



JULY 6, 1999

VOLUME R PAGE 411

**STATE OF TEXAS
COUNTY OF HAYS**

ON THIS THE 6TH DAY OF JULY 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. All members were present. Commissioner Molenaar gave the invocation and Commissioner Carter led the Court in the Pledge of Allegiance to the American Flag and the Texas Flag.

PRESENTATION BY LCRA REGARDING GROWTH MANAGEMENT PLAN FOR NORTHERN HAYS COUNTY

Robert Kulik & Bob Williams appeared before the court. Robert Kulik spoke of supplying water service from the Colorado River to northern Hays County. He advised that this water is coming with baggage - it will have political and environmental baggage. Hays County will need to plan infrastructure, roads, open space, parks, EMS & law enforcement due to growth that will occur. They wanted to take the opportunity and discuss these matters and they need Commissioner Court support in order to proceed. Bob Williams spoke of his experience in urban planning. He spoke of growth and how it affects communities. There are hazards involved in growth: natural and cultural need to be maintained, open spaces will be consumed, it disturbs wildlife and other natural features, government begins to operate in a stop gap process and becomes a crisis re-active organization versus a pro-active control mechanism, and infrastructure radically becomes inadequate and transportation gets out of control and causes congestion and air pollution. Positive aspects of growth: there is an increase in tax base, new housing developments, create new jobs and opportunities, create an atmosphere of economic development, it will expand commercial and retail businesses and new opportunities for a lot of people. It will also create more needs (law enforcement, EMS, infrastructures, etc.). A growth management plan is important for northern Hays County for the following reasons: to maintain a positive "quality of life" for citizens; to put in place tools that allow the stakeholders the opportunity to direct and manage growth rather than be overwhelmed by the influx of people and facilities; to address the Federal and State requirements in a satisfactory manner; to have a plan in place that provides policies, standards, and regulations administered by the county and key communities; and to ensure water for northern Hays County. Growth management is a simple process for the public to find ways to resolve the problems and issues stemming from the changing character of communities because of rapid growth. Key elements of the plan: Must be Proactive – The public/governmental activity is designed to guide the private development process. Dynamic Process – Foresees an evolving and ever-changing program of activities. It is a process of evaluating trends and managing results. Anticipates/Accommodates – Develop next activities and needs. Its primary goal is to foresee and shape the scope and character of future development such as: Infrastructure, governmental policies and actions, and accommodation vs. limitations. Provides A Forum And Process – To determine appropriate balance between competing development goals. Key – Development of a workable plan for future growth and action. Local Objectives Of Growth Management Must Include Both Local And Regional Concerns – All future development should reflect region-wide needs and goals as well as local needs and goals. Tools available for growth management: Designated growth areas, promotion of Infill and redevelopment, Extra-Jurisdictional controls, limit growth (permits & moratoriums). Protection of natural resources and environmental qualities can be accomplished by land acquisition, conservation planning/zoning, water quality/erosion control regulations, mitigation of development impacts, and watershed planning and management. Comprehensive plans and zoning ordinances lay out a framework of development that is responsive to the availability and efficiency of expanding infrastructure systems (streets, water, sewer lines, libraries, parks, etc.), adequate public facility requirements, and impact fees and special districts. Other ways to create a desirable quality of life is with design reviews (special guidelines and procedures used to review the design of proposed projects and buildings), historic and architectural preservation, neighborhood conservation, and landscape ordinances. Regional and State guidance of community development influence the patterns and character of community growth most directly by using two types of mechanisms: Coordination of local planning and Reviews of development of regional impact. Regional and state agencies have powers to review large-scale project proposals that might affect several local jurisdictions. This is why all the stakeholders need to be involved in the growth management process. The stakeholders for this growth management plan include Barton Springs/Edwards Aquifer (water quality), GBRA (retail services and water quality), TRNCC (water quality standards), US Fish & Wildlife Service (endangered species act), Environmental Protection Agency/EPA (effects of the environment of the region), Water Development Board (funding for the water line), Texas Dept. of Transportation/TxDOT (Hwy 290 and Hamilton Pool Road transportation needs), City of Dripping Springs (growth management and water for present citizens and new development), County of Hays (growth management plan and water for development), and Bee Caves (involved in the regional water plan of LCRA).



VOLUME R PAGE 412
JULY 6, 1999

They would like a representative from all these stakeholders to work through the process. A meeting will be held July 12th to produce a scope of services for a planner. A resolution is needed from the County to participate. As the process moves along, they may consider additional areas to be included in the plan. Commissioner Molenaar spoke of area to be included in planning and in future planning. Judge Powers spoke of his concern about other counties that are experiencing rapid growth. Bob Williams advised that Williamson County, and other counties, are working on a plan at this time. Robert Kulik spoke of U.S. Fish & Wildlife Services having a responsibility to protect endangered species. They believe a regional growth management plan would allow the community to set its own standards and priorities so that they (US F&WS) will not have to be involved in land use controls on a development by development basis. Commissioner Molenaar spoke of US Fish & Wildlife Service does not want to manage land use but they want us to manage land use the way they want us to and not the way we want to. Bob Williams advised that if you have a plan in place, it will give you the strength you need for land management. If you do not have a plan, the U.S. Fish & Wildlife Service will management your land for you. Judge Powers spoke in support of this plan. A motion was made by Commissioner Molenaar to appoint Commissioner Molenaar and Allen Walther to the planning group. Motion died for lack of second. Commissioner Burnett, Commissioner Carter and Judge Powers requested additional time before taking action. Robert Kulik spoke of people who will make decisions regarding this plan. The public will voice their opinion on setting priorities to those people. Commissioner Carter spoke of average taxpayer being caught up in the growth problems (increased taxes with no increase in salaries) and she feels like we are taking away their ability to afford their homes. Bob Williams spoke of need to control the growth by planning. The various entities will have to take care of their job and there will be no new bureaucracy created. There is no limit to the number of people that can be appointed to the planning group. No action taken this date.

17933 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 \$374,216.26 as presented by the County Auditor. All voting "Aye".

| | | | | | |
|---------------------|--------------|--------------------|---------------|--------------------|--------------|
| Auditors Office | \$ 1,654.85 | Extension Office | \$ 248.53 | Juvenile Probation | \$ 110.42 |
| Election Admin | \$ 59.50 | Comm & Soc Svcs | \$ 156,549.33 | Transfer Station | \$ 2,973.22 |
| Bldg Mtc. Dept | \$ 3,969.48 | Environ Health | \$ 244.16 | Personal Health | \$ 1,166.84 |
| Civic Center | \$ 149.60 | Countywide Oper | \$ 16,400.69 | Tax A/C | \$ 118.52 |
| District Clerk | \$ 392.40 | County Clerk | \$ 478.00 | Sheriffs Office | \$ 10,205.93 |
| Jail Operations | \$ 16,324.22 | County Judge | \$ 19.39 | Human Resources | \$ 173.28 |
| District Attorney | \$ 2,419.20 | J.P. 1-1 | \$ 20.20 | J.P. 1-2 | \$ 138.00 |
| J.P. 2 | \$ 13.59 | J.P. 3 | \$ 195.93 | J.P. 4 | \$ 341.04 |
| J.P. 5 | \$ 359.50 | DPS | \$ 1,718.65 | Constable 1 | \$ 12.27 |
| Constable 3 | \$ 61.54 | Constable 4 | \$ 75.00 | Constable 5 | \$ 24.00 |
| District Court Oper | \$ 4,146.23 | Co & JP Crt Oper | \$ 4,618.37 | Veterans Admin | \$ 677.50 |
| Computer Svcs | \$ 32,200.44 | TJPC Salaries Grnt | \$ 331.55 | DPS/L&W | \$ 185.77 |
| Fire Marshal/EMC | \$ 166.50 | TABC Office | \$ 344.21 | TJPC CCAP Grant | \$ 1,028.98 |
| Assoc Judge/Family | \$ 275.00 | CJD/VOCA Grant | \$ 566.93 | Gen Fund Credit | <\$35.00> |
| Ad Valorem Tax | \$ 67,106.00 | R&B Operations | \$ 3,646.42 | Precinct 1 | \$ 399.43 |
| Precinct 2 | \$ 7763.80 | Precinct 4 | \$ 405.01 | Road Reconstruct | \$ 39,915.90 |
| Rec Mng/Co Clk | \$ 74.59 | Health Svcs Grants | \$ 339.25 | Law Library | \$ 100.00 |
| Courthouse Security | \$ 77.10 | Sheriffs Drug Forf | \$ 135.00 | | |

17934 APPROVE UTILITY PERMIT #99-222 ON COUNTY ROAD 211

A motion was made by Commissioner Molenaar , seconded by Commissioner Ingalsbe to approve Utility Permit #99-222 on County Road 211 issued to Bluebonnet Electric Cooperative, Inc. as submitted by the County Road Department. All voting "Aye".

17935 APPROVE BUDGET AMENDMENT NO. 99-026

A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve Budget Amendment No. 99-026 as proposed by the County Auditor. All voting "Aye".

| | | | | | |
|-----------------------------------------------------------------------------------------------------------------------|------------------|------------------|------------------|----------------|--------------|
| | | | | | NO. 99-026 |
| | | | | | FY 99 BUDGET |
| | | | | | 07-6-99 |
| FUND NO. 01 | | | | | |
| FUND TITLE GENERAL | | | | | |
| | APPROPRIATION | AMENDMENT | | APPROPRIATION | |
| | BEFORE | | | AS | |
| LINE ITEM - EXPENDITURES | AMENDMENT | INCREASES | DECREASES | AMENDED | |
| AUDITOR (401): | | | | | |
| 01-401-5101 FICA/RET | 49,577 | | (2,375) | 47,202 | |
| Transfer cost of computer system and replacement printer from personnel savings/Auditor's office to computer services | | | | | |
| GRANTS ADMINISTRATION (404): | | | | | |
| 01-404-5101 FICA/RET | 8,962 | | (67) | 8,895 | |
| 01-404-5213 Books | 1,175 | | (78) | 1,097 | |
| 01-404-5461 Printing | 150 | | (75) | 75 | |
| Transfer for cost of 17" monitor from Grants to Computer Services | | | | | |

COMPUTER SERVICES (456):

01-456-5712

Computer Eqpt

51,585

2,595

54,180

HAYS COUNTY COMMISSIONERS' COURT MINUTES



JULY 6, 1999

VOLUME R PAGE 413

17936 APPROVE THE COMMISSIONERS' COURT MINUTES OF MAY 1999

A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve the Commissioners' Court Minutes of May 1999 as presented by the County Clerk. All voting "Aye".

17937 CONVERT GOVERNMENTAL LIAISON POSITON (GRADE 27) TO LEGAL SECRETARY (GRADE 23)

Personnel Coordinator Britney Richey requested the conversion of the Governmental Liaison position from a Grade 27 to a Legal Secretary position for Special Counsel at a Grade 23 which is consistent with the District Attorney's legal secretaries. This position is currently unfilled. A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve conversion of the Governmental Liaison position from a Grade 27 to a Legal Secretary position for Special Counsel at a Grade 23. All voting "Aye".

17938 APPROVE APPOINTMENT OF SUSAN MILLER AND DAVID WATTS TO THE HAYS COUNTY CHILD WELFARD BOARD (RELACING ANGOLITE TOBIAS AND TERRY PACHECO)

A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve appointment of Susan Miller and David Watts to the Hays County Child Welfare Board replacing Angolite Tobias and Terry Pacheco. All voting "Aye".

17939 CALL FOR A PUBLIC HEARING ON JULY 20, 1999 TO ESTABLISH TRAFFIC REGULATIONS AT THE INTERSECTION OF RED RANCH ROAD AND HENLY LOOP (STOP SIGN)

A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to call for a public hearing to be held on July 20, 1999 to consider establishing traffic regulations at the intersection of Red Ranch Road and Henly Loop (place a stop sign at Red Ranch Road entering Henly Loop). All voting "Aye".

17940 ADOPT A RESOLUTION AUTHORIZING THE CANCELLATION AND ABANDONMENT OF THAT SECTION OF TREETOP LANE BETWEEN LOT 6 BLOCK M AND LOT 1 BLOCK R GREEN PASTURES SUBDIVISION SECTION 2 AND THE SALE OF THIS PROPERTY TO THE ADJOINING PROPERTY OWNERS [T1-627]

Environmental Health Director Allen Walther advised that the court previously discussed this item. There was to be a survey provided, however, it has not yet been submitted. Special Counsel Jacquelyn Collum-Murphy advised that the court can take action today and she will prepare the deed when the survey is given to her. A motion was made by Commissioner Carter, seconded by Commissioner Burnett to adopt a resolution authorizing the cancellation and abandonment of that Section of Treetop Lane between Lot 6 Block M and Lot 1 Block R Green Pastures Subdivision Section 2 and the sale of this property to the adjoining property owners. All voting "Aye".

RESOLUTION

A RESOLUTION BY THE HAYS COUNTY COMMISSIONERS COURT, CONVEYING ITS INTEREST IN AND TO A PORTION OF GREEN PASTURES SUBDIVISION RIGHT-OF-WAY TO THE ABUTTING OWNER(S), ACCORDING TO THE PROVISIONS OF CHAPTER 263.002 OF THE TEXAS LOCAL GOVERNMENT CODE

WHEREAS, Hays County owns a right-of-way interest in that portion in Section 2 of Green Pastures Subdivision between 523 Lilac Way, Block M Lot 6 and 601 Lilac Way, Block R Lot 1; and

WHEREAS, Hays County has received a request from the abutting property owners, Douglas and Gayla Field, petitioning Hays County to consider the abandonment of said right-of-way; and

WHEREAS, after determining that there is no public need for Hays County or any other surrounding property owner(s) to retain said right-of-way, it is the decision of the Commissioners' court of Hays County that action be taken to release the same to the abutting property owner(s) in the proper and legal manner; and

WHEREAS, the Hays County Appraisal District has been appointed as the Appraiser to appraise the value of the interests of Hays County in said right-of-way, the interest being only the rights to the right-of-way and not to the fee simple title of the land; and

WHEREAS, the said Appraiser has determined that the fair market value of the rights to the said right-of-way is EIGHTEEN HUNDRED FIFTY DOLLARS and NO CENTS (\$1,850.00) and thus by making the sale of the said right-of-way to the abutting property owner(s), the County of Hays will be complying with all sections of Chapter 263, Section 263.002 and that the sale of said right-of-way in this particular instance has been determined by a fair appraisal and is conclusive of the fair market value thereof.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS:

THAT, Hays County, acting by and through its County Judge, shall executed a quitclaim deed to Douglas and Gayla Field conveying all of its right, title and interest in and to the public right-of-way described on Attachment "A" upon receipt of Eighteen Hundred Fifty Dollars and no cents (\$1,850.00) from said property owner(s), the same being the

value of said land as determined by the appraisal, which is conclusive of the fair market value thereof. The said grantee shall also pay reasonable legal fees, appraisal fees, recording costs and all closing costs relative to the preparation of this resolution and the quitclaim deed. The Hays County Clerk is hereby directed to note the cancellation of the public right-of-way on the applicable plat.

ADOPTED BY THE HAYS COUNTY COMMISSIONERS' COURT THIS THE 6TH DAY OF JULY, 1999.

HAYS COUNTY COMMISSIONERS' COURT MINUTES



VOLUME R PAGE 414
JULY 6, 1999

17941 GRANT A VARIANCE TO MINIMUM SHARED ACCESS DRIVEWAY LENGTH FOR THE PROPOSED SUBDIVISION OF THE TIMKO PROPERTY OFF FISCHER STORE ROAD INTO THREE LOTS [T1-661]

The Wimberley Ranch Properties Ltd. submitted a request for a variance from the county road construction standards to allow for the Timko property off Fischer Store Road to be subdivided into 3 tracts and utilize the existing 40' wide access drive which is presently serving the property. The variance requested is to allow for a shared access drive (SAD) which exceeds the limitation of 1320 feet in length. This variance is requested due to the size of the tracts and the limited amount of traffic on the proposed roads. Environmental Health Director Allen Walther stated that this is the only way this property can be developed. The SAD is to be part of Tract 2 and no further development can occur. Commissioner Burnett spoke of this parcel being subdivided in 1975 with this 40 ft access and the tracts being proposed are large acreage tracts with no further resubdivision. Commissioner Burnett spoke of deed restrictions prohibiting resubdivision of the property. Allen Walther advised that the subdivision plat would be considered at a later date. A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to grant a variance to minimum shared access driveway length for the proposed subdivision of the Timko property off Fischer Store Road into three lots. All voting "Aye".

17942 MEADOW VISTA SUBDIVISION * PRELIMINARY PLAT APPROVAL [T1-765]

Environmental Health Director Allen Walther advised that this is a 51 lot development located on CR157. It will be a phased development. He gave staff recommendation for approval of preliminary plat. A motion was made by Commissioner Carter, seconded by Commissioner Ingalsbe to approve preliminary plat of "Meadow Vista Subdivision". Commissioner Ingalsbe, Commissioner Carter, Judge Powers, and Commissioner Burnett voting "Aye". Commissioner Molenaar was absent for this vote.

17943 AUTHORIZE THE COUNTY JUDGE TO SUBMIT A GRANT PROPOSAL TO THE U.S. DEPT. OF JUSTICE FOR UP TO \$295,000.00 (SCHOOL RESOURCE OFFICERS) [T1-790]

Grants Administrator Richard Salmon advised that Superintendents from Wimberley ISD, Hays CISD, and Dripping Springs ISD have requested the County participate with them in establishing School Resource Officers on their campuses. Grant funds from the Dept. of Justice would provide 100% funding for the first three years. Thereafter the school districts have agreed to provide ¾ of the cost of salary and benefits for each officer. Superintendent Mike Hinojosa from the Hays Consolidated School District spoke to the court requesting a resource officer for the Junior High School and they will work this into their budget after the expiration of the grant. Sheriff Montague advised that the officers will take training courses during the summer, assist in summer school, and perform other duties associated with the Sheriff's Dept. The vehicle (used vehicle) and equipment for each officer will be provided by the Sheriff's Dept. and the school provides an office and a data line back to the Sheriff's Dept. Sheriff Montague spoke of duties performed by the Resource Officer (they teach some law enforcement classes and are available to the school at all times). Mr. Hinojosa spoke of how these officers assist the schools (takes a pro-active approach – they talk to students about law enforcement and maintains a crimestoppers program). Commissioner Ingalsbe felt like SRO's are very effective. Charlie Johnson (new resident of Wimberley) spoke of rodeo held in Wimberley this weekend and he thanked and commended the Sheriff's Dept. for their assistance. He spoke in support of law enforcement in the schools. A motion was made by Judge Powers, seconded by Commissioner Molenaar to authorize the County Judge to submit a grant proposal to the U.S. Department of Justice for up to \$295,000.00 and to enter into an interlocal agreement with the school districts. All voting "Aye".

17944 ADOPT A RESOLUTION AFFIRMING THE COUNTY JUDGE'S APPOINTMENT OF A TEMPORARY JUSTICE OF THE PEACE PCT. 1 PLACE 1 AND AUTHORIZE PAYMENT OF SALARY [T1-955]

Judge Powers spoke of J.P. Polanco having been called to military duty (he is expected to be absent from his duties for a nine month period). In his absence Judge Powers has appointed Macel Sullivan as temporary J.P. 1-1 as authorized by state law. She is a qualified person as required by statute since she has previously served as J.P. 1-1. Commissioner Burnett read the resolution. A motion was made by Judge Powers, seconded by Commissioner Molenaar to adopt the resolution affirming the County Judge's appointment of a temporary Justice of the Peace Precinct 1 Place 1 and authorize payment of salary. All voting "Aye".

RESOLUTION AFFIRMING COUNTY JUDGE'S APPOINTMENT OF A TEMPORARY JUSTICE OF THE PEACE TO FILL A VACANCY CAUSED BY A TEMPORARY ABSENCE AND AUTHORIZATION BY THE COMMISSIONERS' COURT TO PAY THE SALARY OF THE TEMPORARY JUSTICE OF THE PEACE

WHEREAS, Hays County Justice of the Peace Precinct 1 Place 1 Juan Polanco will be temporarily absent from his office for an undetermined period due to involuntary military service; and

WHEREAS, Section 27.055 Texas Government Code, provides for the appointment of special and temporary justices by the Hays County Judge and further provides that the County Judge appoint a "qualified person" which is defined as a person who has served as a justice of the peace for not less than four and a half years; and

WHEREAS, Hays County Judge Jim Powers hereby appoints former Justice of the Peace Macel Sullivan as an interim Justice of the Peace for Precinct 1 Place 1 to fulfill the regular duties of the Justice of the Peace until Justice Polanco is released from his involuntary military service; and
WHEREAS, Section 27.055(b) provides that the Commissioners' Court shall compensate the temporary justice in an amount equal to the compensation of the regular justice.
NOW, THEREFORE, BE IT RESOLVED, that Macel Sullivan is hereby appointed as a temporary Justice of the Peace to fill an absence caused by the involuntary military service of Justice Juan Polanco and **BE IT FURTHER RESOLVED**, that Macel Sullivan shall receive a salary in an amount equal to the compensation paid to Justice Juan Polanco.

ADOPTED THIS THE 6TH DAY OF JULY, 1999.
HAYS COUNTY COMMISSIONERS' COURT MINUTES



JULY 6, 1999
VOLUME R PAGE 415

DISCUSSION REGARDING TITLE 30 ENVIRONMENTAL QUALITY PART I OF THE TEXAS NATURAL RESOURCE CONSERVATION COMMISSION'S CHAPTER 213 EDWARDS AQUIFER RULE [T1-1074]

Commissioner Molenaar spoke of this rule going into affect on June 1, 1999. He spoke of contributing zone that was added and he spoke of increased cost for water abatement. We could take on the authority but the State would get all the fees. He spoke of requirement for permits and erosion control devices that will be required of the county when performing road work (\$200,000+). He advised that the EPA will regulate one acre and above and TNRCC will regulate 5 acres and up. Commissioner Molenaar read definition of regulated activities: clearing, excavation, or other activities which alter or disturb topographic or existing storm water runoff characteristics of a site. He stated that in the rules, you can clear the vegetation, but you cannot disturb the earth. Allen Walther, Environmental Health Director, spoke of exemptions: resurfacing of existing roadways. Road Director Ron Bischoff advised that you would not have to get a permit but you would have to put up erosion control devices. Allen Walther spoke of "best management practices" required by the new rules. There will be a cost to the county related to these rules. This will greatly affect the Road Department budget. Ron Bischoff spoke of not having figured in all the cost that will be involved in his budget request. County Auditor Bill Herzog spoke of money spent to date for pollution abatement. Ron Bischoff spoke of additional costs associated with pulling shoulders and installing culverts. Commissioner Molenaar spoke of plan that must be submitted in order to obtain a permit. Phil Savoy (Take Back Texas) spoke of legislative session and provisions in the water code. He spoke of hearings held (since 1975) regarding wastewater discharge - no regulatory authority was given to the commission other than holding hearings. The bureaucrats approached the water commission (fka Water Quality Board) to get the Legislature to amend their statutory authority to allow them to set up fees and Legislation passed in 1992 giving them this authority. He spoke of Hays County and Travis County coming into the program (no record of who asked for that inclusion). He spoke of resolutions that were submitted requesting postponement of the new rules and they agreed to postpone them until June 1, 1999. They would like more resolutions to halt this process for one year and allow a select committee, along with three Senators and three Representatives to help with legislative input, to receive input that has been put on the table by the Water Commission, evaluate it, and have the ability to hear from the general public.. The Committee would consist of a representative from the Water Commission; one representative appointed by the County Judges of Comal County, Kenny County, Medina County, and Uvalde County; two representatives appointed by the County Judge's of Bexar County, Hays County, Travis County, & Williamson County; three members appointed by the Commission as follows: 1 representative of the residential building industry who resides in the county, 1 registered professional engineer who has extreme experience in designing subdivision stormwater infrastructure within the Edwards Aquifer region and 1 representative of a non-profit organization that is dedicated to environmental conservation). An analysis was done for Williamson County and they felt that full implementation would cost them \$30 million. He spoke of his concerns about eliminating a significant amount of water from the recharge area (retention and detention ponds will hold the water until evaporated). Phil Savoy asked if anyone is having a problem with sediment in their water? If there is a problem, lets identify that problem based on data. [If it ain't broke, don't fix it] He is concerned about eliminating runoff and not allowing the water to recharge the aquifer. He spoke of cost for consultants to prepare the plan. He urged the court to adopt a resolution. He read a letter from Senator Armbrister. The Water Commission is up for sunset review next session. The City of Austin is exempt from the rules (Colorado River Basin). Commissioner Molenaar spoke of Hays County having an impact on the rules (it was originally one acre tracts instead of five acres). He spoke of meetings that were held and changes made to the original proposed rules and he feels like the City of Austin was an instigator to most of this (they don't want growth in northern Hays County). He feels like the U.S. Fish & Wildlife Service will enforce S.O.S. rules. There is no documentation whatsoever that exist regarding the Edwards aquifer. Phil Savoy voiced his concern about retention ponds that will prevent water from reaching the aquifer because it will be cheaper to put in retention/detention ponds. [T1-2125] Jerry Faskas stated that he moved to Austin from Houston and then moved to Dripping Springs to enjoy a rural setting. He spoke of ordinances becoming more and more onerous and expensive. He does not want to see the high density that these rules will create. He spoke of need for a cushion for the low density developer. He believes in good roads and drainage. He want good development ordinances but he doesn't want it to create high density. He wants the water development ordinance to be user friendly. Commissioner Molenaar spoke of booklet he put together regarding water availability so that members of the court can review it. He stated that the LCRA water line will service only those developments that currently exist. He spoke of developments that are already serviced by Hill Country Water Supply. A formal resolution will be presented next week. T. J. Higginbotham spoke in support of the resolution and he requested individual letters from the County Commissioners in Pct. 2, 3, & 4. No action taken this date.

Court was adjourned.

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

JAMES L. POWERS, COUNTY JUDGE
COUNTY CLERK
H A Y S COUNTY, TEXAS

LEE CARLISLE,
H A Y S COUNTY, TEXAS

