



STATE OF TEXAS
COUNTY OF HAYS

ON THIS THE 25TH DAY OF MAY A.D., 1999, THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, MET IN REGULAR MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:

JAMES L. POWERS
DEBBIE GONZALES INGALSBE
H. S. "SUSIE" CARTER
WILLIAM "BILL" BURNETT
RUSS G. MOLENAAR
LINDA C. FRITSCHÉ

COUNTY JUDGE
COMMISSIONER, PCT. 1
COMMISSIONER, PCT. 2
COMMISSIONER, PCT. 3
COMMISSIONER, PCT. 4
DEPUTY COUNTY CLERK

WHEN THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Judge Powers called the meeting to order, and Deputy County Clerk Liz Gonzalez called the roll with all members present. Commissioner Molenaar gave the invocation and Commissioner Burnett led the Court in the Pledge of Allegiance to the American Flag and the Texas Flag.

PUBLIC COMMENTS

No public comments.

17829 HOLD A PUBLIC HEARING AND ESTABLISH TRAFFIC REGULATIONS AT THE INTERSECTION OF SKYLINE DRIVE AND SKYLINE SUMMIT IN PCT. 3

Judge Powers declared the public hearing open. No public input was received and the public hearing was closed. Commissioner Burnett spoke of Yield sign currently in place on Skyline Drive going east onto Skyline Summit. That sign needs to be a STOP sign because of a sight distance problem and this would eliminate the question of who has the ROW. A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to establish traffic regulations at the Intersection of Skyline Drive and Skyline Summit in Precinct 3 by placing a STOP sign on Skyline Drive going east onto Skyline Summit. All voting "Aye".

17830 APPROVE PAYMENT OF COUNTY INVOICES

A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve payment of county invoices in the amount of \$311,398.55 as presented by the County Auditor. All voting "Aye".

Vouchers Payable	\$ 508.32	Fines	\$ 50.00	Auditors Office	\$ 128.73
Treasurers Office	\$ 1,304.46	Extension Office	\$ 524.39	Grants Admin	\$ 98.25
Juvenile Probation	\$ 21,375.08	Election Admin	\$ 108.92	Comm & Soc Svcs	\$ 2,083.33
Transfer Station	\$ 5,911.91	Bldg Mtc. Dept.	\$ 15,831.14	Environ Health	\$ 689.88
Personal Health	\$ 9,123.33	Civic Center	\$ 4,674.51	Countywide Oper	\$ 25,869.45
Tax A/C	\$ 28.88	District Clerk	\$ 109.50	Sheriff's Dept	\$ 6,485.80
Jail Operations	\$ 35,990.40	County Judge	\$ 160.58	Human Resources	\$ 516.83
Co Crt @ Law 1	\$ 102.50	District Attorney	\$ 210.47	J.P. 1-1	\$ 477.80
J.P. 2	\$ 120.34	J.P. 3	\$ 20.50	J.P. 4	\$ 265.74
J.P. 5	\$ 393.35	DPS	\$ 1,192.16	Constable 1	\$ 285.67
Constable 2	\$ 14.85	Constable #4	\$ 81.37	Constable #5	\$ 61.25
Dist Court Oper	\$ 4,249.74	Co & JP Crt Oper	\$ 1,704.41	Veterans Admin	\$ 128.09
Computer Svcs	\$ 8,124.82	TJPC Salaries Grant	\$ 5,014.00	DPS/L&W	\$ 298.94
TABC Office	\$ 152.84	TJPC CCAP Grant	\$ 2,919.42	Assoc Judge/Family	\$ 80.40
Animal Control	\$ 2,321.00	Comm Crt Expenses	\$ 50.00	911 Adrrs Mtc	\$ 6.88
Title IV*E Juv Prob	\$ 4,092.42	Gen Fund Credit	<\$50.32>	R&B Operating	\$ 23,662.65
Precinct 1	\$ 18.62	Precinct 4	\$ 477.65	Road Reconstruction	\$ 38,595.94
R&B Gen Credit	<\$2,222.64>	Sheriff Abandon Veh	\$ 456.00	Rec Mng/Co Clk	\$ 5,132.22
Health Svcs Grants	\$ 56.00	Law Library Fund	\$ 319.24	Burnett Rd Dist I&S	\$ 36.60
Springlake Rd I&S	\$ 35.40	Sheriffs Spec Proj	\$ 147.60	Courthouse Security	\$ 70.00
Pioneer Rd Dist I&S	\$ 4.95	Medical/Dental Insur	\$ 150.00	Sheriffs Drug For	\$ 599.04
Certif of Oblig '97	\$ 79,966.95				

17831 APPROVE BUDGET AMENDMENT NO. 99-19

A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve Budget Amendment No. 99-19 as proposed by the County Auditor. All voting "Aye".



		FUND NO. 01 FUND TITLE GENERAL				AMENDMENT NO. 99-019 FY 99 BUDGET 05-25-99
LINE ITEM - EXPENDITURES	AMENDMENT	INCREASES	AMENDMENT		APPROPRIATION AS AMENDED	
	BEFORE		DECREASES			
CONSTABLE PCT. 2 (432):						
01-432-5717 Law Enf Eqpt	-0-	900			900	
01-432-5311 Travel	250			(250)	-0-	
01-432-5321 Dues & Bonds 300			(250)		50	
01-432-5331 Cont Ed	400		(400)		-0-	
Authorize and transfer cost of hand-held radio						
DISTRICT COURT OPERATIONS (436):						
01-436-5711 Court Eqpt	-0-	500			500	
01-436-5301 Jury Exp	30,000		(500)		29,500	
Authorize and transfer for jury-box chairs						
DISTRICT ATTORNEY OFFICE (423):						
01-423-5461 Printing	900	700			1,600	
01-423-5212 Postage	2,000		(200)		1,800	
01-423-5271 Fuel	1,500		(100)		1,400	
01-423-5311 Travel	400		(100)		300	
01-423-5411 Off Eqpt Maint 300			(300)		-0-	
Transfer for legal forms printing						
COUNTY & J.P. COURT (437):						
01-437-5305 Trial Exp	15,000		(450)		14,650	
COMPUTER SERVICES (456):						
01-456-5712 Data Proc Eqpt 51,135		450			51,585	
Transfer replacement cost of (2) video terminals for County Court to Computer Services budget						
BUILDING MAINTENANCE (410):						
01-410-5241 Maint Supplies 23,700		2,250			25,950	
01-410-5451 Contract Maint 20,000		4,250			24,250	
01-410-5457 A/C Maint	14,500	12,000			26,500	
01-410-5160 Insurance	23,880		(1,000)		22,880	
01-410-5419 Misc Eqpt Repair	2,000		(500)		1,500	
01-410-5452 Trash hauling	4,000		(1,500)		2,500	
01-410-5473 Eqpt Rental	1,500		(500)		1,000	
01-410-5741 Misc Capital Improv 44,996			(15,000)		29,996	
Transfer for A/C repairs from Personnel & Improvement savings						
THC/CLG NATIONAL REGISTER NOMINATION 2ND PHASE GRANT (720):						
01-720-5448 Contract Svcs	-0-	3,840			3,840	
REVENUE:						
01-381-3720 CLG/Nat'l Reg						
Nomination 2 nd Phase Grant			3,840		3,840	
Budget new Grant Award						
FUND NO. 08						
FUND TITLE Records Management/County Clerk						
RECORDS MANAGEMENT/COUNTY CLERK (445):						
08-445-5711 Office Eqpt	-0-	3,200			3,200	
08-445-5211 Office Supply	2,500		(2,500)		-0-	
08-445-5411 Off Eqpt Maint 700			(700)		-0-	
Transfer for authorized plat cabinet						

17832 APPROVE UTILITY PERMIT #99-105 ON CR234/CENTERPOINT ROAD TO C & B ASSOCIATES LTD.

A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve Utility Permit No. 99105 on CR234 (Centerpoint Road) issued to C & B Associates Ltd. for a fiber optic cable as submitted by the County Road Department. All voting "Aye". [utility installation approval in file]

HAYS COUNTY COMMISSIONERS' COURT MINUTES



17833 ADOPT RESOLUTIONS ADDING ASSISTANT COUNTY AUDITOR TOM MEADOWS AS AUTHORIZED SIGNER FOR HAYS COUNTY

County Treasurer Michele Tuttle advised that the County Auditor wishes to remove Paula Pond (former Assistant County Auditor) as authorized signer for Hays County accounts and add Tom Meadows (new Assistant County Auditor). A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to adopt a Government Investment Cooperative Resolution, a TexPool Resolution amending authorized representatives, and a Resolution modifying the authorized signatures on accounts with the Hartland Bank; by removing Paula Pond as authorized signer for Hays County and adding Assistant County Auditor Tom Meadows. All voting "Aye".

17834 APPOINT DR. SUE HARRISON TO THE HEALTH CARE SUBCOMMITTEE OF THE INFRASTRUCTURE COMMITTEE

A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to appoint Dr. Sue Harrison to the Health Care Subcommittee of the Infrastructure Committee. All voting "Aye".

17835 AUTHORIZE EXTENSION OF SUBSTATION LEASE FOR 2 YEARS AS PROVIDED IN LEASE AGREEMENT BETWEEN WIMBERLEY LIONS CLUB AND THE SHERIFF'S DEPARTMENT (\$1.00 PER YEAR)

A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to authorize extension of Sheriff's substation lease for two (2) years as provided in the Lease agreement between the Wimberley Lion's Club and the Sheriff's Department for the sum of \$1.00 per year. All voting "Aye".

17836 APPROVE CONVERSION OF A COMMUNICATIONS SUPERVISOR POSITION AND A COMMUNICATIONS POSITION INTO ONE POSITION OF SGT. OVER COMMUNICATIONS

Commissioner Carter asked about possible over staffing. Sheriff Montague spoke of grant approved for 7 commissioned officers and he would like a uniformed officer over communications. He wants to take 1 supervisor position and 1 communications position and create 1 position of Sgt. over Communications which will save the county money and this is something he feels will make his office run more efficient. Commissioner Carter spoke of this being a pay raise for one individual and deletion of what appears to be a non-essential position but she feels like this should be done in the budget process. She stated that she is becoming more uncomfortable with these issues coming before the court if its not an emergency. Sheriff Montague spoke of consolidating two positions for a savings to the county. Commissioner Molenaar spoke of consolidating staff and saving money and he supports savings during the year rather than waiting for the budget process. A motion was made by Commissioner Carter to table action. She spoke of adding more people than we delete. Commissioner Molenaar spoke of this not adding to the budget because it is paid for by grant. Motion died for lack of a second. A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve conversion of a communications supervisor position and a communications position into one position of Sgt. Over Communications in the Sheriff's Department. Commissioner Burnett stated that he would also like to wait for the budget process to address personnel issues, however, at the present time if consolidation saves tax money during the year he supports that action. Commissioner Ingalsbe spoke of work to be done by the committee reviewing the personnel policy. Commissioner Ingalsbe, Commissioner Burnett, Commissioner Molenaar, and Judge Powers voting "Aye". Commissioner Carter voting "No".

17837 APPROVE MILITARY SERVICE CREDIT APPLICATION FOR ROY W. STRAHAN (\$540) AND AUTHORIZE THE COUNTY AUDITOR TO AMEND THE BUDGET ACCORDINGLY.

Commissioner Carter asked about military service buyback. County Treasurer Michele Tuttle stated that it is part of the county retirement contract to allow employees to buy up to 3 years of military service. The employee must come up with the money required and the county must match that amount. The military time will be added to his county years of service and allow him to retire sooner. County Auditor Bill Herzog advised that the budget will have to be amended. A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve military service credit application for Roy W. Strahan and authorize the County Auditor to amend the budget in the amount of \$540.00 (county's contribution). All voting "Aye".



17838 LANIER RANCH ADDITION RESUB OF LOT 2B [18 lots] * PRELIMINARY PLAT APPROVAL

Allen Walther, Environmental Health Director, spoke of resubdivision of Lot 2B into 18 lots. He stated that the drainage issues have been resolved and staff recommends approval of preliminary plat. A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve preliminary plat of "Lanier Ranch Addition Resubdivision of Lot 2B". All voting "Aye".

17839 WIMBERLEY RANCH ESTATES [11 lots] * PRELIMINARY PLAT APPROVAL [T1-288]

Stan Starret, owner of 119.927 acres proposes to divide his property into 11 lots. Lots will access FM2325 from a privately maintained roadway (Wimberley Ranch Drive). Allen Walther, Environmental Health Director, gave staff recommendation for approval of preliminary plat. A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to approve preliminary plat of "Wimberley Ranch Estates" subdivision. All voting "Aye".

17840 LOST RIVER RANCHES SECTION II * FINAL PLAT APPROVAL [T1-305]

Allen Walther, Environmental Health Director, gave staff recommendation for approval of final plat. A motion was made by Commissioner Burnett, seconded by Commissioner Ingalsbe to approve final plat of "Lost River Ranches Section II" . All voting "Aye".

17841 TABLE ACTION TO AWARD CONTRACT FOR REGULATORY, WARNING AND OTHER ROAD SIGNS

Road Director Ron Bischoff advised that bids came in with no low bidder across the board (4 bids). He is not sure if the vendors will honor the contract with bids being broken apart. The current contract is with Custom Signs. Commissioner Carter asked about breakaway signs and hazards. County Auditor Bill Herzog asked to postpone until issues are resolved. A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to table action at this time on awarding contract for regulatory, warning, and other road signs. All voting "Aye".

17842 AWARD CONTRACT TO AMERICAN PRESSURE WASH & MAINTENANCE INC. FOR BRUSH CUTTING AND CULVERT CLEANING [T1-412]

Only 1 bid was received for brush cutting and culvert cleaning services: American Pressure Wash & Maint. Inc. (Kyle). A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to award the brush cutting and culvert cleaning contract to American Pressure Wash & Maintenance Inc. All voting "Aye".

17843 DISCUSSION REGARDING VACANCIES IN THE ROAD DEPARTMENT, SHORTFALL IN FUNDS, & POSEY ROAD WITH ACTION TO PROVIDE ADDITIONAL FUNDS

[T1-434] Road Director Ron Bischoff provided information regarding the Road Department and he spoke of shortage of funds He advised that he needs approximately \$300,000.00 for materials and there are other outstanding items (ROW, etc). Vacancies in the Road Dept. could absorb the road bond crew salaries but there is still \$230,000 needed for bond road materials. He spoke of need to move utilities on Posey Road and bills that have not come in on McCarty Lane and Pump Station Road. Commissioner Carter requested an accounting of the \$600,000.00 that was previously budgeted. Ron Bischoff advised that the majority of that went to materials. Discussed engineering that must be done. Ron Bischoff advised that he has not gotten the plans on some of these roads. [T1-1199] A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to provide the Road Department budget with additional funding of \$95,000 out of Infrastructure Improvements line item #01-414-5743 of the Countywide Operating Budget. Ron Bischoff spoke of scheduling problems and stated that he needs direction from the Court on how they want him to proceed. Commissioner Molenaar spoke in support of continuing with bond road projects. He spoke of limiting work to bond roads and priority roads and not on work orders for the remainder of this fiscal year. Additional time is needed to determine how to proceed with bond road projects in the future. No more bond funds are available. Commissioner Molenaar, Commissioner Burnett, and Judge Powers voting "Aye". Commissioner Carter voting "No" and Commissioner Ingalsbe abstained.

17844 ACTION REGARDING PREPARATION OF BIDS FOR THE ACQUISITION OF 3 NEW DUMP TRUCKS AND SETTING ASIDE MONEY FOR THEIR PURCHASE T1-608]

Road Director Ron Bischoff spoke of need for new dump trucks (will take 9 months to receive the trucks) we have 15 dump trucks (7 or 8 are in poor shape). The new trucks will replace 3 of the old dump trucks with larger trucks. Commissioner Burnett spoke of need to discuss what we want out of the road department and where we are going before making any major equipment purchases. Ron Bischoff spoke of how the dump trucks will be used. Commissioner Molenaar suggested holding a workshop next week. County Auditor Bill Herzog advised that the court will not have the next fiscal year budget proposal for possibly another two months. Commissioner Carter felt like the court needs an accounting of expenditures. Commissioner Burnett advised that the Auditors office has that information readily available. A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to table action on equipment purchase until next week. All voting "Aye".

HAYS COUNTY COMMISSIONERS' COURT MINUTES



VOLUME R PAGE 372
1999

MAY 25,

17845 ACTION REGARDING ROAD DEPARTMENT WORK REQUESTS AND SUBSECQUENT SHORTFALLS IN THE CURRENT BUDGET [T1-751]

Road Director Ron Bischoff spoke of work requests since last October. He does not have the funds to complete all requests. Discussed requests to repair pot holes. His budget was based on the priority list and he has exceeded the amount estimated for work orders. Commissioner Burnett spoke of substantial growth in all areas of the county and Pct. 2 received the majority of those funds. He stated that we have a unitary road system and the court had decided to not continually call the road department because we all work and we need to let the Road Director do his job. Some pot holes will not get fixed tomorrow. Ron Bischoff spoke of \$310,000.00 needed for materials to finish out the priority list for this fiscal year. There is no separate line item for work

orders in his budget. Commissioner Carter spoke of degrading roads east of IH35. She spoke of drainage problems in Pct. 2 and she feels like we are causing some of those drainage problems. Commissioner Burnett asked about work orders in Pct. 3. He feels like if we have crews falling behind, we need to out source those positions. Ron Bischoff spoke of Pct. 3 crew production is slow compared to the other areas. Commissioner Ingalsbe asked if it is possible to transfer some funds from other line items. Ron Bischoff advised that probably some funds out of contractor line item could be used. County Auditor Bill Herzog spoke of FEMA flood damage funds (received \$510,000 from FEMA) and he advised that the Court could declare an emergency and reimburse the Road Dept. operating budget for funds expended for flood damage (\$207,000+ plus Stagecoach Road project) out of reserve funds. Commissioner Molenaar spoke of having 40% of the roads in the county and his is not wanting to give up his priority roads. Commissioner Carter spoke of need for a fair reflection of need and condition of the roads. Commissioner Molenaar feels like Ron Bischoff is very professional and is doing a great job with the road department. A motion was made by Judge Powers, seconded by Commissioner Molenaar to instruct Special Counsel, Auditor, and Road Dept. to come back to the court next week with a suggestion for course of action regarding work requests and shortfalls in the Road Department budget. All voting "Aye".

17846 CALL FOR A PUBLIC HEARING ON JUNE 8, 1999 TO ESTABLISH TRAFFIC REGULATIONS AT THE INTERSECTION OF THURMAN AND ALPINE ROADS (OFF HILLIARD ROAD) - YIELD SIGNS [T1-1380]

A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to call for a public hearing to be held on June 8, 1999 to establish traffic regulations at the intersection of Thurman Road and Alpine Road (off Hilliard Road) – Yield signs. All voting "Aye".

17847 CALL FOR A PUBLIC HEARING ON JUNE 1, 1999 TO ESTABLISH TRAFFIC REGULATIONS AT THE INTERSECTIONS OF CR 157 (OLD GOFORTH ROAD) AND PRAIRIE WIND DRIVE [T1-1398]

A motion was made by Commissioner Carter, seconded by Commissioner Ingalsbe to call for a public hearing on June 1, 1999 to establish traffic regulations at the intersections of CR157/Old Goforth Road and Prairie Wind Drive. All voting "Aye".

17848 CALL FOR A PUBLIC HEARING ON JUNE 8, 1999 TO ESTABLISH TRAFFIC REGULATIONS ON CR191 EAST [T1-1411]

A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to call for a public hearing on June 8, 1999 to establish traffic regulations on CR191 East. All voting "Aye".

Commissioner Molenaar requested that these items be put on consent agendas in the future. Winton Porterfield advised that he will be responsible for posting the public hearing as an action item if the court wants him to. Discussed publication of notices. Winton Porterfield advised that he publishes the notices where the Commissioner specifies and subdivision publications are put in the San Maricis Daily Record as required by law. Commissioner Molenaar spoke of need to publish notices in the newspapers in the area of the county being affected.

LEGISLATIVE COMMITTEE REPORT [T1-1535]

Legislative Committee/Infrastructure Committee member T. J. Higginbotham gave an update on legislation being addressed at this time. He spoke of some of the issues related to House Bill 2823 and Senate Bill 1896.

17849 ACCEPT BID ON PROPERTY HELD IN TRUST (DELINQUENT TAX PROPERTY) [T1-1614]

Michele Tuttle spoke On behalf of Luanne Caraway. There is a 44% judgment recovery and the Wimberley ISD has approved the bid. Commissioner Burnett spoke of this property having been off the tax roll since 1981. Allen Walther, Environmental Health Director, advised that most of the roads in this subdivision have not been built. A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to accept bid of \$3,000 from Michael Morrison for Lots 15, 74 & 77 Block 1 Timmeron Subdivision Section 1. All voting "Aye".

HAYS COUNTY COMMISSIONERS' COURT MINUTES



MAY 25, 1999
373

VOLUME R PAGE

17850 APPROVE HIRING A ROAD MAINTENANCE WORKER SPECIALIST AT A GRADE 20 STEP 5 TO ACCOMMODATE HIS EXPERIENCE AND THE CURRENT MARKET AVERAGE [T1-1660]

County Treasurer Michele Tuttle spoke of problems hiring experience employees because of the current market (there are 14-15 open positions in the Road Department at this time). She advised that the City of San Marcos is also having a difficult time keeping experienced road maintenance personnel and they are re-grading those positions. A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve

hiring a Road Maintenance Worker Specialist at a Grade 20 Step 5 to accommodate his experience and the current market average. All voting "Aye".

17851 APPROVE THE TAX ABATEMENT REQUEST FROM AMERICAN NATIONAL POWER (7 YEAR 100% TAX ABATEMENT) [T1-1741]

Hugh Jackson (Project Manager of American National Power) , John Boswell (Greater San Marcos EDC), and David Robinson (Hays County Economic Development Subcommittee) were present. Commissioner Ingalsbe spoke of tax abatement being sought. The abatement will be on improvements only and they will pay taxes on the property, personal property, and inventory (\$152,030 property value). She advised that 27 new jobs will be created with average hourly rate of \$22. They will be using the treated effluent from the city of San Marcos wastewater treatment plant and no direct usage from the Edwards aquifer. They will donate approximately 15-20 acres for a park with an endowment for park maintenance. Commissioner Burnett spoke of plans for reconstruction of Francis Harris Lane (county roadway) after construction of the plant rather than before. Upgrade of this road was proposed by the Road Dept. and that repair will be put off until after construction of the plant. Hugh Jackson advised that they will repair Francis Harris Lane from Old Bastrop Highway to the plant site. Commissioner Burnett spoke of economic development subcommittee working on this. David Robinson, member of the subcommittee, spoke of looking at tax abatements for the county. They discussed this project and it was determined that by doing away with the agricultural exemption it will generate additional tax money for the county. The City of San Marcos approved this tax abatement. He stated that it is not a done deal for the county and this company is also looking at Comal County as a possible location. He spoke of advantages to having the plant located in Hays County. Commissioner Burnett spoke of money that will be received by the San Marcos School District (will receive \$5.4 million per year after abatement) from taxes. He felt like it makes sense environmentally and economically. Hugh Jackson spoke of there being a very limited amount of chemicals that will be used on sight and state of the art technology will be used. John Boswell spoke of prevailing ruling: the City of San Marcos could approve the abatement even if the county does not. David Robinson spoke of subcommittee determination. Commissioner Burnett spoke in support of the 7 year tax abatement. He spoke of Comal County's lower tax rate because of their economic development. Hugh Jackson spoke of proposed parkland on Francis Harris Lane (there are two ponds on the property) and they will provide an endowment for park maintenance. Commissioner Burnett felt like the Tax Assessor-Collector should administer tax abatements. John Boswell (City of San Marcos) spoke of the City's part in this tax abatement (reporting). This property will be voluntarily annexed into the city limits due to city services being provided. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to approve a 7-year 100% tax abatement to American National Power and instruct special counsel to draft a tax abatement agreement between Hays Energy Limited Partnership and Hays County and to furthermore, authorize the County Judge to sign the agreement. All voting "Aye".

17852 APPROVE PURCHASE OF A LASER RADAR GUN FOR DPS AT DRIPPING SPRINGS SUBSTATION AND AUTHORIZE A BUDGET AMENDMENT [T1-2281]

Commissioner Molenaar spoke of Hwy 290 traffic problems. He state that he brought in DPS/south Austin and the revenues have dramatically increased in that area. Commissioner Molenaar spoke of how the laser radar guns work (will be used in school zones) and he feels like it will pay for itself. He spoke of South Austin DPS and the revenue that have generated for JP4 & JP5. This laser gun also measures distances and will help in homicide investigations as well. He feel like it will cause a drop in traffic accidents. A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve purchase of a laser radar gun for the South Austin DPS to be assigned to Corporal Dana Moore in the Dripping Springs Substation in the amount of \$3,673 to be funded out of countywide operating contingencies. Commissioner Carter felt like this should be looked at in the budget process. Judge Powers spoke of high speed problems on SH290. Commissioner Molenaar advised that the laser gun will also be used on other roads as well (district covers SH290 and everything north of SH290. Commissioner Ingalsbe, Commissioner Burnett, Commissioner Molenaar and Judge Powers voting "Aye". Commissioner Carter abstained.

HAYS COUNTY COMMISSIONERS' COURT MINUTES



**VOLUME R PAGE 374
1999**

MAY 25,

17853 APPROVE PROVIDING THE FIRE MARSHAL WITH A USED VEHICLE FROM THE SHERIFF'S DEPARTMENT AND A RADIO SYSTEM FOR THAT VEHICLE * APPROVE TRANSFER OF FUNDS FOR MISC. EQUIPMENT [T1-2454]

Commissioner Molenaar spoke of discussion with the new Fire Marshal regarding use of a used Sheriff's Dept. vehicle (1995 Crown Victoria w/150,000 miles). Commissioner Burnett spoke of problems with rolling over vehicles at 100,000 miles. He felt like the Court needed to consider a new vehicle during the budget process. Fire Marshall Mark Chambers spoke of concern he has in using his personal vehicle. He has had retaliation in the past using his personal vehicle. Commissioner Ingalsbe spoke of need to get an inventory of equipment and put it out for auction and the court needs to discuss vehicle issues that continue to come before the court. She

is concerned about repairs that are necessary for a vehicle with high mileage. Commissioner Carter stated that she would like to see these types of issues during the budget process. A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to provide the Fire Marshal with a used vehicle from the Sheriff's Department and transfer the vehicle allowance line item in his budget to vehicle maintenance effective June 1, 1999. Commissioner Ingalsbe, Commissioner Burnett, Commissioner Molenaar and Judge Powers voting "Aye". Commissioner Carter abstained. Commissioner Molenaar advised that bids were received for a radio system for the vehicle. Fire Marshal Mark Chambers spoke of equipment that was in the office is not workable. Bids obtained were from Motorola (\$2291) and APW Electronics (\$1545.16). Commissioner Burnett advised that he should go through purchasing for price quotes. There are funds available in the Fire Marshal's continuing education line item. A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to authorize transfer of the \$2600 from continuing education line item to the misc. expense line item. Hugh Jackson (National Power Supply) stated that they will be working closely with the Fire Marshal and his company will supply a car radio and a hand-held unit for the Fire Marshal. The Court thanked Mr. Jackson for this contribution. All voting "Aye".

Item #28 on the agenda [ALLOW THE FIRE MARSHAL TO HAVE AND MAINTAIN AN ARSON DOG] was pulled from the agenda.

17854 INSTRUCT THE TRAVEL POLICY COMMITTEE TO LOOK AT REQUESTS FOR VEHICLES [T1-3026]

Personal Health Director Gay Helmly spoke of staff that needs a vehicle for travel. This would help the social worker that travels daily and has to transport people on occasion and for the TB Control person. Commissioner Molenaar spoke of advantage to having a county identified vehicle. He spoke of a jeep that might be available temporarily from the Sheriff's Dept. There are funds in the Health Dept. budget for vehicle maintenance and repair. Commissioner Ingalsbe spoke of committee to look at the personnel policy and they could address issues such as this. She asked if this action could be postponed to a later date. Gay Helmly spoke of risk involved in clients being transported in personal vehicles. If they were allowed to have a used vehicle now it would allow them to be able to determine if a new vehicle should be considered in the next budget. She spoke of difficulty in getting transportation for TB patients because of health risk and special arrangements needed. Commissioner Burnett spoke of problem he has with using vehicles with high mileage and possibility of high maintenance costs. Commissioner Carter spoke of need to take a close look at these requests. A motion was made by Commissioner Carter, seconded by Commissioner Ingalsbe to have the Travel Policy Committee look at all the requests for vehicles so that we can have a consistent policy. Commissioner Ingalsbe, Commissioner Carter, Judge Powers, and Commissioner Burnett voting "Aye". Commissioner Molenaar voting "No".

PRESENTATION REGARDING INDIGENT CARE ISSUES AND NEW LEGISLATION BEING INTRODUCED [T1-3368]

Personal Health Director Gay Helmly, Margie Rodriguez/Indigent Health Care Coordinator, and Kathy McCormick/Regional Coordinator for Region 7 appeared before the Court. Margie Rodriguez spoke of House Bill 1398 which will increase the income guidelines and which will increase the number of clients being served. This action will also increase the amount of money required for services. The Bill may require basic health care services rather than being limited to major medical services which will greatly increase the funds required. She is concerned about whether her budget will cover the required costs. Optional health care services: includes ambulatory surgical centers, diabetic/coloscopy medical supplies and equipment, durable medical equipment, home and community health care services, services provided by licenses master medical social workers, and the list goes on (dental care, vision care, etc). She spoke of dental care/ emergency care can be costly. It will be another week before the legislation is passed. Medicaid is for birth to 18 years of age or an older person who is disabled. If Medicaid is denied, they will go to the county indigent health care program. \$250,000 was budgeted for Indigent Health Care and she is currently looking at \$76,000 in expenditures with four more months of the fiscal year. Kathy McCormick spoke of legislation lowering the legal liability to 8% (currently at 10%). Lowering the percentage to 8% will allow more counties to obtain funds from the State after they have reached their maximum. The current \$5 million that is available will be increased to \$20 million in state assistance funds. Commissioner Molenaar spoke of increase in county funds that will have to be expended because we are not currently spending our 10%. Commissioner Burnett spoke of lowering the threshold will help (from 10% to 8%). Gay Helmly spoke of exceptions that have been made that could not be counted towards to 10% and now you will be able to count more cases toward the 8%. Kathy McCormick spoke of additional services that could be provided and counted toward the 8% which would be more cost effective. Possible implementation would be January 1, 2000. Margie Rodriguez spoke of hospitals that are not getting paid for services provided to indigents and her concern for their operations. Commissioner Ingalsbe spoke of future disbursements of "tobacco money" would be affected by HB1161 and would go to the University of Texas Assistance. Margie Rodriguez spoke of welfare reform that denied services to clients with drug and alcohol related problems and they are applying for indigent health care services.

HAYS COUNTY COMMISSIONERS' COURT MINUTES



MAY 25, 1999
375

VOLUME R PAGE

ADJOURNED

MINUTES APPROVED IN OPEN COURT ON THE _____ DAY OF _____, 1999.

JAMES L. POWERS, COUNTY JUDGE

LEE CARLISLE, COUNTY CLERK

