

HAYS COUNTY COMMISSIONERS' COURT MINUTES



APRIL 27, 2021

STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 27th DAY OF APRIL A.D., 2021, 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
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](https://www.google.com).

WITH COMMISSIONER DEBBIE GONZALES INGALSBE BEING ABSENT AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Pastor Josh Murillo San Marcos Seventh-day Adventist 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

Mike Lee made a public comment in support of law enforcement. Shannon Fitzpatrick made a public comment in favor of the public defender's office. Rodrigo Amaya made a public comment regarding county accountability. Dan Lyon made a public comment against the Hays County Appraisal District. Samantha Benavides made a public comment in support of the public defender's office. Eric Martinez made a public comment in support of the public defender's office. Kate Johnson, Chair of the Hays County Historical Commission, made a public comment about the Kyle Railroad Depot and Heritage Center opening May 1, 2021.

36336 ADOPT A PROCLAMATION DECLARING APRIL 25 - MAY 2, 2021 AS SOIL & WATER STEWARDSHIP WEEK.

Josh Storm, President of Hays County Soil & Water Conservation District, thanked the Commissioners for the proclamation. He stated Hays County Soil & Water Conservation District perform oversight and maintenance of flood control structure and mitigation. **A motion was made by Commissioner Smith, seconded by Commissioner Jones to adopt a Proclamation declaring April 25 - May 2, 2021 as Soil & Water Stewardship Week. All present voted "Aye." MOTION PASSED.**

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

Mike Jones, Director of Emergency Services gave an update of the vaccination clinics and curative testing sites. No action was taken.

36337 APPROVE PAYMENTS OF COUNTY INVOICES.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to approve payments of County invoices. All present voted "Aye." MOTION PASSED.

36338 APPROVE THE PAYMENT OF UNITED HEALTHCARE CLAIMS.

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

36339 APPROVE COMMISSIONERS COURT MINUTES OF APRIL 13, 2021 AND APRIL 20, 2021.

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A motion was made by Commissioner Smith, seconded by Commissioner Shell to approve Commissioners Court Minutes of April 13, 2021 and April 20, 2021. All present voted "Aye." MOTION PASSED.

36340 APPROVE THE PAYMENT OF THE APRIL 30, 2021 PAYROLL DISBURSEMENTS IN AN AMOUNT NOT TO EXCEED \$4,042,000.00 EFFECTIVE APRIL 30, 2021 AND POST TOTALS FOR WAGES, WITHHOLDINGS, DEDUCTIONS AND BENEFITS ON THE HAYS COUNTY WEBSITE ONCE FINALIZED.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to approve the payment of the April 30, 2021 payroll disbursements in an amount not to exceed \$4,042,000.00 effective April 30, 2021 and post totals for wages, withholdings, deductions and benefits on the Hays County website once finalized. All present voted "Aye." MOTION PASSED.

36341 APPROVE OUT OF STATE TRAVEL FOR DETECTIVE NELSON WRAY TO ATTEND THE MAC FORENSICS TRAINING COURSE ON MAY 31-JUNE 11, 2021 IN HOOVER, ALABAMA.

Rodrigo Amaya made a public comment against this item. Dan Lyon made a public comment against this item. Captain Mark Cumberland of the Sheriff's Office spoke to the court regarding this vital training. He stated that this is federal funded training. Commissioner Shell and Commissioner Smith stated they are in support of this training. A motion was made by Commissioner Smith, seconded by Commissioner Jones to approve out of state travel for Detective Nelson Wray to attend the Mac Forensics Training Course on May 31-June 11, 2021 in Hoover, Alabama. All present voted "Aye." MOTION PASSED.

36342 RATIFY THE ACCEPTANCE OF A DONATION OF LAW ENFORCEMENT SUPPLIES TO THE SHERIFF'S OFFICE VALUED AT \$7,200 AND AMEND THE BUDGET ACCORDINGLY.

Rodrigo Amaya made a public comment against this item. Commissioner Shell stated this item is to accept a donation of life saving equipment to the officers. Commissioner Smith stated that he was in support of the item and he felt the backup information for this item is complete. A motion was made by Commissioner Jones, seconded by Commissioner Shell to ratify the acceptance of a donation of law enforcement supplies to the Sheriff's Office valued at \$7,200 and amend the budget accordingly. All present voted "Aye." MOTION PASSED.

36343 APPROVE UTILITY PERMITS.

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

36344 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AMENDMENT NO.1 TO THE INTERLOCAL AGREEMENT #2020-0107, TASK ORDER 1, BETWEEN HAYS COUNTY AND TEXAS STATE UNIVERSITY RELATED TO THE BLANCO "NO DISCHARGE" STUDY.

A motion was made by Commissioner Jones, seconded by Commissioner Shell to authorize the County Judge to execute Amendment No.1 to the Interlocal Agreement #2020-0107, Task Order 1, between Hays County and Texas State University related to the Blanco "No Discharge" Study. All present voted "Aye." MOTION PASSED.

36345 AUTHORIZE THE COUNTY JUDGE TO EXECUTE THREE TEXAS WORKFORCE COMMISSION DATA EXCHANGE REQUESTS AND SAFEGUARD PLANS RELATED TO INFORMATION RELEASE CONTRACTS FOR THE HAYS COUNTY CRIMINAL DISTRICT ATTORNEY'S OFFICE, THE HAYS COUNTY SHERIFF'S OFFICE, AND THE HAYS COUNTY CONSTABLE, PRECINCT #1 OFFICE.



Rodrigo Amaya made a public comment against this item. Commissioner Smith stated he was supportive of this item. **A motion was made by Commissioner Jones, seconded by Commissioner Shell to authorize the County Judge to execute three Texas Workforce Commission Data Exchange Requests and Safeguard Plans related to Information Release Contracts for the Hays County Criminal District Attorney's Office, the Hays County Sheriff's Office, and the Hays County Constable, Precinct #1 Office. All present voted "Aye." MOTION PASSED.**

36346 ACCEPTANCE THE ROAD CONSTRUCTION & DRAINAGE IMPROVEMENTS, ACCEPT THE LETTER OF CREDIT #SBPTX303414 FOR 2 YEARS (MAINTENANCE) IN THE AMOUNT OF \$22,979.07, AND ACCEPT THE LETTER OF CREDIT #SBPTX303415 FOR 1 YEAR (REVEGETATION) IN THE AMOUNT OF \$15,938.03 FOR EL DORADO SUBDIVISION.

Rodrigo Amaya made a public comment against this item. Commissioner Jones stated the roundabout is not part of this agenda item, is in Precinct 1 and that the City of Kyle built it. This item is for road construction. **A motion was made by Commissioner Jones, seconded by Commissioner Shell to acceptance the road construction & drainage improvements, accept the Letter of Credit #SBPTX303414 for 2 years (maintenance) in the amount of \$22,979.07, and accept the Letter of Credit #SBPTX303415 for 1 year (revegetation) in the amount of \$15,938.03 for El Dorado subdivision. All present voted "Aye." MOTION PASSED.**

36347 ACCEPT FISCAL SURETY FOR THE STREET AND DRAINAGE IMPROVEMENTS IN THE AMOUNT OF \$618,972.50 FOR HYMEADOW, SECTION 3, PHASE 1 SUBDIVISION (BOND #LICX1204150).

Jerry Borcharding, Director of Transportation, stated this is the usual process when a section of a subdivision is beginning construction. **A motion was made by Commissioner Jones, seconded by Commissioner Shell to accept fiscal surety for the street and drainage improvements in the amount of \$618,972.50 for Hymeadow, Section 3, Phase 1 Subdivision (Bond #LICX1204150). All present voted "Aye." MOTION PASSED.**

36348 ACCEPT FISCAL SURETY FOR THE STREET AND DRAINAGE IMPROVEMENTS IN THE AMOUNT OF \$476,054.42 FOR HYMEADOW, SECTION 3, PHASE 2 SUBDIVISION (BOND #LICX1204149).

Jerry Borcharding, Director of Transportation, stated this is a requirement for all construction. **A motion was made by Commissioner Shell, seconded by Commissioner Jones to accept fiscal surety for the street and drainage improvements in the amount of \$476,054.42 for Hymeadow, Section 3, Phase 2 Subdivision (Bond #LICX1204149). All present voted "Aye." MOTION PASSED.**

36349 APPROVE THE SELECTION OF COBB, FENDLEY & ASSOCIATES, INC. TO PROVIDE RIGHT-OF-WAY ACQUISITION SERVICES FOR THE FM 3237 SAFETY IMPROVEMENTS PROJECT IN PRECINCT 3; AND TO AUTHORIZE STAFF AND COUNSEL TO NEGOTIATE A CONTRACT, GRANTING AN EXEMPTION TO FORMAL PROCUREMENT PURSUANT TO TEXAS LOCAL GOVERNMENT CODE SECTION 262.024(A)(4) (PROFESSIONAL SERVICES).

A motion was made by Commissioner Shell, seconded by Commissioner Jones to approve the selection of Cobb, Fendley & Associates, Inc. to provide right-of-way acquisition services for the FM 3237 Safety Improvements project in Precinct 3; and to authorize staff and counsel to negotiate a contract, granting an exemption to formal procurement pursuant to Texas Local Government Code Section 262.024(a)(4) (professional services). All present voted "Aye." MOTION PASSED.

36350 APPROVE THE PURCHASE OF A PROXIMITY CARD READER FOR THE FUELING SYSTEM AT 2171 YARRINGTON, AUTHORIZE A DISCRETIONARY EXEMPTION PURSUANT TO LOCAL GOVERNMENT CODE, CH. 262.024(A)(4), AND AMEND THE BUDGET ACCORDINGLY.

Mark Kennedy, General Counsel, noted because of the amount of the request there is no need for the exemption code. **A motion was made by Commissioner Jones, seconded by Commissioner Shell to approve the purchase of a proximity card reader for the fueling system at 2171 Yarrington, authorize a discretionary exemption pursuant to Local Government Code, Ch. 262.024(a)(4), and amend the budget accordingly. All present voted "Aye." MOTION PASSED.**



36351 APPROVE THE PURCHASE FOR NEW CAMERA LICENSES AND FIRMWARE FOR THE SECURITY SYSTEM AT 2171 YARRINGTON AND AMEND THE BUDGET ACCORDINGLY.

Jerry Borcharding, Director of Transportation explained to the court the security system is no longer operable due to a recent upgrade to Windows 10. **A motion was made by Commissioner Jones, seconded by Commissioner Shell to approve the purchase for new camera licenses and firmware for the security system at 2171 Yarrington and amend the budget accordingly. All present voted "Aye." MOTION PASSED.**

36352 APPROVE ACTION RELATED TO THE WORK PERFORMED BY EMERGENCY PERSONNEL DURING THE FEBRUARY 2021 BLIZZARD AND AMEND THE BUDGET APPROPRIATELY.

Rodrigo Amaya made a public comment against this item. Commissioner Smith called for a point of order to the comments that were made. Mark Kennedy, General Counsel, stated that rules of decorum Article 5 Section E states comments shall be limited to that specific item only. Commissioner Jones stated that this item is to compensate the employees that were working during that storm. Jerry Borcharding, Director of Transportation, stated that the compensation will be paid as straight pay. Marisol Villarreal-Alonzo, Auditor, requested clarification on which departments will be compensated, and will the compensation as payment or compensation time. The court discussed that all three departments in the summary will be covered. Jerry Borcharding stated the employees usually have the option of choosing if they would like payment or compensation time. **A motion was made by Commissioner Jones, seconded by Commissioner Shell to approve action related to the work performed by emergency personnel during the February 2021 blizzard and amend the budget appropriately. All present voted "Aye." MOTION PASSED.**

DISCUSSION AND POSSIBLE ACTION ON ADOPTING PROCEDURES FOR TEMPORARY USE OF COUNTY ROADS FOR CIVIC EVENTS PURSUANT TO TEXAS TRANSPORTATION CODE 251.158.

Nathan Mendenhall, Fire Marshall, requested the court to begin discussions to develop a process for temporary closure of county roads for civic events. These processes would help to facilitate emergency services during these type of events. Commissioner Smith noted a few points he would like included in the processes. Judge Becerra requested permits issued for filming projects be separate from civic events such as parades and block parties requested by citizens. Commissioner Shell requested to have the permits routed to the Constables or Sheriff's Office. He also echoed Judge Becerra's request to separate the filming projects from civic requests. Nathan Mendenhall, Fire Marshall, stated he would make the changes requested and bring a final draft back to court at a later time. No action was taken.

36353 APPROVE THE CONTINUATION OF THE LOCAL DISASTER DECLARATION ORIGINALLY PROCLAIMED BY THE COUNTY JUDGE ON OR ABOUT MARCH 15, 2020, CONTINUED BY RESOLUTION OF COMMISSIONERS COURT ON MARCH 16, 2020 AND EXTENDED BY THE COURT ON JULY 14, 2020, SEPTEMBER 15, 2020, DECEMBER 8, 2020 AND FEBRUARY 16, 2021.

Judge Becerra stated he sees an end in sight of the pandemic. Commissioner Smith requested information regarding the ending day. He asked Marisol Villarreal-Alonzo, Auditor, and Vicki Dorsett, Auditor's Office if ending the declaration would affect any federal funding. Vicki Dorsett, Auditor's office, stated that the county has already received the full amount from the federal government as qualified. Dan Lyon made a public comment against this item. **A motion was made by Judge Becerra, seconded by Commissioner Shell to approve the continuation of the Local Disaster Declaration originally proclaimed by the County Judge on or about March 15, 2020, continued by resolution of Commissioners Court on March 16, 2020 and extended by the Court on July 14, 2020, September 15, 2020, December 8, 2020 and February 16, 2021. All present voted "Aye." MOTION PASSED.**

36354 HOLD A PUBLIC HEARING ON THE PROPOSED 1800 RESIDENTIAL PROJECT IN ACCORDANCE WITH TEX. GOV'T CODE, §2306.67071(B) AND AUTHORIZE THE EXECUTION OF A RESOLUTION OF NO OBJECTION FOR AN APPLICATION SUBMITTED BY THE NPR GROUP TO THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS.



Judge Becerra opened the public hearing. Max Whipple, representative of the developer, stated he was available to answer any questions the court has. No other comments were made. Judge Becerra closed the public hearing. **A motion was made by Commissioner Smith, seconded by Commissioner Jones to hold a public hearing on the proposed 1800 residential project in accordance with Tex. Gov't Code, §2306.67071(b) and authorize the execution of a Resolution of No Objection for an application submitted by The NPR Group to the Texas Department of Housing and Community Affairs. All present voted "Aye." MOTION PASSED.**

36355 APPROVE THE AMENDED AND RESTATED CHARTER FOR THE HAYS COUNTY PARKS & OPEN SPACE ADVISORY COMMITTEE (POSAC).

Commissioner Shell stated there were some edits made to the original charter. He requested additional information regarding the timeline. Mark Kennedy, General Counsel, stated their next meeting is Thursday. At that time, he expects them to adopt the amended bylaws and accept the charter. **A motion was made by Commissioner Shell, seconded by Commissioner Jones to approve the Amended and Restated Charter for the Hays County Parks & Open Space Advisory Committee (POSAC). All present voted "Aye." MOTION PASSED.**

36356 EXECUTE A \$8,406.78 SERVICE AGREEMENT WITH SMITHS DETECTION, INC. RELATED TO THE INDUSTRIAL X-RAY SECURITY SCANNERS LOCATED AT THE HAYS COUNTY GOVERNMENT CENTER.

Rodrigo Amaya made a public comment against this item. Captain Mark Cumberland, Sheriff's Office, stated this agreement would allow for technical maintenance of the X-ray scanner. **A motion was made by Commissioner Jones, seconded by Commissioner Shell to execute a \$8,406.78 Service Agreement with Smiths Detection, Inc. related to the Industrial X-Ray Security Scanners located at the Hays County Government Center. All present voted "Aye." MOTION PASSED.**

36357 AUTHORIZE THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING AGREEMENT BETWEEN THE HAYS COUNTY VETERAN'S TREATMENT COURT AND DR. KOREY L. WATKINS RELATED TO PSYCHOLOGICAL EVALUATIONS AND TREATMENT PROGRAMS FOR VETERANS.

A motion was made by Commissioner Smith, seconded by Commissioner Jones to authorize the execution of a Memorandum of Understanding Agreement between the Hays County Veteran's Treatment Court and Dr. Korey L. Watkins related to psychological evaluations and treatment programs for veterans. All present voted "Aye." MOTION PASSED.

36358 CONVERT THE MOBILE CRISIS OUTREACH LIAISON, SLOT 0506-001 FROM A GRANT-FUNDED POSITION FROM THE OFFICE OF THE GOVERNOR TO THE SHERIFF'S OFFICE OPERATING BUDGET EFFECTIVE 4/1/2021 THROUGH 9/30/2021 AND AMEND THE BUDGET ACCORDINGLY.

Rodrigo Amaya made a public comment against this item. Judge Becerra asked for additional information regarding grant funding. Captain Mark Cumberland, Sheriff's Office, stated the county did not get approved for the extension. He stated that this position is extremely valuable to the mental health team. Commissioner Smith commended the Sheriff's Office for keeping this position. Commissioner Shell stated that the county could apply for addition funding for 2022, and he supported this position. **A motion was made by Commissioner Shell, seconded by Commissioner Smith to convert the Mobile Crisis Outreach Liaison, slot 0506-001 from a grant-funded position from the Office of the Governor to the Sheriff's Office operating budget effective 4/1/2021 through 9/30/2021 and amend the budget accordingly. All present voted "Aye." MOTION PASSED.**

36359 CREATE THE COMBINED EMERGENCY COMMUNICATION CENTER (CECC) DIRECTOR POSITION AT A GRADE 116, AUTHORIZE THE HUMAN RESOURCES DEPARTMENT TO POST THE POSITION, AND AUTHORIZE THE CECC EXECUTIVE BOARD TO FILL THE POSITION WITHIN THE APPROVED GRADE AND AMEND THE BUDGET ACCORDINGLY.



Commissioner Shell gave the court an overview of the position and offered to answer any questions. **A motion was made by Commissioner Shell, seconded by Commissioner Smith to create the Combined Emergency Communication Center (CECC) Director position at a grade 116, authorize the Human Resources Department to post the position, and authorize the CECC Executive Board to fill the position within the approved grade and amend the budget accordingly. All present voted "Aye." MOTION PASSED.**

36360 AUTHORIZE THE SHERIFF'S OFFICE TO ESTABLISH TWO NEW COORDINATOR POSITIONS WITHIN THE RECORDS MANAGEMENT DIVISION (GRADES 112), AUTHORIZE COMPUTER EQUIPMENT PURCHASES FOR NEW POSITIONS; AND RE-TITLE THE ADMINISTRATIVE ASSISTANT III, SLOT 0271-009 TO A RECORDS MANAGEMENT OFFICER EFFECTIVE MAY 1, 2021 AND AMEND THE BUDGET ACCORDINGLY.

Rodrigo Amaya made a public comment against this item. Commissioner Shell stated he is in support of this position. He stated there has been an increase of requests for body camera footage, and the Sheriff's office is needing additional help to fill the request in a timely manner. Captain David Burns, Sheriff's Office, stated the people that will fill these positions are not uniformed officers. He stated there are high standards that need to be met to qualify for grant funding. He gave the court members scenarios of the length of time it takes to fill the requests. Judge Becerra requested additional clarification. Shari Miller, Human Resources Director, gave an explanation regarding the change in title. She noted this is an existing position not a newly created position. **A motion was made by Commissioner Shell, seconded by Commissioner Smith to authorize the Sheriff's Office to establish two new Coordinator positions within the Records Management Division (grades 112), authorize computer equipment purchases for new positions; and re-title the Administrative Assistant III, slot 0271-009 to a Records Management Officer effective May 1, 2021 and amend the budget accordingly. All present voted "Aye." MOTION PASSED.**

36361 AWARD CONTRACT FOR IFB 2021-B05 CONCRETE CONTRACTOR TO MYERS CONCRETE CONSTRUCTION, LP.

Judge Becerra stated this item was brought back to court from the last meeting due to not meeting the notification requirements. **A motion was made by Commissioner Jones, seconded by Commissioner Shell to award contract for IFB 2021-B05 Concrete Contractor to Myers Concrete Construction, LP. All present voted "Aye." MOTION PASSED.**

36362 EXECUTE A CONTRACT FOR TXCDBG ADMINISTRATIVE SERVICES BETWEEN HAYS COUNTY AND LANGFORD COMMUNITY MANAGEMENT SERVICES.

Commissioner Shell stated the selection of this firm was approved by a previous court. **A motion was made by Commissioner Shell, seconded by Commissioner Jones to execute a contract for TxCDBG Administrative Services between Hays County and Langford Community Management Services. All present voted "Aye." MOTION PASSED.**

Clerk's Note Agenda Item #30 RE: EXECUTE A CONTRACT FOR RFQ 2021-Q06 CDBG ENGINEERING SERVICES BETWEEN HAYS COUNTY AND TRC ENGINEERS, INC. - WAS PULLED.

WORKSHOP PRESENTED BY ENTERPRISE FLEET MANAGEMENT, INC. REGARDING THE HAYS COUNTY ENTERPRISE LEASE PROGRAM.

Scott Boswell, Enterprise Fleet Client Strategy Manager, gave the court a presentation regarding the decisions made in 2017, the present state of the fleet, and an overview of current trends. The court members thanked Mr. Boswell for his presentation. They agreed they wanted time to review the information. No action was taken.

Clerk's Note: Judge Becerra called for a break that began at 11:38 a.m. and resumed back into open court at 2:00 p.m.

WORKSHOP AT 2PM LED BY THE U.S. CENSUS BUREAU ON HOW TO EFFECTIVELY UTILIZE CENSUS DATA FOR LOCAL STATS IN SUPPORT OF CRITICAL PLANNING TOPICS.

Judge Becerra thanked the League of Women Voters for their assistance with this work. Anita Collins, Executive Assistant to the Hays County Judge, introduced Rosanne Mendoza, and Samuel Patton with the U.S. Census

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Bureau. They presented the data to the court using PowerPoint. J.R. Gonzales, Buda Chamber of Commerce, requested additional information of people who are under counted, specifically the Latino community. Rosanne Mendoza, U.S. Census Bureau, stated that information is expected to be available in September 2021. She also stated the U.S. Census Bureau is expected to continue to rely on the self-response rate due to the high accuracy. Linda Calvert, President of the Hays County League of Women Voters, gave the court an update regarding the redistricting information. She announced the dates of overviews throughout the county and virtual meetings. Discussion was had regarding making a citizen's commission for a redistricting committee. No action was taken.

Clerk's Note: Executive Session began at 10:58 a.m. and resumed back into open court at 11:23 a.m.

36363 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 COURT REPORTER POSITIONS WITHIN THE HAYS COUNTY DISTRICT COURT. POSSIBLE DISCUSSION AND/OR ACTION MAY FOLLOW IN OPEN COURT.

A motion was made by Jones, seconded by Judge Becerra to establish one new District Court Reporter position with computer equipment to be assigned to Hays County only effective May 1, 2021 as presented in Executive Session. This position is needed as a direct result of COVID-19 and in preparation of full capacity in-person court hearings and jury trials. Funds will be moved from the Auditor's Office Operating budget salary savings to fund the FY21 impact. All present voted "Aye." MOTION PASSED.

Clerk's Note Agenda Item #34 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 was \$44,135.00 for the week of April 18 – April 24, 2021. The number of outsourced males was 105 inmates and females were 0 inmates. The number of arrests made by agency are as follows; Buda Police Department - 3, Department of Public Safety – 0, Hays County Sheriff's Department – 61, this includes court ordered commitments, warrant pick-ups from all agencies, and self-surrender warrants from all agencies, Kyle Police Department – 21, San Marcos Police Department - 32, Texas State Police Department – 1. No action was taken.

Clerk's Note Agenda Item #36 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.

DISCUSSION AND POSSIBLE ACTION RELATED TO PROPOSED BILLS IN THE 87TH REGULAR SESSION OF THE TEXAS LEGISLATURE AND TO CONSIDER ADOPTION OF RESOLUTION(S) REGARDING PROPOSED BILLS. THE COURT MAY OPT TO WITHDRAW TO EXECUTIVE SESSION DURING THIS ITEM TO CONSULT WITH LEGAL COUNSEL PURSUANT TO TEXAS GOVERNMENT CODE 551.071.

Dan Lyon made a public comment requesting to view the proposed bills that the court will be adopting resolutions on. Commissioner Smith stated he had an update for the resolution in opposition to House Bill 4618 that the court approved last week. He stated that bill has been set for hearing today. Once he has more information, he will update the court. Commissioner Shell wanted to give some clarification to the public as to the reasoning why the Commissioner's Court opposed House Bill 4618. No action was taken.

ADJOURNMENT

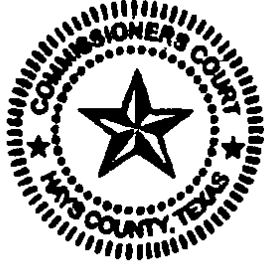
A motion was made by Judge Becerra, seconded by Commissioner Jones to adjourn court at 3:08 p.m.

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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 April 27, 2021.



Elaine H. Cardenas

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

