



JULY 25, 2000

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STATE OF TEXAS □
 COUNTY OF HAYS □

ON THIS THE 25TH DAY OF JULY A.D., 2000, THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, MET IN REGULAR MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:

**JAMES L. POWERS
 H. S. "SUSIE" CARTER
 WILLIAM "BILL" BURNETT
 RUSS G. MOLENAAR
 LEE CARLISLE**

**COUNTY JUDGE
 COMMISSIONER, PCT. 2
 COMMISSIONER, PCT. 3
 COMMISSIONER, PCT. 4
 COUNTY CLERK**

COMMISSIONER PCT. 1 DEBBIE GONZALES INGALSBE WAS ABSENT,

WHEN THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

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

PRESENTATION OF EMPLOYEE SERVICE PINS

Judge Powers presented a 15 year service pin to Michele Tuttle (County Treasurer) and a 15 year service pin to Bill Herzog (County Auditor), County Clerk Lee Carlisle presented a 15 year service pin to Terry Kleen. Personal Health Director Gay Helmly presented a 5 year service pin to Rebecca Herring. Maintenance Supervisor Ron Knott presented a 15 year service pin to Bertha Pina. Chief Deputy Sheriff Sherman Brodbeck presented a 15 year service pin to Joe Ponce, a 5 year service pin to Jennifer Graham, a 5 year service pin to Daniel Law, and a 5 year service pin to Elwanda "Jenny" Rexroat. Employees that were not present to receive their service pins were as follows: County Extension Agent Billy Kniffen (5 yrs), Augustine Castor (Road Dept – 15 years), Severa Pineda (Road Dept – 10 years), Gilbert Mata (Road Dept. – 10 years), Marvin Hohmann (Road Dept. – 10 years), Jo Ann Prado (District Clerks Office – 15 years), and Jimmie Kitchen (District Clerk's office – 10 years).

PRESENTATION BY BUDDY MARTIN OF THE SOUTH HAYS COUNTY EMERGENCY SERVICES DISTRICT #3 CONCERNING I.S.O. RATINGS

Buddy Martin (South Hays County Emergency Services District #2 Board Member) spoke of having 17 active members (volunteers) – recently hired Joel Cliett on a part-time basis as chief of the department – there is also one assistant chief and two captains that serve in that department. There are currently 4 men in fire school in San Marcos and 3 additional volunteers plan to attend the fire training school in Taylor Texas beginning August 21st. The board recently approved two important bids that will help make this department more responsive to the emergencies that arise: ☞ approved a communication system based on the 900MHZ system similar to that used by the San Marcos Police Dept. and Fire Department (will allow superior communication abilities within the department and the ability to communicate with other departments and respondents) and ☞ the purchase of 20 sets of personal protective gear (PPG) which meets the certification standards of the NFPA (national organization for setting standards for fire fighting equipment). Volunteers attending training in Taylor must have this certified equipment. The ESD Board and the Volunteer Fire Dept. are working on a 5 year plan with specific goals for each year in areas of personnel, communication, equipment, and facilities. They have submitted necessary paperwork to improve their ISO rating. One of the elements that will affect them in this, and in future ratings, is the location of a permanent central station. He provided members of the court with a map of their district (large portion of the southern part of the county – excluding the city of San Marcos). There are 3 distinct areas within their district and they need to have the central station in a location that will make response times as short as possible. Should they lose their central station, then the response time figures would become inaccurate and they would have to go through another rating process with ISO. A permanent location for the central station, that belongs to the district,

is needed. The Board is requesting that the Commissioners' Court take action to deed a portion of the property on San Antonio Street (the part on high ground) to the South Hays ESD and they will make necessary renovations (the current barn would be removed and a modern structure would be erected) and landscaped. He spoke of fire calls out of this station and neighborhood concerns regarding fire runs on San Antonio Street. He advised that the fire trucks very seldom make emergency runs down San Antonio Street (primary roads used are Hunter Road, IH35, Hopkins Street, and Bishop Street). He spoke of wanting to provide the very best fire protection possible for the citizens of their district. Commissioner Burnett spoke of this location being central to the area and the county is working towards moving the county barn out of this location - the Heritage Association will need to be heard regarding this request. He spoke of using the remaining property for parkland (much of it is in the floodplain).

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PUBLIC COMMENTS

[T1-236] Nasim Mullen appeared representing the **Bahai Youth Group** and spoke of their concerns about the future of our world. She spoke of technical advances being made with use of the internet making the world interconnected and there is a large amount of wealth in the world. They believe that now is the time for all of humanity to come together as one human family – unification of the world is the next stage in the process of social evolution. The well being of mankind, its peace and security, are unattainable unless and until the community is firmly established. They believe the leaders of thought have the most power to do good and help them do this. She presented a booklet titled "Who's Writing the Future" and asked everyone to read this and work to improve the future of San Marcos and the future of the world.

[T1-273] Marshal Kuykendall spoke of creation of the **"Take Back Texas"** organization in 1994 for which he is their spokesman. Through their efforts they were able to make Fish & Wildlife drop their plans to create 38 central Texas counties as possible habitats for the golden-cheeked warbler. He, as their spokesman, asked to go on record in support of the following projects before this court: (1) the surface water pipeline to northern Hays County via the LCRA, (2) recharge and retention projects over the Edwards Aquifer, (3) the 2025 Road Plan for the managed growth of Hays County, (4) request for a complete environmental impact study ESI for water quality protection regarding the Longhorn Pipeline. Through the continued efforts of his able friends and lieutenants Phil Savoy and T. J. Higginbotham, "Take Back Texas" has remained a strong voice at the Legislature and before numerous committees, boards and agencies regarding property rights Senate Bill 14 and drought planning and water rights under Senate Bill 1. The next session of the Texas Legislature will no doubt be addressing the population growth in Texas and the importance of managing that growth on a local, county, regional, statewide basis. "Take Back Texas" will continue working to make Texas better for all Texans while still protecting our property and water.

18817 APPROVE THE COMMISSIONERS' COURT MINUTES OF JULY 18, 2000

A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to approve the Commissioners' Court Minutes of July 18, 2000 as presented by the County Clerk. All present voting 'Aye'.

18818 APPROVE PAYMENT OF COUNTY INVOICES

County Auditor Bill Herzog spoke of hotel expense being one of the checks on the list of invoices being considered – it is for an out-of-state conference for the VOCA Aide. The court has not approved this out-of-state travel as set out in the county travel policy and it is too late to put it on an agenda before the conference. A motion was made

by Commissioner Burnett, seconded by Commissioner Molenaar to approve payment of county invoices in the amount of \$169,599.18. The \$562.52 travel expense in CJD/VOCA grant was pulled from the original invoice list of \$170,161.70. All present voting 'Aye". At the end of the meeting the court reconsidered payment of the invoice that had originally been pulled. [T1-1255] County Auditor Bill Herzog advised that the VOCA grant requires attendance to this conference and he requested approval of this invoice. A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to approve payment of invoice in the amount of \$562.52 for out-of-state hotel/travel expense by VOCA Aide Y. McClusky. All present voting "Aye".

Public Safety Services	\$ 170.00	Fines	\$ 180.00	Auditors Office	\$ 688.15
Treasurers Office	\$ 565.83	Extension Office	\$1,116.07	Grants Administration	\$ 69.00
Juvenile Probation	\$ 1,321.75	Election Admin	\$ 372.66	Comm & Social Svcs	\$ 9,583.33
Indigent Care	\$ 4,809.72	Transfer Station	\$ 121.77	Bldg Mtc. Dept.	\$ 10,493.61
Environmental Health	\$ 982.88	Civic Center	\$ 3,937.70	Countywide Oper	\$ 27,188.00
Tax A/C	\$ 576.44	District Clerk's Office	\$ 265.00	County Clerk's Office	\$ 746.91
Sheriff's Office	\$ 8,499.02	Jail Operations	\$ 11,316.28	County Judge's Ofc	\$ 22.08
County Court at Law 1	\$ 200.07	District Attorneys Ofc	\$ 215.13	J.P. 1-1	\$ 252.83
J.P. 1-2	\$ 501.76	J.P. 2	\$ 149.50	J.P. 3	\$ 22.49
J.P. 4	\$ 152.25	J.P. 5	\$ 170.00	DPS	\$ 372.39
Constable 1	\$ 132.18	Constable 2	\$ 120.90	Constable 3	\$ 118.00
Constable 4	\$ 95.19	District Court Oper	\$ 7,919.51	County & JP Crt Oper	\$ 29.61
Veterans Admin	\$ 601.69	Computer Svcs	\$ 8,853.50	TJPC Salaries Grant	\$ 3,032.73
DPS/L&W	\$ 233.21	Fire Marshal/EMC	\$ 485.75	District Court Reprtrs	\$ 122.04
TJPC CCAP Grant	\$ 3,505.00	Special Counsel Ofc	\$ 290.14	Comm Court Expenses	\$ 490.55
CJD/VOCA Grant	\$ 967.09	CJD/Truancy Ofcr Grant	\$ 214.65	CAPCO/911 Adrrs Mtc Grant	\$ 800.00
TJPC/Juv Justice Alt Ed Grant	\$ 2,001.19	General Fund Credit	<\$12.03>	Road & Bridge Operations	\$ 36,430.04
Precinct 2	\$ 376.93	Precinct 4	\$ 15.00	Road Reconstruction	\$ 5,269.18
County Engineer Office	\$ 78.59	R&B Gen Fund Credit	<\$469.77>	Sheriff Abandoned Veh Fund	\$ 166.59
Records Mngmnt/Co Clerk	\$ 896.79	Law Library Fund	\$ 150.00	Sheriffs Special Projects Fund	\$ 70.65
Courthouse Security Fund	\$ 193.80	Sheriffs Drug Forf Fund	\$ 876.19	Family Health Svcs Fund	\$ 8,971.56
TDED Stellar Plastics Grant	\$ 2,072.63				

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18819 APPROVE BUDGET AMENDMENT NO. 00-30

A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to approve Budget Amendment No. 30 as proposed by the County Auditor. All present voting 'Aye".

AMENDMENT NO. 00-30 FY 2000 BUDGET 07/25/00
FUND NO. 01
FUND TITLE GENERAL FUND

	APPROPRIATION BEFORE	<u>AMENDMENT</u>		APPROPRIATION AS
<u>LINE ITEM - EXPENDITURES</u>	<u>AMENDMENT</u>	<u>INCREASES</u>	<u>DECREASES</u>	<u>AMENDED</u>
<u>GRANTS ADMINISTRATION (404):</u>				
01-404-5311 Travel	300	200		500
01-404-5101 FICA/RET	10,153		(200)	9,953
01-404-5331 Cont Ed	200		(55)	145
01-404-5448 Contract Services	8,250		(75)	8,175
01-404-5461 Printing	100		(22)	78
<u>COMPUTER SERVICES (456):</u>				
01-456-5712 Data Proc Equipment	197,257	<u>152</u>		197,409
		<u>352</u>	<u>(352)</u>	
<i>Transfer to Computer Services for printer cost</i>				
<u>COUNTYWIDE OPERATIONS (414):</u>				
01-414-5711 Office Equipment	16,330	8,589		24,919
01-414-5461 Atlas Printing	20,000		(8,589)	11,411
<i>Transfer for authorized Environmental Health printer</i>				
<u>CIVIC CENTER (413):</u>				
01-413-5271 Fuel	1,000	550		1,550
01-413-5462 Marketing	2,000		(550)	1,450
<i>Transfer for diesel</i>				
<u>TAX OFFICE (415):</u>				
01-415-5711 Office Equipment	-0-	1,263		1,263
01-415-5211 Office Supply	9,675		(1,263)	8,412
<u>FUND NO. 03</u>				
<u>FUND TITLE ROAD & BRIDGE GENERAL FUND</u>				
<u>PRECINCT 4 (442):</u>				
03-442-5711 Office Equipment	-0-	1,263		1,263
03-442-5021 Staff	20,211		(1,263)	18,948
<i>Transfer for authorized phone system-Dripping Springs-Total 2,526</i>				
<u>FUND NO. 01</u>				
<u>FUND TITLE GENERAL FUND</u>				
	APPROPRIATION BEFORE	<u>AMENDMENT</u>		APPROPRIATION AS
<u>LINE ITEM - EXPENDITURES</u>	<u>AMENDMENT</u>	<u>INCREASES</u>	<u>DECREASES</u>	<u>AMENDED</u>
<u>TJPC/JUV JUSTICE ALTERNATIVE EDUCATION GRANT (743):</u>				
01-743-5448 Non-Residential		8,961	1,950	
10,911				
01-743-5021 Staff	26,550		(1,000)	25,550
01-743-5101 FICA/RET	4,426		(500)	3,926
01-743-5160 Insurance	2,903		<u>(450)</u>	2,453
		<u>1,950</u>	<u>(1,950)</u>	
<i>Transfer personnel savings for needed expense</i>				

Clerk's Note: There were no applications for refund of double payment/overpayments of taxes.

18820 APPROVE UTILITY PERMIT #00-224A

A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to approve Utility Permit #00-224A on the Old Kyle/Buda Road issued to Texas Water Services Inc. as submitted by the Road Department. All present voting 'Aye'.

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18821 APPROVE SPECIFICATIONS FOR ENGINEERING SERVICES FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT REGARDING THE DRIFTWOOD WATER PROJECT AND AUTHORIZE PURCHASING TO SOLICIT REQUESTS FOR PROPOSALS [T1-362]

Grants Administrator Richard Salmon advised that this grant is to connect 30 homes in the Driftwood area to the Dripping Springs Water Supply Corporation. The Dripping Springs WSC will provide the matching funds for the project. These homes are currently connected to private wells but they are experiencing problems with water quality and quantity (basically their wells are going dry). Program Rules for the community development fund have been changed this year, the county can receive an additional 5 points if we select the project management and engineering at the beginning of the process (normally selected after the grant is awarded). All selections are subject to funding, therefore, the county is protected and matching funds are coming from Dripping Springs WSC. A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve specifications for engineering services for the Community Development Block Grant regarding the Driftwood Water Project and authorize Purchasing Department to solicit requests for proposals. All present voting "Aye".

18822 APPROVE SPECIFICATIONS FOR PROJECT MANAGEMENT FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT REGARDING THE DRIFTWOOD WATER PROJECT AND AUTHORIZE PURCHASING TO SOLICIT REQUESTS FOR PROPOSALS

This is part of the same grant addressed in Resolution #18821. A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve specifications for Project Management for the Community Development Block Grant regarding the Driftwood Water Project and authorize the Purchasing Department to solicit requests for proposals. All present voting "Aye".

18823 PORTER CREEK * APPROVE PRELIMINARY PLAT AND GRANT VARIANCES TO MINIMUM R-O-W FOR STREETS AND MINIMUM RADIUS ON CUL-DE-SACS [T1-410]

Allen Walther, Environmental Health Director spoke of this being a 528 lot subdivision located off Dacy Lane & CR205. Additional right-of-way is being dedicated to the county. There are 2 requests for variances ↻ R-O-W width [50' right-of-way instead of 60'] and ↻ minimum radius (40' radius for streets]. Road Dept. Supt/Co. Engineer Jerry Borcharding spoke of street design incorporating curb and gutter and storm sewer (no ditches to be cut) therefore, the proposed R-O-W would be adequate. This development will have a wastewater treatment plant and community water supply. Rick Jenkins (Developer with VP Development Inc.) advised that this will be a four phase development (120 lots going on at a time) and Goforth Water Supply will provide water. He advised that roads will be wider than county standard and will be curb and gutter with storm sewers. Aqua Source will operate the treatment plant. This will not be a mobile home community, it will have stick-built homes. Allen Walther gave staff recommendation for preliminary approval. A motion was made by Commissioner Carter, seconded by Judge Powers to approve preliminary plat of "Porter Creek" and to grant variances to minimum R-O-W requirement for streets and minimum radius on cul-de-sacs as requested. All present voting "Aye".

18824 RUBY RANCH SECTIONS 8, 9 & 10 * APPROVE PRELIMINARY PLAT [T1-519]

Environmental Health Director Allen Walther spoke of this being a phased development west of Buda. He gave staff recommendation for approval of preliminary plat. A motion was made by Commissioner Carter, seconded by Judge Powers to approve preliminary plat of "Ruby Ranch Sections 8, 9 & 10". All present voting "Aye".

18825 THE OASIS * APPROVE PRELIMINARY PLAT [T1-540]

Environmental Health Director Allen Walther spoke of average lot size being reduced - staff will request a cul-de-sac at termination of the road. He gave staff recommendation for approval of preliminary plat. A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve preliminary plat of "The Oasis". All present voting "Aye".

18826 THE OVERLOOK AT THE HILLS OF TEXAS * APPROVE FINAL PLAT [T1-565]

Environmental Health Director Allen Walther advised that this subdivision has been approved by the City of Dripping Springs. He gave staff recommendation for approval. It was noted by Commissioner Molenaar that this subdivision will be served by surface water. A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve final plat of "The Overlook at the Hills of Texas". All present voting "Aye".

18827 CROOKED OAKS * APPROVE FINAL PLAT [T1-581]

Environmental Health Director Allen Walther advised that this subdivision has met all requirements of the City of Dripping Springs and meets county requirements. He gave staff recommendation for approval of final plat. A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve final plat of "Crooked Oaks". All present voting "Aye".

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18828 CALLE A CIELO * APPROVE FINAL PLAT [T1-595]

Environmental Health Director Allen Walther spoke of this subdivision utilizing a shared access driveway (SAD) agreement. He gave staff recommendation for approval of final plat. A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve final plat of "Calle A Cielo". All present voting "Aye".

18829 ACCEPT ROADS IN "MORNINGWOOD SECTIONS 1 & 2" FOR COUNTY MAINTENANCE [T1-607]

Environmental Health Director Allen Walther advised that a formal request has been made for the roads to be accepted into the county maintenance system. Road Dept. Engineer Superintendent Jerry Borcharding advised that all discrepancies have been corrected and he gave staff recommendation for approval. A motion was made by Commissioner Molenaar, seconded by Commissioner Carter to accept roads in "Morningwood Sections 1 & 2" for county maintenance. All present voting "Aye". Road names: Morningmist Court & Morningwood Drive.

18830 AWARD CONTRACT FOR THE FIRE DETECTION SYSTEM FOR THE HAYS COUNTY JAIL [T1-633]

Purchasing Agent Debbie Bilbrey spoke of bid process followed - 2 bids were received: Chubb Security & ADT. She recommended awarding the contract to Chubb Security. Jeff Howell of Chubb Security was present. A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to award contract for the fire detection system for the Hays County Jail to Chubb Security. All present voting "Aye".

18831 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE LOWER COLORADO RIVER AUTHORITY TO PROVIDE WATER SERVICE THROUGH THE HAYS COUNTY WATER AND SEWER AUTHORITY [T1-696]

Environmental Health Director Allen Walther spoke of actions that were taken declaring an emergency and creating the Hays County Water and Sewer Authority as authorized by the Legislature. He spoke of committee that was created to review proposed projects. He spoke of LCRA preliminary contract that has been reviewed and changes made. It is important to bring surface water service to northern Hays County. The committee recommends approval for this contractual arrangement with understanding that they will be coming back to the court next week with minor changes. Attorney (representing LCRA) Ron Freeman and Sr. Engineer for LCRA Steve Parks appeared before the court. Commissioner Molenaar advised that several changes need to be made and we need to let them know that we do want to enter into a contract and the final contract will be ready for approval next week. Commissioner Carter asked if this should be a three party agreement with GBRA. Mr. Freeman advised that it is unclear if we would need GBRA consent – it was his understanding that the county wanted the language taken out about getting GBRA consent and they are fine with that change. If it turns out they need GBRA consent, they will get it. Commissioner Molenaar advised that all parties were brought to the table and GBRA has a letter of understanding with LCRA to allow them to bring water to northern part of Hays County and legislation gives them that authority as well. Judge Powers advised that he went to GBRA's Board meeting and explained to them what we are doing with the water and wastewater authority and efforts trying to get surface water to that part of the county. They are aware and seem to be very supportive. Mr. Parks advised that they are arranging their agenda right now and they want to get this document on it. Mr. Freeman advised that approval of this draft agreement shows the board of LCRA that the County is agreeable and they will authorize their staff to negotiate and execute whatever changes are needed. A motion was made by Commissioner Burnett, seconded by Judge Powers to authorize the County Judge to execute an interlocal agreement with the Lower Colorado River Authority to provide water service through the Hays County Water and Sewer Authority with minor changes to be made. All present voting "Aye".

18832 AMEND AGREEMENT BETWEEN HAYS COUNTY AND UNITED STATES DEPARTMENT OF AGRICULTURE NATURAL RESOURCES CONSERVATION SERVICE TO INCREASE THE ESTIMATED COST OF PROJECT [T1-827]

Commissioner Burnett spoke of structural damage to the levee and grant that was obtained (25/75%) - this project was re-bid and there was an increase in the estimated cost of project - county match is \$28,000 - county is statutorily responsible for maintenance of the dam. Money is available in contingency funds. A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to amend agreement between Hays County and United States Department of Agriculture Natural Resources Conservation Service to increase the estimated cost of project. All present voting "Aye".

18833 AWARD CONTRACT TO BRADLEY CONTRACTING INC. FOR THE REPAIR OF FLOOD DAMAGE TO FLOODWATER RETARDING STRUCTURE NO. 5 [T1-900]

Purchasing Agent Debbie Bilbrey spoke of 3 bids received: Bradley Contracting (Boerne) = \$111,787 Camp Excavation & Contracting Inc. (Thorndale) = \$ 123,998 S.J.C. Construction (Cedar Creek) = \$ 126,531.99. The bids were reviewed by Freese & Nichols, Jerry Borcharding, Debbie Bilbrey & Lamarr Petersen and NRCS is in agreement to go forth with this project. Recommendation is to award contract to low bidder Bradley Contracting Inc. A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to award contract to Bradley Contracting Inc. for the repair of flood damage to Floodwater Retarding Structure No. 5. All present voting "Aye".

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18834 AUTHORIZE PREPARATION OF SPECIFICATIONS FOR REPLACEMENT OF REPAIR OF THE ELEVATOR IN THE ANNEX BUILDING [T1-941]

Maintenance Supervisor Ron Knott spoke of courthouse annex elevator being out of state compliance since 1994. The rough estimates for repair is approximately \$37,000 and replacement at approximately \$ 65,000. It would take 4-6 weeks to advertise for proposals. County Auditor Bill Herzog stated that repair makes it safe but replacement makes it safe and ADA compliant. Ron Knott spoke of possible fines for non-compliance for safety. A historical waiver was granted. A motion was made by Commissioner Burnett, seconded by Judge Powers to authorize preparation of specifications for replacement and/or repair of the elevator in the Courthouse Annex building. All present voting "Aye".

18835 APPROVE PURCHASE OF BARCODE SCANNERS FOR TAX OFFICE [T1-1061]

Luanne Caraway, Tax Assessor-Collector, spoke of need for barcode scanners (on tax bills) which would speed up their processing time - total cost is \$12,908.00. A motion was made by Commissioner Molenaar, seconded by Commissioner Carter to approve purchase of barcode scanners for the Tax Office out of the Tax Assessor-Collectors current budget. All present voting "Aye".

18836 AUTHORIZE THE COUNTY JUDGE TO FORWARD A LETTER SEEKING STANDING IN DOCKET#582-00-1469 REGARDING WOODCREEK UTILITIES/AQUASOURCE'S WASTEWATER PERMIT [T1-1088]

Judge Powers spoke of citizen concerns in Wimberley – we need to make sure we are in standing in this situation. Commissioner Burnett spoke of this hearing being an application for expansion of Aquasource's CCN. He stated that the county needs to be involved in anything that happens in an unincorporated area or acting on behalf of the City of Wimberley before a city council is elected. A motion was made by Commissioner Burnett, seconded by Judge Powers to authorize the County Judge to send a letter to State Administrative Law Judge Bill Newchurch seeking standing in Docket #582-00-1469 regarding Woodcreek Utilities/Aquasource's Wastewater Permit and to furthermore authorize the County Judge and Commissioner Burnett to attend the public hearing on July 28, 2000. All present voting "Aye".

18837 AWARD CONTRACT TO LANGFORD & ASSOCIATES TO ADMINISTER THE OVERALL GRANT MANAGEMENT REQUIRED IN THE IMPLEMENTATION OF THE TEXAS COMMUNITY DEVELOPMENT PROGRAM RELATED TO THE CEDAR OAKS MESA WATER IMPROVEMENT PROJECT IN WIMBERLEY [T1-1128]

Commissioner Burnett spoke of upgrade of water system in the Cedar Oaks Mesa subdivision. They have received the grant funding (the homeowners have doubled the required match) and no county funds are required. Langford will supply services such as application preparation, record keeping requirements, financial management, environmental clearance procedures, construction monitoring and contract close out. After construction they will work to continue to work for the county to make sure that program rules and regulations are satisfied. A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to award contract to Langford & Associates to administer the overall grant management required in the implementation of the Texas Community Development Program related to the Cedar Oaks Mesa Water Improvement Project in Wimberley. All present voting "Aye".

18837 AWARD CONTRACT FOR ENGINEERING SERVICES PROVIDED BY HEJL, LEE & ASSOCIATES INC. FOR THE IMPLEMENTATION OF THE TEXAS COMMUNITY DEVELOPMENT PROGRAM RELATED TO THE CEDAR OAKS MESA IMPROVEMENT PROJECT IN WIMBERLEY

The water system currently does not meet TNRCC's treatment facility requirements for public water systems. This project will resolve the deficiency. No funding is required by the County. The homeowners are providing the matching funds and other funds are financed through \$250,000 in TCDP funds. A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to award contract for engineering services provided by Hejl, Lee & Associates Inc. for the implementation of the Texas Community Development Program related to the Cedar Oaks Mesa Improvement Project in Wimberley. All present voting "Aye".

**DISCUSSION BY COMMISSIONER CARTER REGARDING ATTORNEY
GENERAL'S OPINION PROCESS [T1-1192]**

Commissioner Carter spoke of speaking with Attorney General's office on attorney general's written opinion there was a comment that you can use a commissioners' court agenda item if you wish, but you don't have to, each commissioner can ask for an attorney general's opinion independently. She didn't want to be misunderstood – she read from page 1 of the Legal Services For County Officials booklet: only three county level officials may ask for an opinion from the attorney general, a county attorney, a district attorney, and in some cases a county auditor. She also referred to Government Code 41.007 (AG's reference) which gives the independent or individual commissioner the right to ask for a written opinion.

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Sec. 41.007. Opinions to County and Precinct Officials.

A district or county attorney, on request, shall give to a county or precinct official of his district or county a written opinion or written advice relating to the official duties of that official.

18838 FY2001 BUDGET WORKSHOP WITH ACTION TO SCHEDULE FUTURE WORKSHOP MEETINGS [T1-1266]

Judge Powers presented his FY2001 Hays County Budget. He asked that each Commissioner take a copy and review it for future workshops. A list of Budget Highlights was presented. A motion was made by Judge Powers, seconded by Commissioner Burnett to set the schedule for budget workshops as follows: Monday July 31st @ 10:00 a.m., Tuesday August 1st at the end of the regular commissioners' court meeting, Wednesday August 2nd @ 10:00 a.m. , and Friday August 4th @ 10:00 a.m. All present voting "Aye".

BUDGET HIGHLIGHTS

FY2001

TAX RATE AND VALUATION

Tax rate of 45.39¢ remains the same with additional tax revenue coming from increased values and new improvements.

	<u>FY2000</u>	<u>FY2001</u>
Tax Rate	45.39¢	45.39¢
Valuation	3,721,996.772	4,243,558,484
Tax Revenue	16,016,235	18,261,714
New Improvements		313,180,725
Increases Valuation		<u>208,380,987</u>
TOTAL INCREASE IN VALUATION		521,561,712
Increase in funds - New improvements	(60%)	1,347,287
Increase in funds - Increased valuation	(40%)	<u>898,192</u>
TOTAL INCREASE IN TAX REVENUES	(100%)	2,245,479

ALLOCATION OF INCREASED FUNDS

General Fund	1,715,957
Road & Bridge	472,157
Debt	<u>57,365</u>

TOTAL

2,245,479

BUDGETED EXPENDITURES

Requires total budgeted expenditures of \$37,956,053
Provides a 5% pay raise for all employees
Provides a 10% increase in Health Insurance premiums for employees
Provides a raise for elected officials, based upon average salaries of other counties and dissolves the current merit system for elected officials
Provides for the purchase of 22 vehicles
Provides for increased funding for roads
Provides for right-of-way funding, infrastructure improvements, road facilities and other capital improvements and purchases as outlined on following page

RESERVES

This budget requires a use of General Fund reserves of \$1,885,725 with a projected ending reserve balance for 2001 of \$5,600,000. The use of reserves is as follows:

Capital Improvements	\$ 515,725
Parks	\$ 15,000
Computer Aided Dispatch System (Sheriff)	\$ 155,000
Infrastructure Improvement (cost sharing)	\$ 200,000
Right-of-way acquisition	<u>\$1,000,000</u>
TOTAL	\$1,885,725

PERSONNEL

Includes the following additional personnel:

- 1 Safety Officer
- 1 Assistant Probation Officer
- 1 Motor Vehicle Clerk (Dripping Springs)
- 2 Traffic Officers
- 2 Tele-communicators
- 10 Corrections officers (effective 2/1/01)
- 1 Drill Instructor (grant funded)
- ½ Secretary – Constable Pct. 2
- 1 Computer Specialist
- 1 Assistant Fire Marshall
- ½ Bailiff – JP 1-2 – funded by Courthouse Security Fund
- ½ Bailiff – Family Court – funded by Courthouse Security Fund
- 1 Immunization Assistant Coordinator – funded by grant and program income
- 1 Community Service Aide – funded by grant and program income

HAYS COUNTY COMMISSIONERS' COURT MINUTES



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JULY 25, 2000

The court went through the budget highlights list. County Auditor Bill Herzog advised that we are maintaining the same tax rate of 45.39¢ and of the \$2,245,479 of extra money generated in this budget 60% will be paid by new improvements (primarily new residential) and 40% by current taxpayers. Capital Improvement Funds - most of this is for road department facilities. He spoke of traffic officers that were previously added by the court and it was found that they generate more funds than they cost. Commissioner Molenaar felt like these officers have reduced the number of fatalities on SH290. Judge Powers spoke of AG's opinion regarding County Court at Law Judge's salaries (\$1,000 less than a District Judge's salary) and the budget reflects a salary of \$109,968 for both CCL Judges. Salary increases were given to the Computer Services Director and the Environmental Health Director and the grade/step committee upgraded the Fire Marshal's position as well. Commissioner Molenaar requested that the Elected Officials Salaries be published at this time. The grade/step committee compared Hays County Elected Officials salaries with other counties and this budget does away with the merit increases for elected officials. Commissioner Carter spoke of salaries for elected officials being consistent at this time and she is not sure she is supportive of the increase. A motion was made by Commissioner Molenaar, seconded by Judge Powers to post the proposed Elected Officials salary increases. Commissioner Molenaar and Judge Powers voting "Aye". Commissioner Burnett and Commissioner Carter voting "No" MOTION FAILED

COURT WAS ADJOURNED.

MINUTES APPROVED IN OPEN COURT ON THE 1st DAY OF AUGUST, 2000.

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

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

