



STATE OF TEXAS □

COUNTY OF HAYS □

ON THIS THE 28TH DAY OF MARCH A.D., 2000, THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, MET IN REGULAR MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:

JAMES L. POWERS	COUNTY JUDGE
DEBBIE GONZALES INGALSBE	COMMISSIONER, PCT. 1
H. S. "SUSIE" CARTER	COMMISSIONER, PCT. 2
WILLIAM "BILL" BURNETT	COMMISSIONER, PCT. 3
RUSS G. MOLENAAR	COMMISSIONER, PCT. 4
LEE CARLISLE	COUNTY CLERK

WHEN THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Judge Powers called the meeting to order and gave the invocation and Commissioner Burnett led the Court in the Pledge of Allegiance to the Flags.

18548 ADOPT A PROCLAMATION DECLARING APRIL 3-9, 2000 AS "PUBLIC HEALTH WEEK" IN HAYS COUNTY

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to adopt Proclamation declaring April 3-9, 2000 as "Public Health Week" in Hays County. All voting "Aye"

**Proclamation of the Commissioners' Court
Declaring April 3 – 9, 2000 as
Public Health Week in Hays County**

WHEREAS, Public Health Week will be observed in Hays County during the week of April 3 – 9, 2000, which will celebrate *Texas Youth: Our Key to a Healthy Future*; and

WHEREAS, Public Health professionals protect everyone, everyday, everywhere from infectious diseases and environmental threats and educate residents about the benefits of healthful behaviors in avoiding chronic diseases; and

WHEREAS, Public Health workers and their partners are celebrating Public Health Week in Texas with this year's *Texas Youth: Our Key to a Healthy Future* to advance the well-being of young people from birth through age 18 by building "developmental assets" needed to grow up healthy, caring and responsible; and

WHEREAS, Public Health workers recognize that we need to empower the youth in Texas to minimize their risks from substance abuse, intentional or unintentional injuries, sexual behaviors, violence and suicide and enhance good dietary and physical activity behaviors; and

WHEREAS, Public Health professionals recognize that we need to provide positive experiences for the youth in Texas through supportive environments and enriching opportunities for growth; and

WHEREAS, Public Health professionals recognize that the Youth in Texas need to develop a lifelong commitment to education and learning, to develop strong values to guide their choices, skills and competencies that equip them to make positive choices, build relationships and succeed in life; and develop a strong sense of their own power, purpose, worth and promise; and

WHEREAS, hundreds of Public Health professionals throughout Texas dedicate themselves to improving and maintaining the health of their young citizens;

NOW, THEREFORE BE IT RESOLVED that the Hays County Commissioners Court proclaims the week of April 3-9, 2000 as

PUBLIC HEALTH WEEK

In Hays County, Texas and commends the many employees and volunteers for their outstanding dedication to maintain and improve the health of their fellow citizens.

Adopted this the 28th day of March 2000



HAYS COUNTY COMMISSIONERS' COURT MINUTES



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PRESENTATION BY NEAL KOCUREK CONCERNING A MULTI-COUNTY PEER REVIEW OF TRANSPORTATION RELATED PROJECTS

Neal Kocurek spoke of need for a peer review of the mobility plan for central Texas. A 3rd party consultant will be brought in to review the CAMPO plan and other plans to see what TxDot is doing in this particular area (an independent peer review). There are significant expenditures that will be made. A statement of work has been put together and they are looking for bidders. They have received support and funding from Williamson County, City of Round Rock, Cedar Park, Travis County, City of Austin, and possibly from the City of San Marcos. He asked the Hays County Commissioners' Court for financial support. He presented members of the court with copies of the plan. He spoke of "statement of work" (pg 11). Work would be contracted through CAMPO and the Executive Committee & representatives from each county, which would serve to overview the work of the consultant. Williamson & Travis counties have each committed \$15,000, City of Austin = \$50,000, Round Rock \$15,000, Cedar Park = \$5,000-10,000, City of San Marcos = \$10,000 (they are having second thoughts about participation), and LCRA = \$25,000. \$100,000 for Phase 1 study (bids came in at \$200,000) they will seek additional dollars from the private community. Concept is to go out for request for qualifications and those will be evaluated and request for proposals will then be sought. The study could be done in 120 days. Interagency agreements are needed for funding. Commissioner Burnett (CAMPO member) spoke of modifications to RFP(unanimously agreed upon by the CAMPO Executive Committee) and then amendments were made that he feels are counter-productive. He spoke of Austin's domination of CAMPO. He is not in favor of funding at this point - he would support funding of original RFP (adopted by Executive Committee). Neal Kocurek spoke of need for a peer review of the mobility plan. It is difficult to come up with something that everyone is comfortable with. He hopes the court will support and participate in the plan - we have not lost the part originally started with.

ANNUAL REPORT FOR THE SOUTH HAYS COUNTY EMERGENCY SERVICE DISTRICT #3

Buddy Martin, President of the South Hays county Emergency Service District #3, presented a report regarding the status of the South Hays County ESD#3. The Board consists of the following members and their beginning date with the board and their present positions on the board:

Buddy Martin	October 1997	President
Val Almandarez	January 1998	Vice President
Diane Cliett	January 1998	Secretary
Sharon O'Brien	February 1998	Treasurer

Last year when they came before this court, they did not have a history of financial responsibility. They were determined to hold the line on taxes to establish an operational base line for the district. They now have a bookkeeping system in place and they will undergo their first ever legitimate audit for the year 1999. Due to the failure by the previous volunteer fire department to submit proper paperwork, the Insurance Standards Office (ISO) rating for our district was set at 10, which is the very worst rating. Realizing that they had to improve the rating as soon as possible, the board voted this last August to raise the tax rate to cover the cost of new equipment and training with the specific intention to lower the ISO rating and they should be able to qualify for a rating of 8 this year. A rating of 8 would result in a savings of almost \$300 annually for a \$100,000 dwelling. They have purchased two new 300 horsepower 1,000 gallon capacity fire engines and all the necessary equipment to put these two trucks up to ISO standards. He advised that the SHVFD had a total of 260 runs for 1999 and he commended those volunteers. It is estimated that they will probably make over 450 runs this year. Three members are currently in fire school (a 9 month school – 4 nights per week for up to 4 hrs per night). Upon successful completion, the district plans to reimburse these men for their commitment to the department. The department has recently received some much needed donations of equipment from the San Marcos Fire Department and the West Lake Fire Department. They have upgraded the communication equipment and further upgrades are currently in the planning stage. Application has been made to the State Fire Marshall's Association for certification and a computer was recently donated to the department which will allow internet and e-mail access for reporting purposes. To continue the pursuit of excellence for the ISO rating, the department needs and office and classroom space (see item #21 of the agenda) and he urged the court to pass their request. It is their understanding that the county equipment facility on San Antonio Street is under consideration for donation to the city as a park. Mr. Martin strongly urged the Court to designate that property for the headquarters for the South Hays Volunteer Fire Department. Proper facilities for parking trucks would be provided as well as the area maintained in a neat and orderly fashion consistent with any fire station. Citizens always like to have a fire station in their neighborhood. They are in the process of contracting with a consultant with many years of experience in emergency service districts and they will be looking to this gentleman for guidance on how they can operate more efficiently. Plans for the next 3 to 5 years include the following: □ continue on a course of doing what is necessary to further reduce the ISO rating while providing the best fire protection possible. Their goal is to have a rating of 6. □ Locate at least 3 substations throughout the district. Currently there is active interest in locating one on RR12 in the Summer Mountain Estates area. They would also like to locate one along Hilliard Road and one on Hunter Road. □ Location of water storage stations in strategic locations in the district. □ Purchase at least one, maybe two, 35,000 gallon tankers. □ Hire a Chief to run the department and handle the load of administrative duties. Buddy Martin thanked the court for their patience during the re-organization period. Commissioner Ingalsbe thanked Mr. Martin and the board for the tremendous job that has been done. Commissioner Molenaar spoke of having such a dilemma in this dept. several years ago and it took someone with integrity (Buddy Martin) to straighten thing out and for the first time they are moving forward. He reiterated that this will be the first ever audit for this department.

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MARCH 28, 2000

PUBLIC COMMENT

[T1-525] DeDe Stevenson appeared representing the "Voice of Texas" and presented 11 pages of "Surface Water Petitions" that read as follows: ***There is increasing concern that there will be water shortages in Hays County that could have a devastating effect upon the environment and could cause a negative financial impact upon the people and the economy of Hays County. We request that the LCRA go forward with the original plat to provide surface water to the existing residents in North Hays County with other developments participating after they have complied with environmental requirements.*** She spoke of petition drive going on and surveys being taken. She read several comments on the petition regarding well and water concerns: ***dwindling water level, no pressure, water dirty and smells, well failures, sometimes water is black & blue and smells like rotten eggs, shortage of water, dirt or rust in water, sulfur deposits, need water and waste water, and wells drying up.*** She spoke of problems in Sunset Canyon Subdivision with water quality and quantity. She thanked Judge Powers and Commissioner Molenaar for their continued support of this effort. She spoke of meetings she has attended in which the presentation is an effort of

Austin to take control of our area. She submitted articles from the newspaper regarding the Hays County Water Planning Partnership (HCWPP) headed by Jim Camp and Erin Foster who started this organization shortly after LCRA said they would bring a water line in and they then threatened to file a lawsuit. Another article dated 1997 indicates that Erin Foster negotiated with the City of Austin for 3 years to bring water to her 650 acre subdivision (Bear Creek Oaks) because her well was contaminated and her children became sick from it and she is now participating in filing lawsuits to make sure that none of the rest of us get water. Another article, dated 2/4/99, shows a picture of Erin Foster with the headlines "SOS board appoints three new officers" – Erin Foster joined the SOS executive committee. DeDe Stevenson stated that the HCWPP is an extension of SOS and SOS does not represent Hays County. She spoke of studies (completed in the late 1980's) that were paid for by taxpayers that stated we would have serious water shortages and those studies were shelved and collected dust. By 1996 we suffered a drought that cost \$5 billion in economic loss to the State of Texas - the taxpayers paid for that. Senate Bill 1 came into being to study the studies – the taxpayers paid for that. She wants us to not study until the wells all dry up but bring in the water now. They want pressure put on LCRA and all Elected Officials (State & US Representatives) She spoke of need to bring in the water now and don't wait until our wells go dry. We need to quite paying for disasters and pay for solutions. Commissioner Molenaar spoke of cost to drill and maintain wells vs. paying for water hookups and service.

18549 APPROVE THE COMMISSIONERS' COURT MINUTES OF MARCH 21, 2000

A motion was made by Commissioner Molenaar, seconded by Judge Powers to approve the Commissioners' Court Minutes of March 21, 2000 as presented by the County Clerk. All voting "Aye".

18550 APPROVE PAYMENT OF COUNTY INVOICES

A motion was made by Commissioner Molenaar, seconded by Judge Powers to approve payment of county invoices in the amount of \$173,772.17 as presented by the County Auditor.. All voting "Aye".

Public Safety Services	\$ 426.68	Judicial Services	\$ 8.00	Fines	\$ 247.00
Other Revenue	\$ 89.90	Auditor's Office	\$ 190.13	Treasurer's Ofc	\$ 1,102.29
Grants Administration	\$ 132.60	Juvenile Probation	\$ 1.44	Election Admin	\$ 237.46
Indigent Care	\$ 2,632.51	Bldg Mtc Dept	\$ 6,746.87	Countywide Oper	\$ 59,184.83
Tax A/C	\$ 313.88	District Clerk's Ofc	\$ 450.84	County Clerk	\$ 606.32
Sheriff's Office	\$ 12,657.19	Jail Operations	\$ 32,733.32	County Judge's Ofc	\$ 15.30
County Court at Law 1	\$ 20.25	J.P. 1-2	\$ 223.42	J.P. 2	\$ 44.00
J.P. 4	\$ 49.01	J.P. 5	\$ 205.24	Constable 1	\$ 285.66
Constable 3	\$ 137.16	Constable 4	\$ 70.84	Constable 5	\$ 116.25
Co & JP Crt Operations	\$ 4,996.08	Veterans Admin Ofc	\$ 31.22	Computer Services	\$ 6,610.71
TJPC Salaries Grant	\$ 877.63	Fire Marshal/EMC	\$ 11.56	TABC Office	\$ 190.46
TJPC CCAP Grant	\$ 4,578.68	Special Counsel	\$ 150.00	CJD/VAWA Grant	\$ 15.00
911 Adrrs Mtc. Grant	\$ 18.45	Juv Prob Grant	\$ 2,564.18	R&B Operations	\$ 23,521.96
Precinct 1	\$ 300.00	Precinct 2	\$ 150.00	Precinct 3	\$ 184.97
Precinct 4	\$ 527.83	Road Reconstruction	\$ 843.76	Co Engineer Ofc	\$ 17.47
Gen Fund Credit	<\$61.10>	Sheriff Abandon Veh	\$ 245.32	Rec Mng/Co Clerk	\$ 3,528.71
Law Library Fund	\$ 83.13	Hays Co I&S	\$ 1,125.00	Crths Renov/County	\$ 3,525.00
Courthouse Security	\$ 55.40	Sheriffs Drug Forf	\$ 579.50	Tobacco Settlement	\$ 45.50

18551 APPROVE BUDGET AMENDMENT #00-16

A motion was made by Commissioner Molenaar, seconded by Judge Powers to approve Budget Amendment #00-16 as proposed by the County Audit. All voting "Aye".



AMENDMENT
NO. 00-16
FY 2000 BUDGET
03/28/00

FUND NO. 01

FUND TITLE GENERAL FUND

APPROPRIATION	APPROPRIATION			AMENDMENT
	BEFORE			
AS				
LINE ITEM - EXPENDITURES	AMENDMENT	INCREASES	DECREASES	AMENDED
DISTRICT ATTORNEY (423):				
01-423-5021 Staff	464,019		11,260	
475,279				
01-423-5101 FICA/RET	78,116		1,990	
80,106				
01-423-5160 Insurance	39,942		1,210	
41,152				
		14,460		
CJD/DARE (DA) GRANT (706):				
01-706-5021 Staff	29,290		(18,026)	11,264
01-706-5101 FICA/RET	4,947		(2,934)	2,013
01-706-5160 Insurance	2,853		(2,130)	723
REVENUE				
01-381-2706 CJD/DARE (DA) GRANT	11,200	DECREASE 8,630	INCREASE	2,570
		23,090	(23,090)	

Fund authorized legal secretary position in D.A. office from part of net balance available from discontinued DARE(DA) grant for 3-15-00 – 9-30-00

ISTEA/COURTHOUSE RENOVATION GRANT (471):				
01-471-5611 construction	40,688		6,160	34,528
01-471-5621 Eng & Other	-0-	6,160		6,160

Transfer for A/C costs – deduct from retainage-grant portion

FUND NO. 20

FUND TITLE COURTHOUSE RENOVATION & ROAD SERIES 94 CONSTRUCTION FUND

APPROPRIATION	APPROPRIATION			AMENDMENT
	BEFORE			
AS				
LINE ITEM - EXPENDITURES	AMENDMENT	INCREASES	DECREASES	AMENDED
COURTHOUSE RENOVATION COUNTY MATCH (459):				
20-459-5611 Construction	10,172		(1,540)	8,632
20-459-5621 Eng & Other	-0-	1,540		1,540

Transfer for A/C costs – deduct from retainage due

18552 APPROVE REFUND OF DOUBLE PAYMENT/OVERPAYMENT OF TAXES

The following refunds were submitted for approval: Lot 9 Blk B Steeplechase Phase I \$ 2,626.97
0.26 ac. Z. Hinton Survey \$ 1,900.88
Lot 345 Woodcreek Section 20 \$ 1,193.26
Village @ Springtown Condo #209 Bldg B \$ 1,159.30

A motion was made by Commissioner Molenaar, seconded by Judge Powers to approve refund of double payment/overpayment of taxes as submitted by the County Tax Assessor-Collector. All voting "Aye".

Clerk's Note: No UTILITY PERMITS were submitted for approval.

18553 APPROVE APPOINTMENT OF RANDALL ROBINSON TO THE NORTH HAYS COUNTY EMS DISTRICT #1 BOARD

A motion was made by Commissioner Molenaar, seconded by Judge Powers to approve appointment of Randall Robinson to the North Hays County EMS District #1 Board. All voting "Aye".

18554 APPROVE INITIATIVE #2, JUVENILE PROBATIONS TITLE IV-E ADMINISTRATIVE CLAIMS WITH VERTEX

A motion was made by Commissioner Molenaar, seconded by Judge Powers to approve Initiative #2 Juvenile Probations Title IV-E Administrative Claims with Vertex. All voting "Aye". Later in the meeting County Auditor Bill Herzog [T1-1798] advised that there is an issue not yet resolved – if Vertex is able to get us more money and they get to keep 22% of it, there is a possibility that the State will say that they gave us that money and they want it spent for juvenile services. This issue needs to be resolved (make sure that is not the case) before the County Judge signs the initiative. A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett for the County Judge to not sign the initiative until all issues have been resolved. All voting "Aye".

HAYS COUNTY COMMISSIONERS' COURT MINUTES



REQUEST TO STOP CONSTRUCTION OF A CUL-DE-SAC AT THE RIVER HILLS SUBDIVISION [T1- 636]

Commissioner Ingalsbe advised that this request has been discussed previously in Commissioners Court. Dr. William Booth spoke of having addressed this issue before the court several weeks ago. He stated that he is now representing the majority of the homeowners in the neighborhood who do not want the extra traffic that the cul-de-sac will create. They feel like it will affect their neighborhood and they feel like there is room for emergency vehicles to turn around. Darrell Wyont spoke of having built some of the houses in this subdivision himself. He spoke of trash trucks having to back up and having to turn into driveways to turn around. This cul-de-sac was on the approved plat. He spoke of damage to his driveway caused by large vehicles turning into it so they can turn around and he spoke of drainage problems. Mr. Wyont spoke of damage to his septic tank because of vehicles driving onto his property. He does not feel like a majority of the people in the subdivision were contacted. Commissioner Ingalsbe would like an opportunity to meet with more people in the neighborhood before she makes a decision. No action was taken this date.

18555 RIVER HILLS, SECTION 2 LOT B * VARIANCE FROM MINIMUM LOT SIZE REQUIRED FOR A MULTI-FAMILY HOUSING UNIT DENIED [T1- 793]

This item was tabled last week for further research. David Phillips spoke of not understanding the concern for the term “duplex” being different from a five bedroom house or two condominiums. He felt like they would have the same amount of effluent (360 gallons). He feels like he has demonstrated that the structure and the engineered system would provide protection. He spoke of undue hardship being a consideration since a variance cannot be based on financial hardship only. He felt like in their case they have an emotional family issue (a way to take care of their father). He suggested limiting the variance to a two bedroom duplex so that he could not build any other size building (like a 4-plex). He spoke of duplexes referenced in the county rules. Environmental Health Director Allen Walther spoke of need to support our rules as adopted - the increased density would have an overall adverse affect for the county – if we approve duplexes in place of a single family residence, we could have two 5-bedroom duplexes on a lot which could have as much as 20 people living on one lot. This is an issue that was studied carefully during development of the rules and he recommends the court support the standards and follow the rules adopted by the court.. Allen Walther spoke of setting a precedent and it being difficult not to grant the same variance to the next person – you are then not enforcing rules equitably. Commissioner Ingalsbe spoke of having mixed feeling about this - she sympathizes with Mr. Phillips. She is not sure that further discussion would change anyone’s mind and she asked about grandfathering this lot. Allen Walther advised that this lot is in fact grandfathered for either a commercial development or single family residence, but not for a duplex under current rules. Commissioner Carter asked about rules when the subdivision was platted. Allen Walther advised that this property was developed prior to our 1984 rules and he thinks it was approximately ½acre for a single-family residence at that time. Commissioner Ingalsbe advised that she can not support this variance request at this time. Commissioner Carter spoke of need for a workshop regarding this issue because she does not feel like all the facts have been looked at. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Molenaar to deny the variance request from minimum lot size required for a multi-family housing unit on Lot B River Hills Section 2. Commissioner Ingalsbe, Commissioner Burnett, Commissioner Molenaar and Judge Powers voting “Aye”. Commissioner Carter voting “No”.

18556 SHEPLEY RANCH * APPROVE FINAL PLAT [T1- 1019]

Environmental Health Director Allen Walther gave staff recommendation for approval of final plat of “Shepley Ranch” subdivision. A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve final plat of “Shepley Ranch”. All voting “Aye”

18557 REPLAT OF LOTS 12 & 13, RIVER MEADOWS * APPROVE FINAL PLAT AND WAIVE REQUIREMENT FOR PUBLIC NOTIFICATION [T1- 1033]

Environmental Health Director Allen Walther spoke of changing a common lot line to facilitate development – no increase in lot size or density - he gave staff recommendation for approval. A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to approve final plat and waive requirement for public notification for “Replat of Lots 12 & 13 River Meadows” subdivision. All voting “Aye”

18558 ROLLING MEADOWS * APPROVE PRELIMINARY PLAT [T1- 1050]

Environmental Health Director Allen Walther advised that this will be a phased development with a total of 48 lots. Phase 1 has 7 lots that front on High Road (no new roads) and will be the first phase to be presented for final approval next week - he gave staff recommendation for approval. A motion was made by Commissioner Carter, seconded by Commissioner Ingalsbe to approve preliminary plat of “Rolling Meadows”. All voting “Aye”



18559

AUTHORIZE THE COUNTY JUDGE TO SUBMIT A GRANT APPLICATION TO THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION – JUVENILE ACCOUNTABILITY INCENTIVE GRANT FOR UP TO \$34,823 [T1- 1080]

Grants Administrator Richard Salmon advised that this grant application will be made to the Office of the Governor, Criminal Justice Division – Juvenile Accountability Incentive Block Grant Program. Grant and matching funds will be used by the Hays County Juvenile Probation Department to hire an additional Drill Instructor for the “Boot Camp”. Hays County qualifies for \$23,274 and the City of San Marcos qualifies for \$11,549 for a total of \$34,823. The City of San Marcos has elected not to apply, but instead will waive the amount they qualify for and will designate Hays County as the recipient of the allocated amount. The ten percent match will come from budget allocated for Juvenile probation Department to purchase equipment. Grant provides for 10 percent administrative fees. Chief Juvenile Probation Officer Ed Cooper advised that there is a demand for this position for the JJAP program in Buda (day boot camp for kids that have been expelled from school). They currently have 15 kids in the boot camp. This program has been successful and the schools are happy with it - there are 5 kids on the waiting list. A meeting with the school officials and Judge Warner has deemed it necessary to increase the number of kids served to 30. Transportation has been a problem with some of the kids and Juvenile Probation Officers are taking them to school and bringing them home. They are considering a bus next year to be provided by the schools. A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to authorize the County Judge to submit a grant application to the office of the Governor, Criminal Justice Division – Juvenile Accountability Incentive Grant for up to \$34,823.00. All voting “Aye”

RESOLUTION

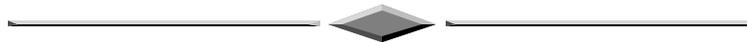
A resolution of the Commissioners Court of the County of Hays, Texas hereby authorizes the submission of a grant request to the Office of Governor – Criminal Justice Division, Juvenile Accountability Incentive Block Grant Program.

WHEREAS, Hays County is the applicant for the grant request under the rules of Office of Governor – Criminal Justice Division Grant Program. The grant request is for up to \$34,823, which includes \$23,274 allocated to Hays County and \$11,549 waived by the City of San Marcos.

NOW, THEREFORE, BE IT RESOLVED BY THE Commissioners Court for Hays County, Texas:

1. to include the City of San Marcos in Hays County’s Juvenile Crime Enforcement Coalition,
2. to request a grant for up to \$34,823 from the Office of the Governor – Criminal Justice Division, Juvenile Accountability Incentive Block Grant Program;
3. to comply with the provisions of the fiscal reimbursement and reporting requirements of the Office of Governor – Criminal Justice Division, Juvenile Accountability Incentive Block Grant Program,
4. to use the funds solely for the purposes for which they are provided,
5. to provide assurance all CJD funds will be returned in full in the event of loss or misuse of grant funds, and
6. to authorize the County Judge to execute all necessary documents as may be required to initiate process and complete this Hays County grant application and execute contract if approved.

PASSED AND APPROVED at a meeting of the Commissioners’ Court of Hays County, Texas on the 28th day of March, 2000.



18560

RESOLUTION OF SUPPORT TO THE CITY OF WOODCREEK’S APPLICATION TO THE TEXAS WATER DEVELOPMENT BOARD FOR FLOOD PLAIN PLANNING [T1- 1165]

Commissioner Burnett spoke of request from City of Woodcreek for support of a grant (50/50% grant between the Texas Water Development Board and local entities) for flood plain elevation work. He spoke of large creek that dissects the City of Woodcreek and because of increased growth it is important to proceed. Lynn League, City of Woodcreek representative, spoke of study that is needed of the creek (LCRA & GBRA has offered support). No changes can be made without the study. They are requesting matching funds from Hays County. They will be instituting an ad valorem tax in September but at this time they do not have funds for the study. Runoff is becoming more of an issue and flood protection improvements are needed. \$15,000 from local entity is needed (\$5,000 in-kind committed from the City of Woodcreek), and they will be requesting additional funds from LCRA &

GBRA. Commissioner Burnett spoke of possibly getting money from the watershed districts that cover Hays County. He feels like this is important to all of Hays County because of our participation in the flood insurance program. If there is money out there it is imperative that we get some of that money to address flooding issues. He suggested taking money from contingencies, if needed, this fiscal year or budget funding next fiscal year. Money will not be due until contract is awarded. A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to adopt resolution of support to the City of Woodcreek's application to the Texas Water Development Board for flood plain planning. All voting "Aye"

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RESOLUTION

A resolution of the Commissioners Court of the County of Hays, Texas hereby supporting the submittal of a grant application by City of Woodcreek to the Texas Water Development Board for flood control improvements on Hog Creek.

WHEREAS, the City of Woodcreek is the applicant for the grant under the rules of Texas Water Development Board.

WHEREAS, the City of Woodcreek will be providing up to \$5,000 in in-kind matching funds toward this project.

WHEREAS, the City of Woodcreek certifies they are eligible to receive assistance under the TWDB program,

WHEREAS, the City of Woodcreek will continue to pursue additional sources of matching funds from the Guadalupe-Blanco River Authority and the Lower Colorado River Authority and other sources as appropriate,

NOW, THEREFORE, BE IT RESOLVED BY THE Commissioners Court for Hays County, Texas:

1. To provide up to \$10,000 in cash and or in-kind match toward the project
2. To support community efforts to mitigate flood related conditions that have occurred in the County, which present a threat to the public health and safety.

PASSED AND APPROVED at a meeting of the Commissioners' Court of Hays County, Texas on the 28th day of March, 2000.



18561 APPROVE RESALE OF TRUST PROPERTY (DELINQUENT TAX PROPERTY) [T1- 1270]

Luanne Caraway, Hays County Tax Assessor Collector, spoke of previous offer of \$2,000 for property being held in trust – 2 acres Phillip A. Smith Survey – total taxes due is \$11,000 . New bid offer is for \$4,000 which reflects a recovery of our base tax. This is a long narrow strip of land and the CAD did lower the value to \$9,000 for the year 1998 & 1999 because of its shape. She recommended the resale of this property and she advised that the Dripping Springs ISD has approved the resale. A motion was made by Commissioner Molenaar, seconded by

Commissioner Burnett to approve resale of trust property and accept bid offer of \$4,000 for 2 acres out of the Phillip A. Smith Survey. All voting "Aye"

Clerk's Note: Agenda Item #20 RE: adoption of burn ban was pulled. No action taken.

18562 ALLOW SOUTH HAYS FIRE DEPT. TO ERECT 2 WALLS WITHIN THE EXISTING FACILITY THEY CURRENTLY OCCUPY [T1- 1318]

Commissioner Ingalsbe spoke of proposed renovations: erect walls to create a 12'X30' area which would be enclosed overhead to insulate to provide heating and cooling, add a couple of doors and windows, and electrical bays. The Fire Department will pay for all cost associated with this project. This will also allow them to be accredited by the State Fireman and Fire Marshal's Association and help with insurance purposes for ISO to receive a lower rating. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Molenaar to allow the South Hays County Fire Department to erect two walls within the existing county facility that they currently occupy. All voting "Aye"

18563 APPROVE SPECIFICATIONS AND AUTHORIZE THE PURCHASING AGENT TO SOLICIT BIDS FOR THE HAYS COUNTY BANK DEPOSITORY CONTRACT [T1- 1339]

County Treasurer Michele Tuttle spoke of need to go out for county depository contract bids (2 year contract with additional 2 year option). A motion was made by Judge Powers, seconded by Commissioner Molenaar to approve specifications and authorize the Purchasing Agent to solicit bids for the Hays County Bank Depository Contract. All voting "Aye"

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18564 ACCEPT RECOMMENDATION OF THE BLUE RIBBON COMMITTEE ON CONSIDERING THE POSSIBILITIES OF MOVING FORWARD WITH THE CREATION OF A METROPOLITAN PLANNING ORGANIZATION (MPO) [T1- 1373]

Judy Carr, Chair of the Blue Ribbon Committee, spoke of having a consensus of the committee on recommendation to create an MPO. It is extremely important that this recommendation be considered as soon as possible because of the impending non-attainment statutes that will take effect on July 1, 2000. She spoke of creation of an MPO and their understanding of the highway code is that if we don't have our own MPO in the works, CAMPO will take us over (they must take over all the non-attainment area). The committee wants the court to look at the situation, be aware of the situation, and look at joining either CAMPO or another organization. Mr. Knutson was in disagreement with the original recommendation and they tweaked it. Commissioner Burnett spoke of his understanding that you have to have 75% of the entity agreeing to be within the MPO. Judy Carr spoke of the highway code regarding non-attainment areas - states that the entire area of non-attainment must be taken over by an MPO. Commissioner Burnett spoke of creating an MPO based on the federal census. He spoke of two major metropolitan planning organizations in our area: CAMPO and SAMPO. He spoke of not being able to compete with large MPO's and he agrees that we need to look at creating our own MPO or RPO (which has no federal funding). He spoke of need for federal census before we qualify as an MPO. You must have a populated area of 50,000 contiguous - this would have to be the San Marcos area and we would need the figures from the 2000 census to meet the 50,000 figure. Commissioner Molenaar spoke of losing local control if we go with

CAMPO. A motion was made by Commissioner Burnett, seconded by Judge Powers to accept recommendation of the Blue Ribbon Committee and move forward with possible creation of a Metropolitan Planning Organization (MPO), a Region Planning Organization (RPO) or consider the benefits of staying within the CAMPO region and to furthermore, have county staff assist in this project. All voting "Aye"

18565 RENEW CONTRACT FOR AN ADDITIONAL YEAR WITH *DENTRUST DENTAL TEXAS, PC* FOR THE DENTAL CARE FOR INMATES AND DETAINEES AT THE JAIL AS PER ALLOWED IN EXISTING CONTRACT [T1-1730]

Purchasing Agent Debbie Bilbrey advised that the jail is satisfied with the current contract for dental services. There is no increase in price and after this year there will be an annual renewal option. She reported that the county spends approximately \$1,100 per month for this service. A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to renew contract for an additional year with Dentrust Dental Texas, PC, for the dental care for inmates and detainees at the jail as per allowed in existing contract. All voting "Aye"

Court was adjourned.

MINUTES APPROVED IN OPEN COURT ON THE 4th DAY OF APRIL, 2000.

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

LEE CARLISLE, COUNTY CLERK
H A Y S COUNTY, TEXAS

