

HAYS COUNTY COMMISSIONERS' COURT MINUTES



JUNE 20, 2023

STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 20th DAY OF JUNE A.D., 2023, THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, MET IN REGULAR MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:

RUBEN BECERRA	COUNTY JUDGE
MICHELLE COHEN	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.

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

Adam Knapp, First United Methodist Church San Marcos, 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 made a public comment concerning Hays County law enforcement and the trial of Cyrus Gray III. Dan Lyon made a public comment concerning County spending and the placement of flags around the Courthouse. Kelli Keenan made a public comment in support of microchipping pets, especially with the upcoming holidays and the animal shelter being over-capacity. Elaine Cardenas, County Clerk, read an emailed public comment from Austin Baier in support of the Pride Month Proclamation.

39068 Adopt a Proclamation recognizing July 2023 as Park and Recreation Month.

Commissioner Shell thanked the Hays County Parks and Recreation staff for their work. Katherine Sturdivant, Hays County Parks and Recreation, spoke about the importance of parks and stated this year's theme is "Where Community Grows".

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to adopt a Proclamation recognizing July 2023 as Park and Recreation Month.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

39069 Adopt a Proclamation recognizing June 2023 as Children's Awareness Month.

Lucy Gonzales, Outreach and Recruitment Specialist for Community Action, Inc. of Central Texas, spoke about the importance of community and support for children.

A motion was made by Commissioner Smith, seconded by Commissioner Cohen to adopt a Proclamation recognizing June 2023 as Children's Awareness Month.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

39070 Adopt a Proclamation recognizing June 2023 as LGBTQIA+ Pride Month.

Matthew Gonzales made a public comment thanking the Court for the Proclamation and spoke about health issues faced by the LGBTQIA+ community. Dan Lyon made a public comment against the Proclamation. Terry Swift made a public comment against the Proclamation. Commissioner Shell spoke about the importance of acceptance and recognizing past suffering, and stated he disagrees with wording in the Proclamation regarding "hateful laws".



Commissioner Smith spoke about fairness and recognition vs. promotion, and stated he also disagrees with the language regarding "hateful laws". Commissioner Cohen spoke about acceptance and stated she supports the Proclamation as written. Judge Becerra spoke about unity and agreed to change the Proclamation's language. The Court agreed to the following replacement from Commissioner Shell: "Whereas, Hays County recognizes the critical need for education and awareness to end discrimination and prejudice against the LGBTQIA+ community, and is committed to supporting dignity and equality for the LGBTQIA+ community".

A motion was made by Judge Becerra, seconded by Commissioner Cohen to adopt a Proclamation recognizing June 2023 as LGBTQIA+ Pride Month.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

39071 Adopt a Proclamation recognizing the dedication of a Texas State Historical Subject Marker for Cuauhtemoc Hall.

Commissioner Cohen and Commissioner Shell spoke about their experiences at Cuauhtemoc Hall growing up and the importance of community centers. Commissioner Smith congratulated La Sociedad Mutualista Cuauhtemoc on their recent 100-year anniversary. Gina Alba-Rogers, Chair of the Council for the Indigenous and Tejano Community, invited the public to the unveiling and dedication ceremony of the Texas Historical Subject Marker and spoke about the history of Cuauhtemoc Hall with the Mexican-American community. Judge Becerra praised Cuauhtemoc Hall for their work within the community. Frank Arredondo spoke about the origins of Cuauhtemoc Hall and thanked the Court for the recognition.

A motion was made by Judge Becerra, seconded by Commissioner Shell to adopt a Proclamation recognizing the dedication of a Texas State Historical Subject Marker for Cuauhtemoc Hall.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

Presentation by Ardurra regarding use of American Rescue Plan Act (ARPA) funds for the Dripping Springs Water Supply Corporation.

Eric Boehning, Ardurra Senior Project Manager, presented a plan to grant \$50,000 to the Dripping Springs Water Supply Corporation to aid in their purchase of two diesel generators that will keep critical services operating in the event of extended power outages. Commissioner Smith spoke about the issues encountered during the 2021 freeze and how this will prevent future problems.

Presentation by Ardurra regarding use of American Rescue Plan Act (ARPA) funds for the Buda VFW Post 12161.

Eric Boehning, Ardurra Senior Project Manager, presented a plan to grant \$21,203 to the Buda VFW Post 12161 for their pandemic-induced loss of revenue.

Presentation by Ardurra regarding use of American Rescue Plan Act (ARPA) funds for the American Legion Post 290 Dripping Springs.

Eric Boehning, Ardurra Senior Project Manager, presented a plan to grant \$5,605 to the American Legion Post 290 Dripping Springs for their pandemic-induced loss of revenue.

Clerk's Note Agenda Item #F-8 RE: *Presentation by Ardurra regarding use of American Rescue Plan Act (ARPA) funds for Driftwood Historical Conservation Society (DHCS). - WAS PULLED.*

Presentation by Ardurra regarding use of American Rescue Plan Act (ARPA) funds for the San Marcos Chamber of Commerce.

Eric Boehning, Ardurra Senior Project Manager, presented a plan to grant \$100,000 to the San Marcos Chamber of Commerce for the implementation of its education and talent pipeline initiative in coordination with SMCISD. Commissioner Shell stated this will help create educational, training, and job opportunities for the local workforce. Judge Becerra spoke about the economic and workforce development of the County.

**39072** Approve payments of County invoices.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to approve payments of County invoices.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

39073 Approve the payment of Juror checks.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to approve the payment of Juror checks.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

39074 Approve the payment of United Healthcare claims.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to approve the payment of United Healthcare claims.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

39075 Approve Commissioners Court Minutes of May 30, 2023.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to approve Commissioners Court Minutes of May 30, 2023.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

39076 Approve the payment of the June 30, 2023 payroll disbursements in an amount not to exceed \$4,350,000 effective June 30, 2023 and post totals for wages, withholdings, deductions and benefits on the Hays County website once finalized.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to approve the payment of the June 30, 2023 payroll disbursements in an amount not to exceed \$4,350,000 effective June 30, 2023 and post totals for wages, withholdings, deductions and benefits on the Hays County website once finalized.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

39077 Authorize the County Judge to execute an agreement between the Hays County Local Health Department and CureMD Inc. for the access and use of the CureMD Electronic Health Records software, approve a 25% deposit at Delivery of Software and amend the budget accordingly.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to authorize the County Judge to execute an agreement between the Hays County Local Health Department and CureMD Inc. for the access and use of the CureMD Electronic Health Records software, approve a 25% deposit at Delivery of Software and amend the budget accordingly.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

39078 Accept new terms and conditions from Security One, Inc. related to security camera's and equipment for the Justice of the Peace Precinct 3 Office utilizing the Justice Court Building Security Fund.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to accept new terms and conditions from Security One, Inc. related to security camera's and equipment for the Justice of the Peace Precinct 3 Office utilizing the Justice Court Building Security Fund.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously



39079 Approve the Elections and IT Departments to purchase and install the required signage from Sign Crafters, Inc. for the IT/Elections Building and authorize a fifty (50%) percent deposit to start production of the custom signs and amend the budget accordingly.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to approve the Elections and IT Departments to purchase and install the required signage from Sign Crafters, Inc. for the IT/Elections Building and authorize a fifty (50%) percent deposit to start production of the custom signs and amend the budget accordingly.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra

4 - 0 Passed - Unanimously

39080 Authorize the acceptance of a grant award from the Texas Indigent Defense Commission (TIDC), FY23 Formula Grant program in the amount of \$175,957.00 and amend the budget accordingly.

A motion was made by Commissioner Shell, seconded by Commissioner Smith to authorize the acceptance of a grant award from the Texas Indigent Defense Commission (TIDC), FY23 Formula Grant program in the amount of \$175,957.00 and amend the budget accordingly.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra

4 - 0 Passed - Unanimously

39081 Authorize the acceptance of a grant award from the Texas Department of Agriculture, Texas Community Development Block Grant (TxCDBG) grant program in the amount of \$350,000.00 and amend the budget accordingly.

A motion was made by Commissioner Shell, seconded by Commissioner Smith to authorize the acceptance of a grant award from the Texas Department of Agriculture, Texas Community Development Block Grant (TxCDBG) grant program in the amount of \$350,000.00 and amend the budget accordingly.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra

4 - 0 Passed - Unanimously

39082 Authorize the execution of a grant award from the Texas Veterans Commission (TVC), Veterans Treatment Court Grant Program in the amount of \$300,000.00.

A motion was made by Commissioner Shell, seconded by Commissioner Smith to authorize the execution of a grant award from the Texas Veterans Commission (TVC), Veterans Treatment Court Grant Program in the amount of \$300,000.00.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra

4 - 0 Passed - Unanimously

39083 Authorize the County Judge to execute a second no-cost, time extension to the Halff Associates, Inc. Work Authorization #3 Agreement, related to the 2020 Parks and Open Space Bond Program Master Services Agreement.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to authorize the County Judge to execute a second no-cost, time extension to the Halff Associates, Inc. Work Authorization #3 Agreement, related to the 2020 Parks and Open Space Bond Program Master Services Agreement.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra

4 - 0 Passed - Unanimously

39084 Authorize the submission of a grant application to the Capital Area Council of Governments (CAPCOG) in the amount of \$26,636.44.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to authorize the submission of a grant application to the Capital Area Council of Governments (CAPCOG) in the amount of \$26,636.44.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra

4 - 0 Passed - Unanimously

39085 Ratify the submission of a Public Assistance Grant Request to the Federal Emergency Management Agency (FEMA) for reimbursement of debris cleanup from Winter Storm Mara.



A motion was made by Commissioner Shell, seconded by Commissioner Cohen to ratify the submission of a Public Assistance Grant Request to the Federal Emergency Management Agency (FEMA) for reimbursement of debris cleanup from Winter Storm Mara.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

39086 Authorize the acceptance of a grant award from the Texas Veterans Commission for the FY24 Assistance to Veterans Program.

Jude Prather, Hays County Veteran Services Officer, corrected the date in the summary from June 2023 to June 2024.

A motion was made by Commissioner Cohen, seconded by Commissioner Shell to authorize the acceptance of a grant award from the Texas Veterans Commission for the FY24 Assistance to Veterans Program.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

39087 Authorize payment to Wingate by Windham in the amount of \$621.10 for the District Attorney's Office for witness expenses, where no purchase order was issued according to County Policy.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to authorize payment to Wingate by Windham in the amount of \$621.10 for the District Attorney's Office for witness expenses, where no purchase order was issued according to County Policy.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

39088 Approve specifications for IFB 2023-B15 Regulatory Road Signs and authorize Purchasing to advertise and solicit for bids.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to approve specifications for IFB 2023-B15 Regulatory Road Signs and authorize Purchasing to advertise and solicit for bids.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

39089 Authorize the contract renewal of RFP 2022-P08 HVAC - Maintenance & Repair Services, Jail with SI Mechanical, LLC.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to authorize the contract renewal of RFP 2022-P08 HVAC - Maintenance & Repair Services, Jail with SI Mechanical, LLC.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

39090 Authorize the execution of an extension to RFP 2016-P06 Bank Depository with Sage capital Bank, N.A. for a period not to exceed 92 days (September 30, 2023) for \$5,000.00 monthly, plus any additional Letter of Credit Fees and authorize a discretionary exemption pursuant to Section 262.024 (a)(4) of the Texas Local Government Code.

A motion was made by Commissioner Cohen, seconded by Commissioner Smith to authorize the execution of an extension to RFP 2016-P06 Bank Depository with Sage capital Bank, N.A. for a period not to exceed 92 days (September 30, 2023) for \$5,000.00 monthly, plus any additional Letter of Credit Fees and authorize a discretionary exemption pursuant to Section 262.024 (a)(4) of the Texas Local Government Code.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

39091 Approve the Elections and IT Departments to authorize L.D. Tebben Company Inc. to perform roofing repairs valued at \$4,723.00 on the IT-Election Building, pursuant to TIPS Contract 21060301 and amend the budget accordingly.



A motion was made by Commissioner Shell, seconded by Commissioner Cohen to approve the Elections and IT Departments to authorize L.D. Tebben Company Inc. to perform roofing repairs valued at \$4,723.00 on the IT-Election Building, pursuant to TIPS Contract 21060301 and amend the budget accordingly.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra

4 - 0 Passed - Unanimously

39092 Authorize the County Judge to execute an Easement Agreement for Roadway between Kenneth Jeffries and Hays County, related to the County's maintenance of River Mountain Road, and authorize staff to file the same in the Official Public Record of the County.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to authorize the County Judge to execute an Easement Agreement for Roadway between Kenneth Jeffries and Hays County, related to the County's maintenance of River Mountain Road, and authorize staff to file the same in the Official Public Record of the County.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra

4 - 0 Passed - Unanimously

39093 Authorize a waiver to the purchasing policy for Building Maintenance to install ADA handrails in the amount of \$1,160.59 at the rear elected officials' entrance of the Government Center and amend the budget accordingly.

Commissioner Smith asked Tammy Crumley, Director of Countywide Operations, for an update on the work being done to the back gate of the Government Center.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to authorize a waiver to the purchasing policy for Building Maintenance to install ADA handrails in the amount of \$1,160.59 at the rear elected officials' entrance of the Government Center and amend the budget accordingly.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra

4 - 0 Passed - Unanimously

39094 Approve Utility Permits.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to approve Utility Permits.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra

4 - 0 Passed - Unanimously

39095 Authorize the County Judge to execute a proposal with Axon Enterprise Inc. related to the Law Enforcement body worn camera and taser program for Constable Pct. 4 and amend the budget accordingly.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to authorize the County Judge to execute a proposal with Axon Enterprise Inc. related to the Law Enforcement body worn camera and taser program for Constable Pct. 4 and amend the budget accordingly.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra

4 - 0 Passed - Unanimously

39096 Accept delivery of the Investment Report for October 2022 and November 2022.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to accept delivery of the Investment Report for October 2022 and November 2022.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra

4 - 0 Passed - Unanimously

39097 Authorize the County Judge to execute an Amendment to the Letter of Agreement between Hays County and TexHealth Central Texas, Inc. regarding the small employer premium support program.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to authorize the County Judge to execute an Amendment to the Letter of Agreement between Hays County and TexHealth Central Texas, Inc. regarding the small employer premium support program.



AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

39098 Discussion and possible action to authorize the County Judge to execute a Professional Services Agreement between Hays County and HDR Engineering Inc. related to a warrant study for both signals and four-way stop conditions for the intersection at Robert S. Light Blvd. and 967, and Robert S. Light Blvd. and 2770, not to exceed \$22,234.00.

Commissioner Smith stated the road was officially opened and has gotten positive feedback, and this will speed up the process of installing traffic signals if they are deemed necessary by the Texas Department of Transportation. Judge Becerra further explained the importance of this item.

A motion was made by Commissioner Smith, seconded by Commissioner Cohen to authorize the County Judge to execute a Professional Services Agreement between Hays County and HDR Engineering Inc. related to a warrant study for both signals and four-way stop conditions for the intersection at Robert S. Light Blvd. and 967, and Robert S. Light Blvd. and 2770, not to exceed \$22,234.00.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

39099 Hold a public hearing with possible action to establish a "No Parking" zone along River Road and Edgewater Drive in Wimberley between 2900 River Road and 302 Edgewater Drive.

Judge Becerra opened the Public Hearing at 10:39 a.m. No comments were made. Judge Becerra closed the Public Hearing at 10:40 a.m. Commissioner Shell spoke about increased danger on the road due to parked cars.

A motion was made by Commissioner Shell, seconded by Judge Becerra to establish a "No Parking" zone along River Road and Edgewater Drive in Wimberley between 2900 River Road and 302 Edgewater Drive.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

39100 Discussion and possible action to call for a public hearing on July 11, 2023, to establish a 3-way stop at the intersection La Ventana Parkway and Elder Hill Road.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to call for a public hearing on July 11, 2023, to establish a 3-way stop at the intersection La Ventana Parkway and Elder Hill Road.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

39101 Discussion and possible action to consider the acceptance of road construction and surface drainage improvements, release of the Letter of Credit #20234032 in the amount of \$24,916.91, acceptance of the maintenance bond #PB03016800850M1 in the amount of \$71,130.58, and acceptance of the revegetation bond #PB03016800850M in the amount of \$13,467.04 for 6 Creeks subdivision, Phase 1, Section 9.

A motion was made by Commissioner Shell, seconded by Commissioner Smith to accept road construction and surface drainage improvements, release the Letter of Credit #20234032 in the amount of \$24,916.91, accept the maintenance bond #PB03016800850M1 in the amount of \$71,130.58, and accept the revegetation bond #PB03016800850M in the amount of \$13,467.04 for 6 Creeks subdivision, Phase 1, Section 9.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

39102 Discussion and possible action to consider the acceptance of road construction and surface drainage improvements, release of the Letter of Credit #20234033 in the amount of \$18,520.06, acceptance of the maintenance bond #PB03016800850M12 in the amount of \$60,222.12, and acceptance of the revegetation bond #PB03016800850M in the amount of \$7,786.86 for 6 Creeks subdivision, Phase 1, Section 10.



A motion was made by Commissioner Shell, seconded by Commissioner Smith to accept road construction and surface drainage improvements, release the Letter of Credit #20234033 in the amount of \$18,520.06, accept the maintenance bond #PB03016800850M12 in the amount of \$60,222.12, and accept the revegetation bond #PB03016800850M in the amount of \$7,786.86 for 6 Creeks subdivision, Phase 1, Section 10.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

39103 PLN-2204-PC; Hold a Public Hearing; Followed by discussion and possible action regarding the Oakridge Park, Section 5, Part of Lot 5 and Lot 6, Replat.

Judge Becerra opened the Public Hearing at 10:28 a.m. No comments were made. Judge Becerra closed the Public Hearing at 10:29 a.m. Colby Machacek, Development Services Planning Division, provided background on the property and stated staff recommends disapproval due to the outstanding deficiencies as provided in the comment letter in the back-up.

A motion was made by Commissioner Smith, seconded by Judge Becerra to disapprove Oakridge Park, Section 5, Part of Lot 5 and Lot 6, Replat (PLN-2204-PC).

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

39104 PLN-2218-PC; Call for a Public Hearing on July 11, 2023 followed by discussion and possible action regarding the Douglas Estates, D-11 Replat.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to call for a Public Hearing on July 11, 2023 followed by discussion and possible action regarding the Douglas Estates, D-11 Replat (PLN-2218-PC).

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

39105 PLN-2235-PC; Call for a Public Hearing on July 11, 2023 followed by discussion and possible action regarding the Hurlbut Ranch West, PT of Tract 23, Replat.

A motion was made by Commissioner Shell, seconded by Commissioner Smith to call for a Public Hearing on July 11, 2023 followed by discussion and possible action regarding the Hurlbut Ranch West, PT of Tract 23, Replat (PLN-2235-PC).

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

39106 Discussion and possible action to execute a Memorandum of Understanding (MOU) with the City of Kyle authorizing the use of city property to house the Remote Automatic Weather Station (RAWS); accept a Proposal in the amount of \$6,755.00 from Water & Earth Technologies (WET) for the RAWS relocation expenses; and authorize a discretionary exemption pursuant to Texas Local Government Code Ch. 262.024 (a)(7)(D).

A motion was made by Commissioner Cohen, seconded by Commissioner Shell to execute a Memorandum of Understanding (MOU) with the City of Kyle authorizing the use of city property to house the Remote Automatic Weather Station (RAWS); accept a Proposal in the amount of \$6,755.00 from Water & Earth Technologies (WET) for the RAWS relocation expenses; and authorize a discretionary exemption pursuant to Texas Local Government Code Ch. 262.024 (a)(7)(D).

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

Update on Hays County website development.

Kim Hilsenbeck, Hays County Communications Manager, reviewed the timeline of creating a new County website and presented the progress made so far. The Court provided feedback, and Hilsenbeck predicted project completion by the end of the year.

39107 Discussion and possible action to authorize the Local Health Department to utilize salary savings to hire one temporary Health Promotion Intern effective June 26 through September 30, 2023.



A motion was made by Commissioner Smith, seconded by Commissioner Cohen to authorize the Local Health Department to utilize salary savings to hire one temporary Health Promotion Intern effective June 26 through September 30, 2023.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra

4 - 0 Passed - Unanimously

39108 Discussion and possible action authorizing the County Judge to execute a Licensed Training Provider Agreement between Hays County and the American National Red Cross licensing Red Cross training materials and curriculum permitting County employees or volunteers to deliver instruction in Red Cross training courses.

A motion was made by Commissioner Smith, seconded by Commissioner Cohen to authorize the County Judge to execute a Licensed Training Provider Agreement between Hays County and the American National Red Cross licensing Red Cross training materials and curriculum permitting County employees or volunteers to deliver instruction in Red Cross training courses.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra

4 - 0 Passed - Unanimously

39109 Discussion and possible action to approve Amendment #2 to the Motor Vehicle License Registration Agent Agreement between Hays County Tax Assessor-Collector and HEB Grocery Company, LP.

Commissioner Smith spoke about the convenience this will bring to Dripping Springs residents once the new HEB location on Nutty Brown and 290 opens. Jordan Powell, Civil Division of the D.A.'s Office, noted a correction made to the amendment. Jenifer O'Kane, Tax Assessor-Collector, clarified that residents will be able to renew their vehicle registration at this HEB location starting July 5th.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to approve Amendment #2 to the Motor Vehicle License Registration Agent Agreement between Hays County Tax Assessor-Collector and HEB Grocery Company, LP.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra

4 - 0 Passed - Unanimously

39110 Discussion and possible action to approve the Assessment and Collection Agreements with Dripping Springs MUD (Municipal Utility District) 1.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to approve the Assessment and Collection Agreements with Dripping Springs MUD (Municipal Utility District) 1.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra

4 - 0 Passed - Unanimously

39111 Discussion and possible action to approve the Assessment and Collection Agreements with Mirasol Springs MUD (Municipal Utility District).

Commissioner Smith noted this is now located in Precinct 3.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to approve the Assessment and Collection Agreements with Mirasol Springs MUD (Municipal Utility District).

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra

4 - 0 Passed - Unanimously

39112 Discussion and possible action to approve the Assessment and Collection Agreements with Wild Ridge MUD (Municipal Utility District).

A motion was made by Commissioner Smith, seconded by Commissioner Shell to approve the Assessment and Collection Agreements with Wild Ridge MUD (Municipal Utility District).

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra

4 - 0 Passed - Unanimously



39113 Discussion and possible action to authorize the County Judge to execute a proposal with Ultimate Kronos Group (UKG) related to the Budget/Payroll Office implementing a new County-wide Timekeeping System.

Vickie Dorsett, Hays County Budget Officer, spoke about the new timekeeping system's features and compatibility with County departments, especially law enforcement agencies. The Court gave support for the new system. Daphne Tenorio, Hays County Treasurer, stated the new system will help cut down employee comp time accrual. Dorsett stated the new system is expected to go into use in the fall.

A motion was made by Commissioner Cohen, seconded by Commissioner Shell to authorize the County Judge to execute a proposal with Ultimate Kronos Group (UKG) related to the Budget/Payroll Office implementing a new County-wide Timekeeping System.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

39114 Discussion and possible action to authorize the Budget/Payroll Office to implement a payroll reduction authorization process for overpayments to county employees.

Vickie Dorsett, Hays County Budget Officer, reviewed overpayment correction plans. Judge Becerra gave support for a repayment plan. Mark Kennedy, General Counsel, noted this is an ongoing authorization, not a one-time authorization.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to authorize the Budget/Payroll Office to implement a payroll reduction authorization process for overpayments to county employees.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

39115 Discussion and possible action to authorize the Budget Officer to work with VALIC Financial Advisors on a "make-whole" contribution process to identify negative impacts on employees deferred compensation accounts as a result of missed contributions and amend the budget accordingly.

Vickie Dorsett, Hays County Budget Officer, explained the issue and stated the County will fund 10% of missed contributions plus labor. Daphne Tenorio, Hays County Treasurer, reviewed the timeline and stated the agenda item summary is inaccurate and the payments were made. Commissioner Shell clarified the 10% is to fund any interest that was not accrued, and if no interest was lost the money will be refunded to the County.

A motion was made by Commissioner Shell, seconded by Commissioner Cohen to authorize the Budget Officer to work with VALIC Financial Advisors on a "make-whole" contribution process to identify negative impacts on employees deferred compensation accounts as a result of missed contributions and amend the budget accordingly.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

39116 Discussion and possible action authorizing the County Judge to execute an Information Release Contract with the Texas Workforce Commission for the benefit of the Hays County Criminal District Attorney's Office.

A motion was made by Commissioner Shell, seconded by Commissioner Smith to authorize the County Judge to execute an Information Release Contract with the Texas Workforce Commission for the benefit of the Hays County Criminal District Attorney's Office.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

39117 Discussion and possible action to partner with Pet Prevent A Litter of Central Texas (PALS) to provide two Microchip Clinics in Hays County estimated at \$1,400.00 and amend the budget accordingly.

Commissioner Shell suggested funding this from the Tobacco Settlement Fund. Commissioner Smith asked to add funding for an additional clinic. Commissioner Shell stated the new amount would be \$2,100.



A motion was made by Commissioner Cohen, seconded by Commissioner Smith to partner with Pet Prevent A Litter of Central Texas (PALS) to provide three Microchip Clinics in Hays County estimated at \$2,100.00 and amend the budget accordingly.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

Clerk's Note: Executive Session began at 11:36 a.m. and resumed back into open court at 12:05 p.m.

Clerk's Note Agenda Item #L-1 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 and/or value of real property associated with Parks and Open Space Projects being considered by Hays County. Possible discussion and/or action may follow in open court. - WAS PULLED.*

39118 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 all individual positions of the Hays County Information Technology department. Possible discussion and/or action may follow in open court.

Commissioner Shell explained recent vacancies and the retirement of a long-time employee has created an opportunity for a restructuring of the IT department.

A motion was made by Commissioner Shell, seconded by Commissioner Smith to accept a restructure of the Information Technology Department to dissolve the vacant Judicial Financial Manager and establish 2 IT Application Support Analysts, grades 123, and 1 IT Judicial Data Analyst, grade 123, effective July 1, 2023, utilizing salary savings, as presented in Executive Session.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

39119 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 all individual positions of the Hays County Pre-trial Services. Possible discussion and/or action may follow in open court.

Judge Becerra spoke about the modernization of Hays County's judicial system.

A motion was made by Commissioner Shell, seconded by Commissioner Smith to create a progression plan for Pre-trial Officers levels I, II, and III, respectively grades 117, 119, and 121, and establish 1 Pre-trial Officer II, 2 Pre-trial Officer IIIs with one being a Mental Health Specialist, and 1 Administrative Assistant II, effective July 1, 2023, and authorize the Director to hire Officers up to the 25th percentile dependent on candidate qualifications, and purchase computer equipment, journaling products, and other operational needs, as presented in Executive Session, and amend the budget accordingly.

AYE: Commissioner Cohen, Commissioner Shell, Commissioner Smith, Judge Becerra
4 - 0 Passed - Unanimously

Clerk's Note Agenda Item #M-1 RE: *Discussion and possible action related to the burn ban. - 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. Current maximum jail capacity is 410 inmates. Jail Standards recommends holding 10% open, lowering current capacity to 368 inmates. The jail's daily average was 572 for the week of June 11, 2023, with a peak of 575 inmates on June 13, 2023. The estimated cost for outsourcing inmates this week was \$84,115. The average number of outsourced males is 236 and females is 1. This week's inmates were housed in the following counties: Atascosa, Comal, Haskell, and Maverick. The number of "paper-ready" inmates who are now wardens of the state is 39.

Clerk's Note Agenda Item #M-3 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 #M-4 RE: *Discussion and possible action regarding Hays County's use of federal or other grant funding related to COVID-19 response including but not limited to the American Rescue Plan Act (ARPA) and the Emergency Rental Assistance Program (ERAP).* - WAS PULLED.

Clerk's Note Agenda Item #M-5 RE: *Updates of community health assessment by local health department.* - WAS PULLED.

Clerk's Note Agenda Item #M-6 RE: *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.* - WAS PULLED.

Clerk's Note Agenda Item #M-7 RE: *Updates on measurable advancement of Pretrial Services to include the areas of staffing, equipment, training, operations and policy, by Director Pre-Trial Services Randy Focken.* - WAS PULLED.

ADJOURNMENT

A motion was made by Commissioner Shell, seconded by Judge Becerra to adjourn court at 12:07 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 20, 2023.



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

