

HAYS COUNTY COMMISSIONERS' COURT MINUTES



JUNE 2, 2020

STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 2nd DAY OF JUNE A.D., 2020, 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

Clerk's Note: For complete transcript go to Hays County Website
<https://hayscountytexas.com/commissioners-court/court-video/>
Transcript can be translated into any language through Google.com.

THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Jeff Latham, Westover Baptist Church, 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

Rodrigo Amaya, Hays County resident, made public comments regarding the one-page court decorum, stating the Court should follow the 3-minute time frame for all speakers. Sam Brannon, Hays County resident, made public comments regarding his opposition to radical leftism. He stated Judge Becerra and other local leaders need to change their behavior. Harvey Jenkins, Hays County resident, made public comments regarding riots, and asked if the County has a plan in place should any riots occur in Hays County. Dan Lyon, Hays County resident, made public comments regarding the George Floyd riots; he called for peace and freedom, and read the Hays County disbursements.

UPDATE FROM THE COUNTY JUDGE AND STAFF REGARDING THE LOCAL DISASTER DECLARATION AND COVID-19. POSSIBLE DISCUSSION AND ACTION MAY FOLLOW.

Several staff members gave updates to the Court. Margie Rodriguez, Clinic Manager from the Hays County Health Department gave the count of tests administered to date. Through Premier for first responders, 386 tests have been administered, 63 tests for uninsured and under insured through Live Oak, others with insurance or Medicaid have been referred to Live Oak Health Partners, and a few to the hospital with severe medical conditions. She also spoke about the outreach program the department is working on to ensure all citizens are getting Covid-19 information, including sending out flyers through the school meal distribution program, grocery stores, and clinics throughout the county. The Court thanked Margie Rodriguez and the staff for their work to get citizens informed and tested. Eric Schneider, Hays County Epidemiologist, gave an update of the test results. He informed the Court that the number of positive cases is rapidly increasing. He stated people need to continue to social distance and wear face masks. Commissioner Jones asked for the results of the testing from the nursing homes. Eric Schneider announced 967 tests were administered and 100% came back negative, however there were approximately 60 staff members who were not available for testing, and they are still working on getting those tests administered. Judge Becerra read a letter from Travis Mitchell, Mayor of the City of Kyle, regarding concerns about obtaining Covid-19 data from Hays County and the Health Department. Discussion was had between the Court and Mark Kennedy, General Counsel, regarding the type of information that can be shared with the Mayor of Kyle without breaking HIPPA laws. Ian Harris, Hays County Epidemiologist, spoke to the Court about the Contact Tracing program that the department has implemented. Alex Villalobos, Chief of Staff and Emergency Management Coordination, spoke to the Court regarding the current inventory of personal protective equipment and disinfectant supplies. Mike Jones, Emergency Preparedness Coordinator, spoke to the Court regarding the funds available and changes to purchasing tests. **No action was taken.**

35209 ADOPT A PROCLAMATION DECLARING JUNE 2020 AS JUNETEENTH MONTH IN HAYS COUNTY.

Commissioner Ingalsbe and Commissioner Shell thanked all the people who were in attendance for Juneteenth for their participation. Constable David Peterson, Precinct 1, spoke to the Court about Juneteenth. He stated it is a day of celebration and history. He introduced Ms. Rose Brooks. She spoke to the court about the changes made to the celebration considering Covid-19. She stated the cake auction was still going to happen to support

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the scholarship fund. Pastor Banbury with the Dunbar Heritage Association announced a virtual celebration will be held for Juneteenth to maintain social distancing. The celebration will include music, cooking demonstrations, and a virtual Dunbar 5K fundraiser through Event bright, the registration fee is \$20 per participant. The Dunbar 5K will act as a fundraiser for the annual Martin Luther King Jr. march. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to adopt a proclamation declaring June 2020 as Juneteenth month in Hays County. All present voted "Aye." MOTION PASSED.**

35210 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.

35211 APPROVE PAYMENT OF JUROR CHECKS.

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

35212 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.

35213 APPROVE COMMISSIONERS COURT MINUTES OF MAY 19, 2020.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve Commissioners Court Minutes of May 19, 2020. All present voted "Aye." MOTION PASSED.

35214 AUTHORIZE COUNTYWIDE OPERATIONS/LOCAL HEALTH DEPARTMENT TO PURCHASE TWO LAPTOPS, TWO MONITORS, AND ONE DESK PHONE IN THE AMOUNT OF \$3,455.00 THAT WILL BE UTILIZED IN THE TEXAS TRACE HEALTH PROJECT AND AMEND THE BUDGET ACCORDINGLY.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize Countywide Operations/Local Health Department to purchase two laptops, two monitors, and one desk phone in the amount of \$3,455.00 that will be utilized in the Texas Trace Health Project and amend the budget accordingly. All present voted "Aye." MOTION PASSED.

35215 AUTHORIZE THE EXECUTION OF RESOLUTION AND SUBMISSION OF A GRANT APPLICATION TO THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION, CORONAVIRUS SUPPLEMENTAL FUNDING PROGRAM FOR THE HAYS COUNTY PREVENTION AND PREPAREDNESS FOR COVID-19 IN THE AMOUNT OF \$315,505.90.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the execution of Resolution and submission of a grant application to the Office of the Governor, Criminal Justice Division, Coronavirus Supplemental Funding Program for the Hays County Prevention and Preparedness for COVID-19 in the amount of \$315,505.90. All present voted "Aye." MOTION PASSED.

35216 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A DATA USE AGREEMENT WITH THE TEXAS HEALTH AND HUMAN SERVICES COMMISSION.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to execute a Data Use Agreement with the Texas Health and Human Services Commission. All present voted "Aye." MOTION PASSED.

35217 APPROVE AND CONFIRM THE APPOINTMENT OF DELTON E. DUGGINS AS DEPUTY CONSTABLE, IN THE OFFICE OF HAYS COUNTY CONSTABLE PRECINCT 4, EFFECTIVE JUNE 2, 2020.

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Constable Ron Hood introduced Delton Duggins to the Court by giving them an overview of his work history in law enforcement. The Court welcomed Delton Duggins. **A motion was made by Commissioner Smith, seconded by Commissioner Shell to approve and confirm the appointment of Delton E. Duggins as Deputy Constable, in the office of Hays County Constable Precinct 4, effective June 2, 2020. All present voted "Aye." MOTION PASSED.**

35218 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.

A motion was made by Commissioner Jones, 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 voted "Aye." MOTION PASSED.

35219 AUTHORIZE PAYMENT TO AMG PRINTING FOR \$645.00 FOR LETTERHEAD ENVELOPES FOR COUNTY COURTS AT LAW IN WHICH NO PURCHASE ORDER WAS ISSUED AS REQUIRED PER COUNTY PURCHASING POLICY.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize payment to AMG Printing for \$645.00 for Letterhead Envelopes for County Courts at Law in which no purchase order was issued as required per County Purchasing Policy. All present voted "Aye." MOTION PASSED.

35220 AUTHORIZE THE AUDITOR'S OFFICE TO PURCHASE ONE REPLACEMENT DELL LATITUDE 5500 LAPTOP WITH DOCKING VALUED AT \$1,808.39 UTILIZING SALARY SAVINGS AND AMEND THE BUDGET ACCORDINGLY.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the Auditor's Office to purchase one replacement Dell Latitude 5500 Laptop with Docking valued at \$1,808.39 utilizing salary savings and amend the budget accordingly. All present voted "Aye." MOTION PASSED.

35221 AMEND VARIOUS DEPARTMENTAL OPERATING, SPECIAL REVENUE AND CAPITAL PROJECT BUDGETS IN PREPARATION FOR FISCAL YEAR 2020 2ND QUARTER FINANCIAL REPORTING.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to amend various departmental operating, special revenue and capital project budgets in preparation for Fiscal Year 2020 2nd Quarter financial reporting. All present voted "Aye." MOTION PASSED.

35222 AUTHORIZE THE TRANSPORTATION DEPARTMENT TO PURCHASE ONE (1) REPLACEMENT SECURITY CAMERA NETWORK HUB FROM STAR ASSET SECURITY AND AMEND THE BUDGET ACCORDINGLY.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the Transportation Department to purchase one (1) replacement Security Camera Network Hub from Star Asset Security and amend the budget accordingly. All present voted "Aye." MOTION PASSED.

35223 ACCEPT THE FISCAL YEAR 2019 HAYS COUNTY EMERGENCY SERVICES DISTRICT #8 AUDIT REPORT PER TEXAS HEALTH AND SAFETY CODE 775.082.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to accept the Fiscal Year 2019 Hays County Emergency Services District #8 Audit Report per Texas Health and Safety Code 775.082. All present voted "Aye." MOTION PASSED.



35224 ACCEPT THE FISCAL YEAR 2019 HAYS COUNTY EMERGENCY SERVICES DISTRICT #5 AUDIT REPORT PER TEXAS HEALTH AND SAFETY CODE 775.082.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to accept the Fiscal Year 2019 Hays County Emergency Services District #5 Audit Report per Texas Health and Safety Code 775.082. All present voted "Aye." MOTION PASSED.

35225 AUTHORIZE THE EXECUTION OF A RESOLUTION TO THE OFFICE OF THE SECRETARY OF STATE RELATED TO APPLICATION AND COMPLIANCE OF THREE GRANT AWARDS UNDER THE HELP AMERICA VOTE ACT (HAVA) OF 2002 TO INCLUDE THE HAVA CARES ACT 2020, 2020 ELECTION SECURITY GRANT, AND 2018 ELECTION SECURITY GRANT.

Jennifer Anderson, Elections Administrator, spoke to the Court announcing this resolution required by the State and includes this specific language. Judge Becerra requested that Jennifer Anderson forward communication from the Secretary of State to the Court. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the execution of a Resolution to the Office of the Secretary of State related to application and compliance of three grant awards under the Help America Vote Act (HAVA) of 2002 to include the HAVA Cares Act 2020, 2020 Election Security Grant, and 2018 Election Security Grant. All present voted "Aye." MOTION PASSED.

35226 ACCEPT A DONATION OF \$750.00 TO THE SHERIFF'S OFFICE COMMUNITY OUTREACH DIVISION AND AMEND THE BUDGET ACCORDINGLY.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to accept a donation of \$750.00 to the Sheriff's Office Community Outreach Division and amend the budget accordingly. All present voted "Aye." MOTION PASSED.

35227 RATIFY THE ACCEPTANCE OF RIFLE ACCESSORIES TO THE HAYS COUNTY SHERIFF'S OFFICE SWAT TEAM, A VALUE OF \$500.00 AND AMEND THE BUDGET ACCORDINGLY.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to ratify the acceptance of rifle accessories to the Hays County Sheriff's Office SWAT Team, a value of \$500.00 and amend the budget accordingly. All present voted "Aye." MOTION PASSED.

35228 RATIFY THE ACCEPTANCE OF CLEANING SERVICES OF SIX PATROL VEHICLES FROM SERVPRO SAN MARCOS/NEW BRAUNFELS A TOTAL VALUE OF \$600.00 AND AMEND THE BUDGET ACCORDINGLY.

The Court thanked the Lion's Club and Servpro for their contributions to the county. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to ratify the acceptance of cleaning services of six patrol vehicles from Servpro San Marcos/New Braunfels a total value of \$600.00 and amend the budget accordingly. All present voted "Aye." MOTION PASSED.

35229 AUTHORIZE PAYMENT TO FRANCIS L. DEAN & ASSOCIATES FOR \$577.00 RELATED TO A SPORTS INSURANCE POLICY FOR THE JUVENILE PROBATION DEPARTMENTS SUMMER PROGRAM IN WHICH NO PURCHASE ORDER WAS ISSUED AS REQUIRED PER COUNTY PURCHASING POLICY.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize payment to Francis L. Dean & Associates for \$577.00 related to a Sports Insurance Policy for the Juvenile Probation Departments summer program in which no purchase order was issued as required per County Purchasing Policy. All present voted "Aye." MOTION PASSED.



35230 AMEND THE SHERIFF'S OFFICE OPERATING BUDGET FOR NEEDED VEHICLE REPAIRS IN WHICH INSURANCE PROCEEDS WERE RECEIVED.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to amend the Sheriff's Office operating budget for needed vehicle repairs in which insurance proceeds were received. All present voted "Aye." MOTION PASSED.

35231 AUTHORIZE THE DEVELOPMENT SERVICES DEPARTMENT TO PURCHASE THREE DELL WYSE 5470 LAPTOPS, VALUED AT \$623.61 EACH, AND AMEND THE BUDGET ACCORDINGLY.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the Development Services Department to purchase three Dell Wyse 5470 laptops, valued at \$623.61 each, and amend the budget accordingly. All present voted "Aye." MOTION PASSED.

35232 AUTHORIZE THE HAYS COUNTY CRIMINAL DISTRICT ATTORNEY TO PURCHASE FOUR (4) REPLACEMENT DELL LAPTOPS, DOCKING STATIONS AND ADAPTERS UTILIZING SALARY SAVINGS AND AMEND THE BUDGET ACCORDINGLY.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the Hays County Criminal District Attorney to purchase four (4) replacement Dell Laptops, docking stations and adapters utilizing salary savings and amend the budget accordingly. All present voted "Aye." MOTION PASSED.

35233 APPROVE SPECIFICATIONS FOR RFP 2020-P11 ELECTION BALLOT PRINTING, INSERTION AND MAILING SERVICES AND AUTHORIZE PURCHASING TO SOLICIT FOR PROPOSALS AND ADVERTISE.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve specifications for RFP 2020-P11 Election Ballot Printing, Insertion and Mailing Services and authorize Purchasing to solicit for proposals and advertise. All present voted "Aye." MOTION PASSED.

35234 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A LETTER OF EXTENSION WITH THE TEXAS WORKFORCE COMMISSION RELATED TO THE COUNTY'S INFORMATION RELEASE CONTRACT.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the County Judge to execute a Letter of Extension with the Texas Workforce Commission related to the County's Information Release Contract. All present voted "Aye." MOTION PASSED.

35235 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT BETWEEN HAYS COUNTY AND LOCKWOOD, ANDREWS & NEWNAM, INC. (LAN) TO PROVIDE PROFESSIONAL ENGINEERING AND OTHER DESIGN SUPPORT SERVICES RELATED TO LOW WATER CROSSINGS IN PRECINCT 3 AS PART OF THE 2016 ROAD BOND PROGRAM.

Commissioner Shell announced this project will help analyze improvements for 3 crossing in Precinct 3. A motion was made by Commissioner Shell, seconded by Commissioner Smith to authorize the County Judge to execute a Professional Services Agreement between Hays County and Lockwood, Andrews & Newnam, Inc. (LAN) to provide professional engineering and other design support services related to Low Water Crossings in Precinct 3 as part of the 2016 Road Bond Program. All present voted "Aye." MOTION PASSED.

35236 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A SUPPLEMENTAL AGREEMENT NO. 2 TO THE PROFESSIONAL SERVICES AGREEMENT (PSA) BETWEEN HAYS COUNTY AND REYNOLDS, SMITH & HILLS CS, INC. (RS&H) FOR THE FM 1626 SOUTH CONSTRUCTION MANAGEMENT PROJECT AS PART OF THE PASS-THROUGH FINANCE PROGRAM IN HAYS COUNTY, INCREASING THE COMPENSATION CAP BY \$267,336.00 FROM \$3,521,819 TO \$3,789,155.

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Commissioner Jones stated this motion is to finish the project on 1626. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the County Judge to execute a Supplemental Agreement No. 2 to the Professional Services Agreement (PSA) between Hays County and Reynolds, Smith & Hills CS, Inc. (RS&H) for the FM 1626 South construction management project as part of the Pass-Through Finance Program in Hays County, increasing the Compensation Cap by \$267,336.00 from \$3,521,819 to \$3,789,155. All present voted "Aye." MOTION PASSED.

35237 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT BETWEEN HAYS COUNTY AND AMERICAN STRUCTUREPOINT, INC. TO PROVIDE PROFESSIONAL ENGINEERING AND OTHER DESIGN SUPPORT SERVICES RELATED TO THE RM 150 AT RM 12 REALIGNMENT PROJECT AS PART OF THE 2016 ROAD BOND PROGRAM.

Jimmy A. Hall, Hays County resident, made public comments, regarding transparency throughout the selection process for bids on County projects. He suggested the Court come up with a policy to provide the taxpayers with the scoring information for such decisions. Commissioner Smith recused himself as he felt the project was too close to where he lives. Mark Kennedy, General Counsel, spoke to clarify that Commissioner Smith is recused from managing the project, not from voting on the firm. Commissioner Jones noted that in general fees are negotiated after the selection process is complete. Commissioner Shell elaborated on some of the other selection processes the County currently utilizes. Further discussion was had on ways to make the decision process available to the public moving forward. A motion was made by Commissioner Shell, seconded by Commissioner Jones to authorize the County Judge to execute a Professional Services Agreement between Hays County and American Structurepoint, Inc. to provide professional engineering and other design support services related to the RM 150 at RM 12 Realignment project as part of the 2016 Road Bond Program. Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, and Commissioner Smith voted "Aye." Judge Becerra voted "No." MOTION PASSED.

Clerk's Note: Commissioner Shell asked to reopen Item 31 to make an amendment to the motion changing the date from June 16, 2020 to June 23, 2020.

35238 CALL FOR A PUBLIC HEARING ON JUNE 23, 2020 TO ESTABLISH A "NO PARKING" ZONE ON EACH SIDE OF G W HASCHKE LANE FOR BOTH SIDES OF THE BLANCO RIVER.

Dan Lyon made public comments, stating he was opposed to the "No Parking" zone as it limits public access. Discussion was had by the Court and Mark Kennedy, General Counsel, about river access to the public, crossings, and complaints about parking in this area. A motion was made by Commissioner Shell, seconded by Commissioner Jones to call for a public hearing on June 23, 2020 to establish a "No Parking" zone on each side of G W Haschke Lane for both sides of the Blanco River. All present voted "Aye." MOTION PASSED.

35239 ACCEPT THE ROAD & DRAINAGE CONSTRUCTION BOND RIDER #1060750 FOR A 30-DAY EXTENSION FOR SUNFIELD SUBD., PHASE 2, SECTION 8.

Commissioner Jones stated this is just an extension to complete the work on the bond. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to accept the road & drainage construction bond rider #1060750 for a 30-day extension for Sunfield subd., Phase 2, Section 8. All present voted "Aye." MOTION PASSED.

35240 ACCEPT THE ROAD CONSTRUCTION & DRAINAGE IMPROVEMENTS, AND ACCEPT THE 2-YEAR MAINTENANCE BOND #PB03016800487M IN THE AMOUNT OF \$171,959.33 FOR CALITERRA SUBD., PHASE 3, SECTION 9.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to accept the road construction & drainage improvements, and accept the 2-year maintenance bond #PB03016800487M in the amount of \$171,959.33 for Caliterra subd., Phase 3, Section 9. All present voted "Aye." MOTION PASSED.

35241 ACCEPT THE ROAD CONSTRUCTION & DRAINAGE IMPROVEMENTS, RELEASE OF THE LETTER OF CREDIT #1028 IN THE AMOUNT OF \$266,128.00, ACCEPT THE 2-YEAR MAINTENANCE BOND #107226363 IN THE AMOUNT OF \$633,171.00, AND ACCEPT THE 1-YEAR REVEGETATION BOND #107226362 IN THE AMOUNT OF \$2,990.00 FOR 6 CREEKS SUBD., PHASE 1, SECTION 2.

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A motion was made by Commissioner Smith, seconded by Commissioner Jones to accept the road construction & drainage improvements, release of the Letter of Credit #1028 in the amount of \$266,128.00, accept the 2-year maintenance bond #107226363 in the amount of \$633,171.00, and accept the 1-year revegetation bond #107226362 in the amount of \$2,990.00 for 6 Creeks subd., Phase 1, Section 2. All present voted "Aye." MOTION PASSED.

35242 AWARD CONTRACTS FOR IFB 2020-B06 ROADWAY STRIPING TO DIJ CONSTRUCTION, INC.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to award contracts for IFB 2020-B06 Roadway Striping to DIJ Construction, Inc. All present voted "Aye." MOTION PASSED.

35243 HOLD A PUBLIC HEARING WITH POSSIBLE ACTION TO APPROVE THE FINAL PLAT OF THE REPLAT OF LOT 4, 3-G RANCH ADDITION, SECTION 3; PLN-1427-PC.

Judge Becerra opened the public hearing at 12:02 p.m. No comments were made. Judge Becerra closed the public hearing at 12:02 p.m. Caitlyn Strickland, Development Services Director, stated 3-G Ranch is a recorded subdivision located in Precinct 2, the proposed replat will take the 10 acre lot and subdivide into two equal 5 acre lots, water will be provided by Goforth Water and wastewater will be accomplished by on-site sewage facilities. There are no variances and has full staff recommendation. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to hold a public hearing with possible action to approve the final plat of the Replat of Lot 4, 3-G Ranch Addition, Section 3; PLN-1427-PC. All present voted "Aye." MOTION PASSED.**

35244 HOLD A PUBLIC HEARING WITH POSSIBLE ACTION TO APPROVE THE FINAL PLAT FOR THE REPLAT OF LOT 2A-1, K-BAR-MAC SUBDIVISION; PLN-1407-PC.

Judge Becerra opened the public hearing at 12:03 p.m. No comments were made. Judge Becerra closed the public hearing at 12:03 p.m. Caitlyn Strickland, Development Services Director, stated K-Bar-Mac is a recorded subdivision located off 290 in Precinct 4. The proposed replat will subdivide the 14.716-acre lot into two 7 acre lots, water service will be provided by private wells, and wastewater will be accomplished by on-site sewage facilities. This subdivision has full staff recommendation. **A motion was made by Commissioner Jones, seconded by Commissioner Shell to hold a public hearing with possible action to approve the final plat for the Replat of Lot 2A-1, K-Bar-Mac Subdivision; PLN-1407-PC. All present voted "Aye." MOTION PASSED.**

35245 AUTHORIZE THE OFFICE OF GENERAL COUNSEL TO LOCATE WITHIN SUITE 201 OF THE HISTORIC COURTHOUSE; AND TO AUTHORIZE BUILDING MAINTENANCE TO PROVIDE AN ACCESS POINT BETWEEN SUITE 201 AND SUITE 202.

Mark Kennedy, General Counsel, spoke to the court about the rearranging the office space in the courthouse to include all his staff in one location, adjustments for Covid-19, as well as establish a conference room. Janice Jones was nominated to manage the scheduling for the conference room. Mark Kennedy noted previous discussions were had with Jude Prather, Veteran Affairs, who did not have any objections to the modifications. The Court thanked Mark Kennedy for creating the plans of a much-needed conference room in the courthouse. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the Office of General Counsel to locate within Suite 201 of the Historic Courthouse; and to authorize Building Maintenance to provide an access point between Suite 201 and Suite 202. All present voted "Aye." MOTION PASSED.**

35246 ACCEPT THE RESIGNATION OF KASEY MOCK AND THE APPOINTMENT OF BURT DEMENT AS A MEMBER OF THE PARKS AND OPEN SPACE ADVISORY COMMISSION (POSAC).

Commissioner Smith thanked Kasey Mock for his service to the commission. He spoke about Burt Dement and his appointment to the commission. **A motion was made by Commissioner Smith, seconded by Commissioner Shell to accept the resignation of Kasey Mock and the appointment of Burt DeMent as a member of the Parks and Open Space Advisory Commission (POSAC). All present voted "Aye." MOTION PASSED.**



DISCUSSION AND POSSIBLE ACTION REGARDING THE WIMBERLEY VILLAGE LIBRARY'S PRESENTATION DURING THE JANUARY 28TH COMMISSIONERS COURT MEETING, INCLUDING AN UPDATE ON THE LIBRARY'S PLANS FOR EXPANSION AND A TIMELINE FOR CONSIDERATION BY THE COUNTY FOR PARTICIPATION IN THE PROJECT.

Commissioner Shell brought this item to Court for discussion. The Court reviewed the bond request from the Wimberley Village Library. They talked about setting parameters and looking over the request for any concerns the court may have. Mark Kennedy, General Counsel, discussed some options available to the Court for these plans. **No action was taken.**

35247 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A FLAT RATE/FIXED FEE CONTRACT FOR PROFESSIONAL SERVICES BETWEEN HAYS COUNTY AND ALLISON, BASS & MAGEE, L.L.P., RELATED TO REDISTRICTING WITHIN HAYS COUNTY AND DISCRETIONARY EXEMPTION PURSUANT TO TEXAS LOCAL GOVERNMENT CODE, CH. 262.024(A)(4) AND AMEND THE BUDGET ACCORDINGLY.

Mark Kennedy, General Counsel, noted the Auditor's summary and recommending the use of a discretionary exemption pursuant to Texas Local Government Code, Ch. 262.024(a)(4) to be included in the motion. Commissioner Ingalsbe stated that the reason for redistricting is to retain a balance of population. She also stated she is supportive of Allison, Bass & Magee L.L.P. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to execute a Flat Rate/Fixed Fee Contract for Professional Services between Hays County and Allison, Bass & Magee, L.L.P., related to redistricting within Hays County and authorize a discretionary exemption pursuant to Texas Local Government Code, Ch. 262.024(a)(4) and amend the budget accordingly. All present voted "Aye." MOTION PASSED.**

DISCUSSION AND POSSIBLE ACTION TO PROVIDE GUIDANCE REGARDING BUSINESS-RELATED TRAVEL FOR HAYS COUNTY EMPLOYEES AS IT RELATES TO COVID-19.

Mark Kennedy, General Counsel, stated there is no action that is required for this item. The Auditor was unable to process purchase orders for out of state travel due to a previous statement made in court. The Court agreed to return to the previous travel planning and payment process to allow for business-related travel. **No action was taken.**

Clerk's Note: Executive Session began at 10:10a.m. and resumed back into open court at 11:17a.m.

EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071, 551.074, AND 551.076 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING THE SECURITY OF THE HAYS COUNTY HISTORIC COURTHOUSE AND EACH INDIVIDUAL POSITION WITHIN THE CONSTABLES OFFICE FOR PRECINCT 1 AS IT RELATES TO SUCH SECURITY AND THE SECURITY OF THE HAYS COUNTY GOVERNMENT CENTER AND EACH INDIVIDUAL POSITION WITHIN THE SHERIFF'S OFFICE AS IT RELATES TO SUCH SECURITY. POSSIBLE DISCUSSION AND/OR ACTION MAY FOLLOW IN OPEN COURT.

No action was taken.

EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.087 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS ASSOCIATED WITH PROJECT RECOIL. POSSIBLE DISCUSSION AND/OR ACTION MAY FOLLOW IN OPEN COURT.

Discussion was had regarding the edits that have been made to the proposed document. The court discussed the qualifications regarding wages, number of employees, other donors to the policy, and inclusion of Chambers to the qualifications of the micro loans. **No action was taken.**



EXECUTIVE SESSION PURSUANT TO SECTION 551.071 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL REGARDING A PROPOSED PUBLIC IMPROVEMENT DISTRICT RELATED TO THE RIVERBEND SUBDIVISION IN PRECINCT 1. POSSIBLE DISCUSSION AND/OR ACTION MAY FOLLOW IN OPEN COURT.

No action was taken.

Clerk’s Note Agenda Item #46 RE: *DISCUSSION AND POSSIBLE ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION. – WAS PULLED.*

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

Judge Becerra read the Sheriff’s update of the inmate population. The estimated cost for outsourcing inmates was \$57,337 for the week of May 24 - May 30, 2020. The number of outsourced inmates was 156 males and 9 females. The number of arrest made by agency are as follows; Buda Police Department - 7, Department of Public Safety – 0, Hays County Sheriff’s Department – 39, this includes court orders commitments, warrant pick-ups from all agencies, and self-surrender warrants from all agencies, Kyle Police Department – 20, San Marcos Police Department - 35, Texas State Police Department – 0. **No action taken.**

Clerk’s Note Agenda Item #48 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 #49 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 12:53 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 June 2, 2020.



Elaine H. Cardenas

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

