolution and grant application to the Capital Area Council of Governments (CAPCOG), Regional Solid Waste Grant Program for up to \$60,000. All present voted "Aye." MOTION PASSED.

- 34678 APPROVE THE RE-APPOINTMENTS OF LEIGHTON STALLONES AND LEE ANN KENWORTHY TO EMERGENCY SERVICE DISTRICT (ESD) #3, TWO YEAR TERMS ENDING DECEMBER 31, 2021.**

A motion was made by Commissioner Ingalsbe seconded by Commissioner Shell to approve the re-appointments of Leighton Stallones and Lee Ann Kenworthy to Emergency Service District (ESD) #3, two year terms ending December 31, 2021. All present voted "Aye." MOTION PASSED.

- 34679 APPROVE THE CANCELLATION OF HAYS COUNTY COMMISSIONERS COURT ON FEBRUARY 11, MARCH 17, MAY 5, JUNE 16, OCTOBER 6, DECEMBER 1, AND DECEMBER 29, 2020.**

A motion was made by Commissioner Ingalsbe seconded by Commissioner Shell to approve the cancellation of Hays County Commissioners Court on February 11, March 17, May 5, June 16, October 6, December 1, and December 29, 2020. All present voted "Aye." MOTION PASSED.

- 34680 AUTHORIZE ON-SITE SEWAGE FACILITY PERMIT FOR MY REAL LIFE CHURCH, 13701 FM 1826 AUSTIN, TEXAS 78737.**

A motion was made by Commissioner Ingalsbe seconded by Commissioner Shell to authorize On-Site Sewage Facility Permit for My Real Life Church, 13701 FM 1826 Austin, Texas 78737. All present voted "Aye." MOTION PASSED.

- 34681 APPROVE THE RE-APPOINTMENT OF CHRIS BAKER TO EMERGENCY SERVICE DISTRICT (ESD) #9, A TWO YEAR TERM ENDING DECEMBER 31, 2021.**

A motion was made by Commissioner Ingalsbe seconded by Commissioner Shell to approve the re-appointment of Chris Baker to Emergency Service District (ESD) #9, a two year term ending December 31, 2021. All present voted "Aye." MOTION PASSED.

- 34682 APPROVE THE RE-APPOINTMENTS OF DANIEL O'BRIEN, AND GEOFFREY TAHUAHUA TO EMERGENCY SERVICE DISTRICT (ESD) #1, TWO YEAR TERMS ENDING DECEMBER 31, 2021.**

Commissioner Smith announced that he spoke with Walter Krudop and he will not be re-appointed. A motion was made by Commissioner Smith seconded by Commissioner Shell to approve the re-appointments of Daniel O'Brien and Geoffrey Tahuahua to Emergency Service District (ESD) #1, two year terms ending December 31, 2021. All present voted "Aye." MOTION PASSED.



34683 APPROVE THE RE-APPOINTMENT OF BETH SMITH TO EMERGENCY SERVICE DISTRICT (ESD) #5, A TWO TERM ENDING DECEMBER 31, 2021.

A motion was made by Commissioner Ingalsbe seconded by Commissioner Shell to approve the re-appointment of Beth Smith to Emergency Service District (ESD) #5, a two term ending December 31, 2021. All present voted "Aye." MOTION PASSED.

34684 APPROVE THE RE-APPOINTMENTS OF STEVE JANDA AND MARILYN MILLER TO EMERGENCY SERVICE DISTRICT (ESD) #6, TWO YEAR TERMS ENDING DECEMBER 31, 2021.

A motion was made by Commissioner Ingalsbe seconded by Commissioner Shell to approve the re-appointments of Steve Janda and Marilyn Miller to Emergency Service District (ESD) #6, two year terms ending December 31, 2021. All present voted "Aye." MOTION PASSED.

34685 APPROVE THE RE-APPOINTMENTS OF KAREN BROWN AND ERICA GALLARDO TO THE HAYS COUNTY CHILD PROTECTIVE BOARD, A 3 YEAR TERM ENDING 12/31/22.

A motion was made by Commissioner Ingalsbe seconded by Commissioner Shell to approve the re-appointments of Karen Brown and Erica Gallardo to the Hays County Child Protective Board, a 3 year term ending 12/31/22. All present voted "Aye." MOTION PASSED.

34686 AUTHORIZE A WAIVER TO THE PURCHASING POLICY FOR THE SHERIFF'S OFFICE TO UTILIZE BIDDLE CONSULTING GROUP, INC. RELATED TO CRITICAL, A 911 PRE-EMPLOYMENT SOFTWARE SUBSCRIPTION LICENSE.

A motion was made by Commissioner Shell seconded by Commissioner Ingalsbe to authorize a waiver to the purchasing policy for the Sheriff's Office to utilize Biddle Consulting Group, Inc. related to Critical, a 911 pre-employment software subscription license. All present voted "Aye." MOTION PASSED.

34687 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN AGREEMENT RELATED TO THE INSTALLATION OF LOW-WATER CROSSING WARNING SYSTEMS WITHIN HAYS COUNTY, BETWEEN HAYS COUNTY AND WATER AND EARTH TECHNOLOGIES (WET) FOR THE INSTALLATION OF NEW FLOOD WARNING GAUGES, PRECIPITATION GAUGES, FLOOD CAMERAS AND SOIL MOISTURE GAUGES TO THE FLOOD WARNING SYSTEM, AND GRANT AN EXCEPTION FROM COMPETITIVE PROCUREMENT PURSUANT TO SECTION 262.024(A)(7) OF THE TEXAS LOCAL GOVERNMENT CODE.

Commissioner Shell thanked Justin McInnis, Emergency Services, and his staff for the work they do. Commissioner Shell also commended the companies that the County is working with. A motion was made by Commissioner Shell seconded by Commissioner Ingalsbe to authorize the County Judge to execute an Agreement Related to the Installation of Low-Water Crossing Warning Systems within Hays County, between Hays County and Water and Earth Technologies (WET) for the installation of new flood warning gauges, precipitation gauges, flood cameras and soil moisture gauges to the Flood Warning System, and grant an exception from competitive procurement pursuant to Section 262.024(a)(7) of the Texas Local Government Code. All present voted "Aye." MOTION PASSED.

34688 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT (PSA) WITH HALFF AND ASSOCIATES FOR ADVANCEMENTS TO THE HAYS COUNTY FLOOD WARNING SYSTEM, AND GRANT AN EXCEPTION FROM COMPETITIVE PROCUREMENT PURSUANT TO SECTION 262.024(A)(4) OF THE TEXAS LOCAL GOVERNMENT CODE.

A motion was made by Commissioner Shell seconded by Commissioner Ingalsbe to authorize the County Judge to execute a Professional Services Agreement (PSA) with Halff and Associates for advancements to the Hays County Flood Warning System, and grant an exception from competitive procurement pursuant to Section 262.024(a)(4) of the Texas Local Government Code. All present voted "Aye." MOTION PASSED.



34689 AWARD CONTRACT FOR IFB 2020-B03 CHAPARRAL PARK ROAD AT LITTLE BEAR CREEK TO SMITH CONTRACTING COMPANY, INC.

Commissioner Jones spoke on this item. A motion was made by Commissioner Jones seconded by Commissioner Shell to award contract for IFB 2020-B03 Chaparral Park Road at Little Bear Creek to Smith Contracting Company, Inc. All present voted "Aye." MOTION PASSED.

34690 ACCEPT AMENDMENT TO LETTER OF CREDIT NO. 5308 FOR STREET AND DRAINAGE IMPROVEMENTS FOR LA CIMA PHASE 1, SECTION 2 SUB-1205 (108 LOTS).

Commissioner Shell spoke on this item. A motion was made by Commissioner Jones seconded by Commissioner Shell to accept Amendment to Letter of Credit No. 5308 for street and drainage improvements for La Cima Phase 1, Section 2 SUB-1205 (108 Lots). All present voted "Aye." MOTION PASSED.

34691 APPROVE THE FINAL PLAT FOR LA PUESTA DEL SOL SUBDIVISION; SUB-1359.

Colby Machacek, Development services, gave the court an update on the property no variances with full staff approval. A motion was made by Commissioner Shell seconded by Commissioner Smith to approve the final plat for La Puesta del Sol subdivision; SUB-1359. All present voted "Aye." MOTION PASSED.

34692 APPROVE THE FINAL PLAT FOR MILAGRO SPRINGS, SEC 1, LOT 1 SUBDIVISION; PLN-1388-NP.

Colby Machacek, Development services, gave the court an update on the property no variances with full staff approval. A motion was made by Commissioner Shell seconded by Commissioner Smith to approve the final plat for Milagro Springs, Sec 1, Lot 1 subdivision; PLN-1388-NP. All present voted "Aye." MOTION PASSED.

34693 APPROVE FINAL PLAT FOR THE JUVE POSADA SUBDIVISION; SUB-1103.

Marcus Pacheco, Development services, updated the court on this property. There are no variances and has full staff recommendation. A motion was made by Commissioner Jones seconded by Commissioner Ingalsbe to approve final plat for the Juve Posada Subdivision; SUB-1103. All present voted "Aye." MOTION PASSED.

34694 AUTHORIZE THE DISTRICT ATTORNEY TO USE ASSET FORFEITURE FUNDS TO HIRE THE ADMINISTRATIVE ASSISTANT II POSITION BUDGETED EFFECTIVE APRIL 1, 2020 TO BEGIN JANUARY 2ND AND AMEND THE BUDGET ACCORDINGLY.

Wes Mau, District Attorney, explained to the court the need for an administrative assistant and the urgency to have that person begin working in January. A motion was made by Commissioner Jones seconded by Commissioner Shell to authorize the District Attorney to use Asset Forfeiture Funds to hire the Administrative Assistant II position budgeted effective April 1, 2020 to begin January 2nd and amend the budget accordingly. All present voted "Aye." MOTION PASSED.

34695 AWARD RFP 2020-P03 INMATE COMMISSARY SERVICES TO KEEFE COMMISSARY NETWORK AND AUTHORIZE STAFF AND GENERAL COUNSEL TO NEGOTIATE A CONTRACT.

A motion was made by Commissioner Shell seconded by Commissioner Jones to award RFP 2020-P03 Inmate Commissary Services to Keefe Commissary Network and authorize staff and General Counsel to negotiate a contract. All present voted "Aye." MOTION PASSED.

34696 APPROVE A RESOLUTION TO ADOPT A COUNTYWIDE FIRE CODE AND THE RULES NECESSARY TO ADMINISTER AND ENFORCE THE 2018 INTERNATIONAL FIRE CODE FOR HAYS COUNTY.

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Justin McInnis, Emergency Services, spoke on this item. Scott Raven, Fire Marshall, explained the need for the citizen's safety as well as improving insurance rates for the Fire stations if Hays County was to adopt a Countywide Fire Code. **A motion was made by Commissioner Jones seconded by Commissioner Ingalsbe to approve a resolution to adopt a Countywide Fire Code and the rules necessary to administer and enforce the 2018 International Fire Code for Hays County. All present voted "Aye." MOTION PASSED.**

34697 AUTHORIZE THE SHERIFF'S OFFICE TO HIRE THE VACANT MECHANIC, SLOT 1060-003 AT THE 25TH PERCENTILE EFFECTIVE DECEMBER 30, 2019.

Chief Deputy Davenport and Judge Becerra spoke on this item. **A motion was made by Commissioner Ingalsbe seconded by Commissioner Jones to authorize the Sheriff's Office to hire the vacant Mechanic, slot 1060-003 at the 25th percentile effective December 30, 2019. All present voted "Aye." MOTION PASSED.**

34698 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A FOURTH AMENDMENT TO THE INTERLOCAL COOPERATION AGREEMENT WITH HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT TO ESTABLISH ONE (1) NEW SCHOOL RESOURCE OFFICER (SRO) EFFECTIVE JANUARY 1, 2020 FOR JOHNSON HIGH SCHOOL AND AMEND THE BUDGET ACCORDINGLY.

Chief Deputy Davenport and Commissioner Jones spoke about the projected growth of the school and the need for additional School Resource Officers in the future. The Commissioner also explained how the salaries of the officers are split between the School district and the county. **A motion was made by Commissioner Jones seconded by Commissioner Shell to authorize the County Judge to execute a Fourth Amendment to the Interlocal Cooperation Agreement with Hays Consolidated Independent School District to establish one (1) new School Resource Officer (SRO) effective January 1, 2020 for Johnson High School and amend the budget accordingly. All present voted "Aye." MOTION PASSED.**

44 ACCEPT THE \$19,056.76 VISIONALITY SECOND PHASE PROPOSAL, ADDING INDIVIDUAL MONITORS WITH ACCESS TO AGENDA AND BACKUP, AS WELL AS AUTOMATED PARLIAMENTARY PROCEDURES AND RECORDING OF VOTES AND AMEND THE BUDGET ACCORDINGLY.

Commissioner Ingalsbe mentioned that she requested monitors for the dais. Commissioner Smith wants to see phase one completed before making a decision on the second phase. Judge Becerra requested an update about phase one from Dr. Elaine Cardenas, County Clerk, and Tammy Crumley, County Wide Operations. **No action was taken.**

Clerk's note: Court took a recess at 10:37 a.m. and resumed into open session at 10:42 a.m.

34699 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN AGREEMENT BETWEEN HAYS COUNTY AND TYLER TECHNOLOGIES, INC. RELATED TO TRAINING FOR JUSTICE OF THE PEACE LEGISLATIVE UPDATES WITHIN ODYSSEY CASE MANAGER AND AMEND THE BUDGET ACCORDINGLY.

Jeff McGill, Director of Information Technology, spoke on this item. **A motion was made by Commissioner Shell seconded by Commissioner Jones to authorize the County Judge to execute an agreement between Hays County and Tyler Technologies, Inc. related to training for Justice of the Peace legislative updates within Odyssey Case Manager and amend the budget accordingly. All present voted "Aye." MOTION PASSED.**

34700 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT IN THE AMOUNT OF \$25,500 BETWEEN HAYS COUNTY AND BLAIR WILDLIFE CONSULTING, LLC, RELATED TO MANAGEMENT OF HAYS COUNTY'S REGIONAL HABITAT CONSERVATION PLAN.



Commissioner Shell and Commissioner Smith spoke of the positive outcomes from consulting with Blair Wildlife Consulting, LLC. Judge Becerra had questions about a change in scope of work. Mark Kennedy, General Counsel, made clarifications of the contract covering the scope between Hays County and Blair Wildlife Consulting, LLC. Commissioner Jones made positive comments about working with Blair Wildlife Consulting, LLC. **A motion was made by Commissioner Shell seconded by Commissioner Smith to authorize the County Judge to execute a Professional Services Agreement in the amount of \$25,500 between Hays County and Blair Wildlife Consulting, LLC, related to management of Hays County's Regional Habitat Conservation Plan. All present voted "Aye." MOTION PASSED.**

34701 CONSIDER A VARIANCE FROM SECTION 10 W-1 OF THE HAYS COUNTY RULES FOR ON-SITE SEWAGE FACILITIES TO THE OWNER AT 107 HIGH ROAD, KYLE, TX 78610.

Caitlyn Strickland, Development Services, Commissioner Ingalsbe, Commissioner Jones, Commissioner Smith, and Judge Becerra spoke on this item. **A motion was made by Commissioner Jones seconded by Commissioner Ingalsbe to consider a variance from Section 10 W-1 of the Hays County Rules for On-Site Sewage Facilities to the owner at 107 High Road, Kyle, TX 78610. Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, and Commissioner Smith voted "Aye." Judge Becerra voted "No." MOTION PASSED.**

34702 APPROVE ADDITIONAL NAMING ON UTILITY PERMITS FEE ON THE HAYS COUNTY DEVELOPMENT SERVICES FEE SCHEDULE.

Caitlyn Strickland, Development Services, spoke on this item. **A motion was made by Commissioner Jones seconded by Commissioner Shell to approve additional naming on Utility Permits fee on the Hays County Development Services Fee Schedule. All present voted "Aye." MOTION PASSED.**

34703 AUTHORIZE THE COUNTY JUDGE TO EXECUTE THE FIRST AMENDMENT TO THE ANTHEM SUBDIVISION PHASING AGREEMENT.

Caitlyn Strickland, and Marcus Pacheco Development Services, Commissioner Ingalsbe, and Commissioner Jones spoke on this item. **A motion was made by Commissioner Jones seconded by Commissioner Ingalsbe to authorize the County Judge to execute the First Amendment to the Anthem Subdivision Phasing Agreement. All present voted "Aye." MOTION PASSED.**

50 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A NEW MASTER SERVICES AGREEMENT BETWEEN HAYS COUNTY, TEXAS AND SECURUS TECHNOLOGIES, INC. RELATED, BUT NOT LIMITED TO, THE INMATE TELEPHONE COMMUNICATION SYSTEM, VIDEO VISITATION SYSTEM, DEPLOYMENT OF TABLETS, AND LAW LIBRARY SERVICES.

Captain Villapando was present in court to explain the needs for the services provided. Mark Kennedy, General Counsel, Commissioner Shell and Judge Becerra spoke on this item. **No action taken.**

34704 AUTHORIZE THE COUNTY JUDGE TO EXECUTE THE TYLER TECHNOLOGIES, INC. PROPOSAL RELATED TO MOBILE CAD SOFTWARE LICENSES FOR LAW ENFORCEMENT, FIRE AND EMS AND AMEND THE BUDGET ACCORDINGLY.

Jeff McGill, Director of Information Technology, Mark Kennedy, General Counsel, Commissioner Shell, Commissioner Ingalsbe, and Judge Becerra spoke on this item. **A motion was made by Commissioner Shell seconded by Commissioner Ingalsbe to authorize the County Judge to execute the Tyler Technologies, Inc. Proposal related to Mobile CAD software licenses for Law Enforcement, Fire and EMS and amend the budget accordingly. All present voted "Aye." MOTION PASSED.**

34705 AUTHORIZE A GRANT BUDGET ADJUSTMENT FOR THE FY20 TEXAS INDIGENT DEFENSE COMMISSION (TIDC) HAYS COUNTY INDIGENT DEFENSE COORDINATOR (IDC) PROGRAM GRANT IN THE AMOUNT OF \$6,105 AND AMEND THE BUDGET ACCORDINGLY.

A motion was made by Commissioner Shell seconded by Commissioner Ingalsbe to authorize a grant budget adjustment for the FY20 Texas Indigent Defense Commission (TIDC) Hays County Indigent

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Defense Coordinator (IDC) Program grant in the amount of \$6,105 and amend the budget accordingly. All present voted "Aye." MOTION PASSED.

Court convened into Executive Session 11:08 a.m. Then reconvened into open court at 12:31 p.m.

Clerk's Note Agenda Item #53 RE: 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 OR VALUE OF REAL PROPERTY REGARDING PARKS AND OPEN SPACE WITHIN HAYS COUNTY. POSSIBLE ACTION MAY FOLLOW IN OPEN COURT. - **WAS PULLED.**

Clerk's Note Agenda Item #54 RE: EXECUTIVE SESSION PURSUANT TO 551.071 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL REGARDING PENDING AND/OR CONTEMPLATED LITIGATION INVOLVING HAYS COUNTY. POSSIBLE ACTION MAY FOLLOW IN OPEN COURT. - **WAS PULLED.**

55 EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.074 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING ALL INDIVIDUAL POSITIONS IN THE HAYS COUNTY OFFICE OF EMERGENCY SERVICES. POSSIBLE DISCUSSION AND/OR ACTION MAY FOLLOW IN OPEN COURT.

No action was taken.

Clerk's Note Agenda Item #56 RE: EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.072 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND/OR DELIBERATION REGARDING THE PURCHASE, EXCHANGE, LEASE, USE, OR VALUE OF REAL PROPERTY OWNED BY HAYS COUNTY LOCATED AT 712 S. STAGECOACH TRAIL, SAN MARCOS, TX. POSSIBLE ACTION TO FOLLOW IN OPEN COURT. - **WAS PULLED.**

57 DISCUSSION AND POSSIBLE ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION.

Judge Becerra announced Scott Raven, Fire Marshall, recommendation to continue the burn ban lift.

58 DISCUSSION RELATED TO THE HAYS COUNTY INMATE POPULATION, TO INCLUDE CURRENT POPULATION COUNTS AND COSTS.

Judge Becerra read Sheriff Cutler's report of the inmate population and cost of inmate outsourcing.

Clerk's Note Agenda Item #59 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.**

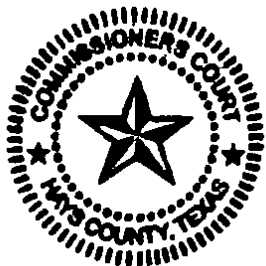
Clerk's Note Agenda Item #60 RE: DISCUSSION OF ISSUES RELATED TO THE ROAD BOND PROJECTS, INCLUDING UPDATES FROM MIKE WEAVER, PRIME STRATEGIES, WADE BENTON, HNTB AND ALLEN CROZIER, HDR. POSSIBLE ACTION MAY FOLLOW - **WAS PULLED.**

Clerk's Note Agenda Item #61 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 Judge Becerra, seconded by Commissioner Jones to adjourn court at 1:27 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 December 17, 2019.



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