

HAYS COUNTY COMMISSIONERS' COURT MINUTES



\*\*\*\*\*

JANUARY 26, 2021

STATE OF TEXAS \*  
COUNTY OF HAYS \*

ON THIS THE 26<sup>th</sup> DAY OF JANUARY 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         |
| 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:**

Chaplain Javier Maldonado of Christus Hospice Central Texas 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**

Elaine H. Cardenas, County Clerk, read Jamie Fulenwider's public comment regarding vaccine distribution for Hays County. Dan Lyon made a public comment regarding the Hays County Appraisal Review Board and possible legal action.

**36005 ADOPT A PROCLAMATION RECOGNIZING THE RIBBON CUTTING AND GRAND OPENING OF THE ACCEYSS (ASSOCIATION OF COLLABORATIVE COMMUNITIES EQUIPPING YOUTH FOR STEEAAM SUCCESS) NETWORK UNIVERSITY-COMMUNITY RESOURCE CENTER IN SAN MARCOS, TEXAS, ON JANUARY 21, 2021.**

Dr. Shetay Ashford-Henserd, Founder and President of the ACCEYSS network, stated this initiative started in 2017. She announced the growth the network is experiencing. Commissioner Ingalsbe thanked Ms. Ashford-Henserd for her passion and work with the youth. The court thanked the members of the network for sharing this program. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to adopt a proclamation recognizing the Ribbon Cutting and Grand Opening of the ACCEYSS (Association of Collaborative Communities Equipping Youth for STEEAAM Success) Network university-community resource center in San Marcos, Texas, on January 21, 2021. All present voted "Aye." MOTION PASSED.**

**36006 ADOPT A PROCLAMATION RECOGNIZING THE MONTH OF FEBRUARY 2021 AS BLACK HISTORY MONTH IN HAYS COUNTY.**

Vanessa Westbrook, Chair of the African American Heritage Committee of the Hays County Historical Commission, announced the list of events scheduled throughout the county. She noted many of the events have been modified to practice social distancing. She recognized several City Council members and the Planning Group that were present in court. She stated the Planning Group is made up of citizens from each precinct of the county. The court thanked all the members of the planning group for their work and dedication. The list of events can be found on the Hays County Historical Commission website. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to adopt a proclamation recognizing the month of February 2021 as Black History Month in Hays County. 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.**

Judge Becerra stated the county has held the first round of vaccine distributions. Alex Villalobos, Emergency Management Coordinator and Chief of Staff, thanked the citizens of Hays County, Office of Emergency Services, and county partners for their part in making the distribution of the vaccines run smoothly. He stated approximately 960 vaccines were distributed on January 25, 2021. He announced the second round of vaccine distributions will take place on February 1<sup>st</sup> and 2<sup>nd</sup> at the Performing Arts Center (PAC) in Kyle. Registration for

HAYS COUNTY COMMISSIONERS' COURT MINUTES



\*\*\*\*\*

JANUARY 26, 2021

the February vaccines will begin Friday January 29<sup>th</sup> at noon. There will be a phone number and online registration options. The court members stated they received many calls regarding the last distribution due to short notice and only online access for registration. The staff members have taken steps to correct this issue by sending out the registration notice to several media outlets, posting on websites, and setting up a phone line for citizens that do not use social media. Mike Jones, Emergency Services Director, stated there will not be any wasted vaccinations. He thanked San Marcos EMS and several other county partners for their help to get people vaccinated. Court members requested daily or weekly updates for vaccination information. No action was taken.

**36007 APPROVE PAYMENTS OF COUNTY INVOICES.**

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

**36008 APPROVE PAYMENT OF JUROR CHECKS.**

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

**36009 APPROVE THE PAYMENT OF UNITED HEALTHCARE CLAIMS.**

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

**36010 APPROVE COMMISSIONERS COURT MINUTES OF JANUARY 12, 2021.**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to approve Commissioners Court Minutes of January 12, 2021. All present voted "Aye." MOTION PASSED.

**36011 APPROVE THE PAYMENT OF THE JANUARY 31, 2021 PAYROLL DISBURSEMENTS IN AN AMOUNT NOT TO EXCEED \$3,840,000.00 EFFECTIVE JANUARY 29, 2021 AND POST TOTALS FOR WAGES, WITHHOLDINGS, DEDUCTIONS AND BENEFITS ON THE HAYS COUNTY WEBSITE ONCE FINALIZED.**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to approve the payment of the January 31, 2021 payroll disbursements in an amount not to exceed \$3,840,000.00 effective January 29, 2021 and post totals for wages, withholdings, deductions and benefits on the Hays County website once finalized. All present voted "Aye." MOTION PASSED.

**36012 AUTHORIZE THE PURCHASE OF TWO (2) AUTOMATED EXTERNAL DEFIBRILLATORS (AEDS) UTILIZING THE DEPARTMENT OF STATE HEALTH SERVICES COVID-19 COAG GRANT IN THE AMOUNT OF \$3,088 THAT WILL BE UTILIZED AT THE COVID-19 VACCINE SITE AND AMEND THE BUDGET ACCORDINGLY.**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the purchase of two (2) Automated External Defibrillators (AEDs) utilizing the Department of State Health Services COVID-19 CoAg Grant in the amount of \$3,088 that will be utilized at the COVID-19 vaccine site and amend the budget accordingly. All present voted "Aye." MOTION PASSED.

**Clerk's Note Agenda Item #10 RE: AUTHORIZE THE PURCHASE OF ONE (1) 21 CUBIT FT. ULTRA-COLD FREEZER UTILIZING THE DEPARTMENT OF STATE HEALTH SERVICES COVID-19 COAG GRANT IN THE AMOUNT OF \$7,328 THAT WILL BE USED TO STORE COVID-19 VACCINES. – WAS PULLED.**

**36013 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A CONTRACT BETWEEN THE HAYS COUNTY HEALTH DEPARTMENT AND HILL COUNTRY MED WASTE FOR MEDICAL WASTE DISPOSAL RELATED TO THE COVID-19 VACCINE CLINIC.**



A motion was made by Commissioner Shell, seconded by Commissioner Smith to authorize the County Judge to execute a contract between the Hays County Health Department and Hill Country Med Waste for medical waste disposal related to the COVID-19 vaccine clinic. All present voted "Aye." MOTION PASSED.

**36014      RATIFY THE SUBMISSION OF A GRANT APPLICATION AND ACCEPT THE GRANT AWARD FROM THE DEPARTMENT OF STATE HEALTH SERVICES FY21-22 IMMUNIZATION/LOCALS COVID-19 IN THE AMOUNT UP TO \$73,582.00 AND AMEND THE BUDGET ACCORDINGLY.**

A motion was made by Commissioner Shell, seconded by Commissioner Smith to ratify the submission of a grant application and accept the grant award from the Department of State Health Services FY21-22 Immunization/Locals COVID-19 in the amount up to \$73,582.00 and amend the budget accordingly. All present voted "Aye." MOTION PASSED.

**36015      AMEND THE DEPARTMENT OF STATE HEALTH SERVICE (DSHS) CORONAVIRUS 2019 (COVID-19) RESPONSE CONTRACT FOR EQUIPMENT RELATED TO VACCINE STORAGE RELATED TO COVID-19.**

A motion was made by Commissioner Shell, seconded by Commissioner Smith to amend the Department of State Health Service (DSHS) Coronavirus 2019 (COVID-19) Response Contract for equipment related to vaccine storage related to COVID-19. All present voted "Aye." MOTION PASSED.

**36016      AUTHORIZE DEVELOPMENT SERVICES DEPARTMENT TO ADMINISTRATIVELY GRANT EXTENSIONS TO CURRENT DEVELOPMENT AND ON-SITE SEWAGE FACILITY PROJECTS IMPACTED BY THE COVID-19 PANDEMIC.**

Commissioner Smith thanked Commissioner Shell and Caitlyn Strickland, Development Services Director, for their work on these projects, especially with the impacts of COVID-19. A motion was made by Commissioner Shell, seconded by Commissioner Smith to authorize Development Services Department to administratively grant extensions to current development and on-site sewage facility projects impacted by the COVID-19 Pandemic. All present voted "Aye." MOTION PASSED.

**36017      AUTHORIZE THE COUNTY JUDGE TO RENEW THE ANNUAL AGREEMENT BETWEEN PLATEAU LAND & WILDLIFE MANAGEMENT AND HAYS COUNTY IN THE AMOUNT OF \$3,189 FOR ANNUAL WILDLIFE MANAGEMENT SERVICES FOR THE DAHLSTROM PUBLIC ACCESS AREA.**

A motion was made by Commissioner Shell, seconded by Commissioner Smith to authorize the County Judge to renew the annual agreement between Plateau Land & Wildlife Management and Hays County in the amount of \$3,189 for annual wildlife management services for the Dahlstrom Public Access Area. All present voted "Aye." MOTION PASSED.

**36018      AMEND THE SHERIFF'S OFFICE OPERATING BUDGET FOR NEEDED VEHICLE REPAIRS IN WHICH INSURANCE PROCEEDS WERE RECEIVED.**

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

**36019      AUTHORIZE THE EXECUTION OF THE FY 2021 GRANT AGREEMENT WITH THE U.S. DEPARTMENT OF JUSTICE, DRUG ENFORCEMENT ADMINISTRATION FOR OVERTIME REIMBURSEMENTS RELATED TO THE SHERIFF'S OFFICE ORGANIZED CRIME DRUG ENFORCEMENT TASK FORCE (OCDETF) AND AMEND THE BUDGET ACCORDINGLY.**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the execution of the FY 2021 Grant Agreement with the U.S. Department of Justice, Drug Enforcement Administration for overtime reimbursements related to the Sheriff's Office Organized Crime Drug Enforcement Task Force (OCDETF) and amend the budget accordingly. All present voted "Aye." MOTION PASSED.



\*\*\*\*\*

JANUARY 26, 2021

**36020 APPOINT KYLE MYLIUS TO SERVE ON THE TAX INCREMENT REINVESTMENT ZONE (TIRZ) NUMBER 5 (DOWNTOWN) BOARD OF DIRECTORS, TO FILL A VACANCY LEFT BY BOBBY WARREN, FOR A TERM EXPIRING ON DECEMBER 31, 2021.**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to appoint Kyle Mylius to serve on the Tax Increment Reinvestment Zone (TIRZ) Number 5 (Downtown) Board of Directors, to fill a vacancy left by Bobby Warren, for a term expiring on December 31, 2021. All present voted "Aye." MOTION PASSED.

**36021 APPROVE UTILITY PERMITS.**

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

**36022 AUTHORIZE ON-SITE SEWAGE FACILITY PERMIT AND WAIVING ALL COUNTY FEES ASSOCIATED WITH THE ON-SITE SEWAGE FACILITY FOR VFW MEETING HALL & CHAPEL LOCATED AT 3400 EAST HWY 290, DRIPPING SPRINGS, TEXAS 78620.**

Commissioner Smith stated this item passed in court last year waiving the county fees associated with the on-site sewage facility. He asked if another motion should be made to waive the fees since the owner is in a new location. Caitlyn Strickland, Development Services Director, stated that would be appropriate. Commissioner Smith requested an amendment to include the continuation of waiving all county fees associated with this on-site sewage facility. Commissioner Ingalsbe agreed to amend her motion. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize On-Site Sewage Facility Permit and continue waving all county fees associated with the on-site sewage facility for VFW meeting hall & chapel located at 3400 East Hwy 290, Dripping Springs, Texas 78620. All present voted "Aye." MOTION PASSED.**

**36023 AUTHORIZE ON-SITE SEWAGE FACILITY PERMIT FOR DRIFTWOOD GOLF & RANCH CLUB LOCATED AT 416 THURMAN ROBERTS WAY, DRIFTWOOD, TEXAS 78619.**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize On-Site Sewage Facility Permit for Driftwood Golf & Ranch Club located at 416 Thurman Roberts Way, Driftwood, Texas 78619. All present voted "Aye." MOTION PASSED.

**36024 AUTHORIZE ON-SITE SEWAGE FACILITY PERMIT FOR 2 SINGLE FAMILY RESIDENCES AT 1860 MATHIAS LN, KYLE, TEXAS 78640.**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to Authorize On-Site Sewage Facility Permit for 2 Single Family Residences at 1860 Mathias Ln, Kyle, Texas 78640. All present voted "Aye." MOTION PASSED.

**36025 AUTHORIZE ON-SITE SEWAGE FACILITY PERMIT FOR 3 RENTAL CABINS (#1-3) LOCATED AT 3607 LONE MAN MOUNTAIN ROAD, DRIFTWOOD, TEXAS 78619.**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize On-Site Sewage Facility Permit for 3 rental cabins (#1-3) located at 3607 Lone Man Mountain Road, Driftwood, Texas 78619. All present voted "Aye." MOTION PASSED.

**36026 AUTHORIZE ON-SITE SEWAGE FACILITY PERMIT FOR 3 RENTAL CABINS (#4-6) LOCATED AT 3607 LONE MAN MOUNTAIN ROAD, DRIFTWOOD, TEXAS 78619.**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize On-Site Sewage Facility Permit for 3 rental cabins (#4-6) located at 3607 Lone Man Mountain Road, Driftwood, Texas 78619. All present voted "Aye." MOTION PASSED.



**36027      AUTHORIZE ON-SITE SEWAGE FACILITY PERMIT FOR 3 RENTAL CABINS (#7-9) LOCATED AT 3607 LONE MAN MOUNTAIN ROAD, DRIFTWOOD, TEXAS 78619.**

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize On-Site Sewage Facility Permit for 3 rental cabins (#7-9) located at 3607 Lone Man Mountain Road, Driftwood, Texas 78619. All present voted "Aye." MOTION PASSED.

**Clerk's Note Agenda Item #26 RE: AMEND VARIOUS DEPARTMENTAL OPERATING, SPECIAL REVENUE AND CAPITAL PROJECT BUDGETS IN PREPARATION THE COUNTY'S FY 2020 YEAR-END PROCESS. – WAS PULLED.**

**36028      AUTHORIZE THE CONSTABLE PRECINCT 5 OFFICE TO ACCEPT A \$2,000 DONATION FROM WAL MART, INC. FOR SUPPLIES RELATED TO COMMUNITY SERVICE PROGRAMS AND AMEND THE BUDGET ACCORDINGLY.**

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the Constable Precinct 5 Office to accept a \$2,000 donation from Wal Mart, Inc. for supplies related to community service programs and amend the budget accordingly. All present voted "Aye." MOTION PASSED.

**36029      AUTHORIZE THE SHERIFF'S OFFICE JAIL DIVISION TO UTILIZE EXISTING FUNDS TO PURCHASE A SEWER MACHINE TOTALING \$2,409.00 AND AMEND THE BUDGET ACCORDINGLY.**

Judge Becerra requested additional information regarding the sewer machine. Chief Davenport, Sheriff's Office, clarified the sewer machine is a snake to unclog pipes. A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the Sheriff's Office Jail Division to utilize existing funds to purchase a sewer machine totaling \$2,409.00 and amend the budget accordingly. All present voted "Aye." MOTION PASSED.

**36030      AMEND THE OAG MENTAL HEALTH GRANT BUDGET FOR CONTINUING EDUCATION FUNDS FOR STAFF TO ATTEND A 3-DAY VIRTUAL MENTAL HEALTH FIRST AID INSTRUCTOR TRAINING ON MARCH 1-3, 2021.**

A motion was made by Commissioner Smith, seconded by Commissioner Shell to Amend the OAG Mental Health Grant budget for continuing education funds for staff to attend a 3-day virtual Mental Health First Aid Instructor Training on March 1-3, 2021. All present voted "Aye." MOTION PASSED.

**36031      AUTHORIZE PAYMENT TO MOORE SUPPLY IN THE AMOUNT OF \$873.79 IN WHICH NO PURCHASE ORDER WAS ISSUED AS REQUIRED PER THE COUNTY PURCHASING POLICY.**

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize payment to Moore Supply in the amount of \$873.79 in which no purchase order was issued as required per the County Purchasing Policy. All present voted "Aye." MOTION PASSED.

**36032      APPROVE AND CONFIRM THE APPOINTMENT OF DANIEL CLAY LAW AS RESERVE DEPUTY CONSTABLE IN THE HAYS COUNTY CONSTABLE PRECINCT 1 OFFICE, EFFECTIVE DATE JANUARY 26, 2021.**

Constable Peterson, Precinct 1, introduced Daniel Law, Reserve Deputy. Commissioner Smith thanked Daniel Law for his previous work with Hays County and his assistance as the Caldwell County Sheriff with the jail population overflow. Commissioner Ingalsbe thanked him for his service and swore him in as a Reserve Deputy. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to approve, and confirm the appointment of Daniel Clay Law as Reserve Deputy Constable in the Hays County Constable Precinct 1 Office, effective date January 26, 2021. All present voted "Aye." MOTION PASSED.



\*\*\*\*\*

JANUARY 26, 2021

**36033 AUTHORIZE THE EXECUTION OF RESOLUTION AND GRANT APPLICATION SUBMITTAL TO THE OFFICE OF THE GOVERNOR, HOMELAND SECURITY GRANTS DIVISION FOR THE HAYS COUNTY HAZMAT TEAM MONITOR MAINTENANCE PROJECT IN THE AMOUNT OF \$10,000.**

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the execution of Resolution and grant application submittal to the Office of the Governor, Homeland Security Grants Division for the Hays County HazMat Team Monitor Maintenance project in the amount of \$10,000. All present voted "Aye." MOTION PASSED.

**36034 AUTHORIZE THE EXECUTION OF RESOLUTION AND GRANT APPLICATION SUBMITTAL TO THE OFFICE OF THE GOVERNOR, HOMELAND SECURITY GRANTS DIVISION FOR THE HAYS COUNTY HAZMAT TEAM CAPABILITY IMPROVEMENTS PROJECT IN THE AMOUNT OF \$72,450.00.**

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the execution of Resolution and grant application submittal to the Office of the Governor, Homeland Security Grants Division for the Hays County HazMat Team Capability Improvements project in the amount of \$72,450.00. All present voted "Aye." MOTION PASSED.

**36035 APPROVE ADDITIONAL SERVICES UNDER IFB 2017-B02 COUNTYWIDE DUMPSTERS WITH TEXAS DISPOSAL SYSTEMS FOR THE JAIL ADDITION FOR THE REMAINING CONTRACT PERIOD, ENDING SEPTEMBER 30, 2021.**

A motion was made by Commissioner Smith, seconded by Commissioner Shell to approve additional services under IFB 2017-B02 Countywide Dumpsters with Texas Disposal Systems for the Jail Addition for the remaining contract period, ending September 30, 2021. All present voted "Aye." MOTION PASSED.

**36036 AUTHORIZE THE COUNTY JUDGE TO EXECUTE SUPPLEMENTAL NO. 1 TO WORK AUTHORIZATION NO. 2 FOR A CHANGE IN COBB, FENDLEY & ASSOCIATES, INC'S SCOPE ON THE WINTERS MILL SAFETY IMPROVEMENTS PROJECT AS PART OF THE 2016 ROAD BOND PROGRAM.**

Commissioner Shell noted the changes that are being discussed are within the original compensation cap for the contract. A motion was made by Commissioner Shell, seconded by Commissioner Smith to authorize the County Judge to execute Supplemental No. 1 to Work Authorization No. 2 for a change in Cobb, Fendley & Associates, Inc's scope on the Winters Mill Safety Improvements project as part of the 2016 Road Bond Program. All present voted "Aye." MOTION PASSED.

**36037 HOLD A PUBLIC HEARING WITH POSSIBLE ACTION TO ESTABLISH A "NO DUMPING" ZONE ON PLUM CREEK ROAD SOUTH BETWEEN GRIST MILL ROAD AND THE LOW-WATER CROSSING.**

Judge Becerra opened the public hearing at 10:35a.m. No comments were made. Judge Becerra closed the public hearing at 10:35a.m. Commissioner Jones stated this area has become a place for people to dump trash. It is a difficult location for county employees to access, so there needs to be enforcement for dumping trash. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to hold a public hearing with possible action to establish a "No Dumping" zone on Plum Creek Road South between Grist Mill Road and the low-water crossing. All present voted "Aye." MOTION PASSED.

**36038 RELEASE THE REVEGETATION BOND #064816P IN THE AMOUNT OF \$14,571.85 FOR REUNION RANCH SUBDIVISION, PHASE 3, SECTION 3.**

Commissioner Smith stated this is another release for Reunion Ranch. A motion was made by Commissioner Smith, seconded by Commissioner Shell to release the revegetation bond #064816P in the amount of \$14,571.85 for Reunion Ranch subdivision, Phase 3, Section 3. All present voted "Aye." MOTION PASSED.



**36039 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN INTERLOCAL AGREEMENT BETWEEN HAYS COUNTY AND THE CITY OF KYLE REGARDING THE RECONSTRUCTION OF OLD POST ROAD (CR 134) FROM CR 158 TO FM 150 IN PRECINCT 1 AND AMEND THE BUDGET ACCORDINGLY.**

Commissioner Ingalsbe stated this item is for the reconstruction of Old Post Road. The county is partnering with the City of Kyle to get this project started. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the County Judge to execute an interlocal agreement between Hays County and the City of Kyle regarding the reconstruction of Old Post Road (CR 134) from CR 158 to FM 150 in Precinct 1 and amend the budget accordingly. All present voted "Aye." MOTION PASSED.**

**36040 AUTHORIZE COUNTYWIDE OPERATIONS | LOCAL HEALTH DEPARTMENT TO PURCHASE AND INSTALL A NEW GENERATOR AT THE MED PARK COVID-19 VACCINE CLINIC LOCATION IN THE AMOUNT OF \$25,586.**

Commissioner Ingalsbe stated the generator is required as a backup power for the COVID-19 vaccines. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize Countywide Operations | Local Health Department to purchase and install a new generator at the Med Park COVID-19 vaccine clinic location in the amount of \$25,586. All present voted "Aye." MOTION PASSED.**

**36041 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A VACCINE ADMINISTRATION AGREEMENT BETWEEN HAYS COUNTY AND CURATIVE MEDICAL ASSOCIATES, INC, FOR THE ADMINISTRATION OF COVID-19 VACCINES.**

Judge Becerra stated this item is in preparation for future vaccine distributions. Commissioner Ingalsbe stated that she wants to ensure anyone who wants the vaccine can obtain it. Mark Kennedy, General Counsel, stated the agreements currently in place regarding COVID-19 testing would be like the agreements for the vaccines. Commissioner Smith stated that to his knowledge no one is turned away from testing. He wants to ensure, that due to the limited amount of vaccines, that Hays County citizens will receive the vaccines first within the county. Mark Kennedy, General Counsel, stated that the contracts are being negotiated to include modification the court sees, as necessary. Alex Villalobos noted, per the State, vaccines cannot be limited to one area. Anyone can come to Hays County to obtain the vaccine. He added there is not out of pocket cost to citizens for the vaccine. He stated the continuation of the partnership with Curative Medical Associates Inc. is to reach vulnerable populations and have someone mobile to reach them. Commissioner Shell thanked the Emergency Management and Health Department. **A motion was made by Commissioner Shell, seconded by Commissioner Ingalsbe to authorize the County Judge to execute a Vaccine Administration Agreement between Hays County and Curative Medical Associates, Inc, for the administration of COVID-19 vaccines. All present voted "Aye." MOTION PASSED.**

**36042 RECONSTITUTE THE HAYS COUNTY PARKS AND OPEN SPACE ADVISORY COMMISSION (POSAC).**

Commissioner Shell stated the appointments are in the agenda back up. Judge Becerra stated he would support Commissioner Shell and Commissioner Ingalsbe's appointment for the at-large positions. The court named Carolyn Gonzales and Lori Olsen as the two at-large appointments. **A motion was made by Commissioner Shell, seconded by Commissioner Jones to reconstitute the Hays County Parks and Open Space Advisory Commission (POSAC). All present voted "Aye." MOTION PASSED.**

**36043 AUTHORIZE THE SHERIFF'S OFFICE TO PROCURE CREDIT CARDS IN AN AMOUNT NOT TO EXCEED \$1,500 FROM THE COUNTY DEPOSITORY BANK.**

Marisol Villarreal-Alonzo, Auditor's Office, stated she previously discussed with Chief Davenport, Hays County Sheriff's Office, to set the credit card limit at \$1,500.00 as per the credit card policy. Commissioner Jones stated that he would amend his motion to reflect that change. Chief Davenport stated the credit cards are needed to purchase food and drinks for extended crime scenes. These are crime scenes that take longer than normal for investigation. **A motion was made by Commissioner Jones, seconded by Commissioner Shell to authorize the Sheriff's Office to procure credit cards in an amount not to exceed \$1,500.00 from the County depository bank. All present voted "Aye." MOTION PASSED.**



\*\*\*\*\*

JANUARY 26, 2021

**36044 AUTHORIZE THE SHERIFF'S OFFICE TO CONVERT THREE (3) VACANT TRANSPORTATION DEPUTY POSITIONS TO CORRECTIONS OFFICER POSITIONS EFFECTIVE 2/1/2021 AND ONE (1) POSITION EFFECTIVE 4/1/2021; MOVE BUDGETED POSITIONS TO THE JAIL DIVISION OPERATING BUDGET AND AMEND THE BUDGET ACCORDINGLY.**

Chief Davenport, Sheriff's Office, stated recent law has changed to allow these positions to be converted to Corrections Officer positions. Commissioner Shell stated this item was discussed during collective bargaining negotiations, and all parties were in support of this move. Commissioner Ingalsbe noted this conversion is a savings to the county. Mark Kennedy, General Counsel, noted that in the future, items like this one will be listed as consent items on the agenda if approved by the court. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the Sheriff's Office to convert three (3) vacant Transportation Deputy positions to Corrections Officer positions effective 2/1/2021 and one (1) position effective 4/1/2021; move budgeted positions to the Jail Division operating budget and amend the budget accordingly. All present voted "Aye." MOTION PASSED.**

**36045 AUTHORIZE THE SHERIFF'S OFFICE TO ADD ONE (1) NEW CAPTAIN POSITION (MBS 11) FOR THE JAIL DIVISION EFFECTIVE 4/1/2021.**

Chief Davenport, Hays County Sheriff's Office, stated that Captain Villalpando, Hays County Sheriff's Office, will need additional help with staff. She is currently overseeing 200 employees, which is double the amount for most captains. Commissioner Shell and court members thanked Captain Villalpando for her work with the jail expansion. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the Sheriff's Office to add one (1) new Captain position (MBS 11) for the Jail Division effective 4/1/2021. All present voted "Aye." MOTION PASSED.**

**36046 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A REVISED PROFESSIONAL SERVICES AGREEMENT BETWEEN HAYS COUNTY AND TANIA GLENN & ASSOCIATES, PA FOR SERVICES RELATED TO AFTER-INCIDENT ASSESSMENTS, COUNSELING, AND TRAINING FOR DESIGNATED FIRST RESPONDERS.**

Commissioner Ingalsbe stated this item is for additional services that are not provided to first responders related to critical incidents. Commissioner Ingalsbe and Commissioner Shell stated it is important to provide these services to first responders. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the County Judge to execute a revised Professional Services Agreement between Hays County and Tania Glenn & Associates, PA for services related to after-incident assessments, counseling, and training for designated first responders. All present voted "Aye." MOTION PASSED.**

**36047 AWARD CONTRACT FOR IFB 2021-B04 LAWN & LANDSCAPE SERVICES TO TEXAN LANDSCAPE, LLC.**

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to award contract for IFB 2021-B04 Lawn & Landscape Services to Texan Landscape, LLC. All present voted "Aye." MOTION PASSED.

**36048 ADD JUDGE'S PROFESSIONAL LIABILITY INSURANCE POLICIES WITH THE TEXAS LAWYERS INSURANCE EXCHANGE (TLIE) FOR THE COUNTY COURT AT LAW JUDGE'S EFFECTIVE 2/1/2021.**

Mark Kennedy, General Counsel, stated the liability insurance is specific to Judges. Shari Miller, Human Resources Director, stated that even though Judges have some immunity that it does not exclude a claim or suit to be filed, so this is a supplemental insurance policy to help should that situation arise. Judge Becerra requested additional information regarding District Judges and Justice of the Peace Judges. Shari Miller, Human Resources Director, stated the District Court Judges are currently assessing a similar policy. She stated Lori Wiggins, Hays County Human Resources, found a gap in reviewing the Texas Association of Counties (TAC) policies. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to add Judge's Professional Liability Insurance Policies with the Texas Lawyers Insurance Exchange (TLIE) for the County Court at Law Judge's effective 2/1/2021. All present voted "Aye." MOTION PASSED.**





\*\*\*\*\*

JANUARY 26, 2021

**36049 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT (PSA) BETWEEN HAYS COUNTY AND HEART OF TEXAS DEMOLITION LLC TO PROVIDE DEMOLITION SERVICES FOR THE HUD FUNDED COMMUNITY DEVELOPMENT BLOCK GRANT DISASTER RELIEF (CDBG-DR) HOUSING PROGRAM.**

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the County Judge to execute a Professional Services Agreement (PSA) between Hays County and Heart of Texas Demolition LLC to provide Demolition Services for the HUD funded Community Development Block Grant Disaster Relief (CDBG-DR) Housing Program. All present voted "Aye." MOTION PASSED.

**Clerk's Note:** Executive Session began at 10:50 a.m. and resumed back into open court at 11:48 a.m.

**36050 EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.074 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING ALL INDIVIDUAL POSITIONS IN THE HAYS COUNTY INFORMATION TECHNOLOGY DEPARTMENT. POSSIBLE DISCUSSION AND/OR ACTION MAY FOLLOW IN OPEN COURT.**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to accept the Information Technology staffing proposal as presented in Executive Session: to Retitle the vacant Systems Analyst position to Network Architect (no grade change). Add two new positions, IT Support Specialist and IT Application Support Analyst grades 113 effective 2/1/2021. All changes to be funded through countywide attrition. All present voted "Aye." MOTION PASSED.

**36051 EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.074 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING THE DUTIES AND EMPLOYMENT OF THE HAYS COUNTY DEVELOPMENT SERVICES DIRECTOR. POSSIBLE DISCUSSION AND/OR ACTION MAY FOLLOW IN OPEN COURT.**

The court thanked Caitlyn Strickland, Hays County Development Services Director, for her service to the county, and wished her luck in her next venture. The court welcomed Marcus Pacheco, Hays County Development Services, and thanked him for taking over the interim position. **A motion was made by Commissioner Smith, seconded by Commissioner Jones to appoint Marcus Pacheco as interim Development Service Director effective 2/1/2021, and in doing so add a salary stipend of an additional \$1,000.00 per month while serving in this capacity. All present voted "Aye." MOTION PASSED.**

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

Nathan Mendenhall, Fire Marshall, recommended there be no burn ban at this time. No action was taken.

**Clerk's Note Agenda Item #52 RE: DISCUSSION RELATED TO THE HAYS COUNTY INMATE POPULATION, TO INCLUDE CURRENT POPULATION COUNTS AND COSTS. – WAS PULLED.**

**Clerk's Note Agenda Item #53 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 #54 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 11:52 a.m.

HAYS COUNTY COMMISSIONERS' COURT MINUTES




\*\*\*\*\*

JANUARY 26, 2021

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 January 26, 2021.



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

