



STATE OF TEXAS 0
 COUNTY OF HAYS 0

ON THIS THE 14th DAY OF NOVEMBER 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 INGALSBE GONZALES	COMMISSIONER, PCT. 1
H. S. "SUSIE" CARTER	COMMISSIONER, PCT. 2
WILLIAM "BILL" BURNETT	COMMISSIONER, PCT. 3
RUSS G. MOLENAAR	COMMISSIONER, PCT. 4
LINDA C. FRITSCHÉ	DEPUTY COUNTY CLERK

WHEN THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

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

19109 APPROVE THE COMMISSIONERS' COURT MINUTES OF NOVEMBER 7, 2000

A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve the Commissioners' Court Minutes of November 7, 2000 as presented by the County Clerk. All voting "Aye".

19110 APPROVE PAYMENT OF COUNTY INVOICES

A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve payment of county invoices in the amount of \$ 326,924.66 as presented by the County Auditor. All voting "Aye".

Public Safety Services	\$ 5,350.00	Fines	\$ 173.76	Auditor's Office	\$ 368.81
Grants Administration Ofc	\$ 849.00	Juvenile Probation	\$ 1,437.98	Election Admin Ofc	\$ 58.92
Indigent Care	\$ 133.10	Transfer Station	\$ 334.40	Bldg Mtc Dept.	\$ 2,953.25
Environmental Health	\$ 380.97	Civic Center	\$ 59.01	Countywide Oper	\$ 10,104.20
Tax Assessor/Collector	\$ 515.10	District Clerk's Office	\$ 1,969.90	County Clerk's Office	\$ 217.67
Sheriff's Office	\$ 27,210.54	Jail Operations	\$ 54,308.98	County Judge's Ofc	\$ 337.07
County Court at Law 1	\$ 14.96	District Attorney's Ofc	\$ 1,100.71	J.P. 1-1	\$ 69.00
J.P. 2	\$ 262.57	J.P. 3	\$ 44.00	J.P. 5	\$ 3.32
Constable 4	\$ 15.85	Constable 5	\$ 127.46	District Court Oper	\$ 7,206.39
Co & JP Court Operations	\$ 4,567.46	Computer Services	\$ 4,237.74	Fire Marshal/EMC Ofc	\$ 417.24
TJPC CCAP Grant	\$ 8.65	Assoc Judge/Family Law	\$ 49.26	Special Counsel Ofc	\$ 135.97
CJD/VOCA Grant	\$ 192.67	CJD/VAWA Grant	\$ 306.83	NRCS/Dam Site 5 Grant	\$ 5,590.15
CAPCO/911 Addrs Mtc	\$ 50.00	General Fund Credit	<\$281.45>	R&B Operations	\$ 176,036.93
Precinct 1	\$ 201.03	Precinct 2	\$ 572.97	Precinct 3	\$ 109.55
Precinct 4	\$ 50.00	Road Reconstruction	\$ 5,294.43	Co Engineer Office	\$ 81.90
R&B General Fund Credit	<\$138.90>	Hays Co Parks Fund	\$ 68.91	Records Preservation	\$ 6,007.40
Health Svcs Grants	\$ 89.38	Law Library Fund	\$ 83.13	Family Health Svcs Fund	\$ 878.65
TDED Stellar Plastics Grant	\$ 2,072.63	TDHCA New Canaan Grant	\$ 4,408.35	TDED/Ace in the Hills Grnt	\$ 184.77
Tobacco Settlement Fund	\$ 42.00				

19111 APPROVE BUDGET AMENDMENT #01-04

A motion was made by Commissioner Molenaar , seconded by Commissioner Burnett to approve Budget Amendment No. 01-04 as proposed by the County Auditor. All voting "Aye".

AMENDMENT NO. 2001-04 FY 2001 BUDGET 11-14-00				
FUND NO. 01 FUND TITLE GENERAL FUND				
	APPROPRIATION BEFORE AMENDMENT	AMENDMENT INCREASES DECREASES		APPROPRIATION AS AMENDED
DOJ/SCHOOL RESOURCE OFFICERS (702):				
01-702-5021 Staff	-0-	111,420		111,420
01-702-5101 FICA/RET	-0-	18,652		18,652
01-702-5160 Insurance	-0-	11,608		11,608
01-702-5346 Worker Comp	-0-	1,304		1,304
		<u>142,948</u>		
REVENUE:				
01-381-2702 DOJ/SRO Grant	-0-	<u>142,948</u>	142,948	
<i>Budget new grant as approved</i>				
FIRE MARSHAL (472):				
01-472-5219 Supplies	1,500	350		1,850
01-472-5711 Office Equipment	350		(350)	-0-
<i>Transfer for purchase of items less than 300 limit</i>				


19112 AWARD BID #20B030 IN THE AMOUNT OF \$17,323.47 FOR CONCRETE BOX CULVERTS TO HANSON CONCRETE PRODUCTS

This project is located 1.5 miles from FM2325 on Pump Station Road (CR218). Two bids were received for the concrete box culverts: Hanson Concrete Products (\$17,323.47) and Newbasis (unable to meet specs). County Road Supt/Engineer Jerry Borcherding reviewed the bid and recommended awarding contract to Hanson Concrete Products. A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to award bid #20B030 in the amount of \$17,323.47 for concrete box culverts to Hanson Concrete Products. All voting "Aye".

19113 AWARD ANNUAL CONTRACT FOR AUCTIONEERING SERVICES TO RENEE BATES AUCTIONEERS, INC. AND AUTHORIZE THE JUDGE TO EXECUTE AUCTIONEERING SERVICES AGREEMENT BETWEEN THE CITY OF SAN MARCOS, HAYS COUNTY, SAN MARCOS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT AND RENEE BATES AUCTIONEERS, INC.

It is time for the annual county auction to be held in conjunction with the City of San Marcos and the San Marcos CISD. The City of San Marcos has prepared specs and has solicited for auctioneering services. Two proposals were received (Renee Bates Auctioneers Inc. and Yeaman's Enterprise Services). Proposals have been reviewed by city, county and school district and recommendation is to award this annual contract to Renee Bates Auctioneers. The commission being paid to the auctioneer for these services will be 9% of gross proceeds. A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to award annual contract for auctioneering services to Renee Bates Auctioneers Inc. and authorize the County Judge to execute auctioneering services agreement between the City of San Marcos, Hays County, San Marcos Consolidated Independent School District and Renee Bates Auctioneers, Inc. All voting "Aye".

19114 RESUBDIVISION OF COTTONWOOD CREEK BUSINESS PARK LOT 1 (CREATING LOTS 1-A & 1-B) [00-1-111] * APPROVE FINAL PLAT [T1-33]

Environmental Health Director Allen Walther advised that additional acreage is being added to the original Lot 1 and then it is being divided into two lots (1-A & 1-B). He gave staff recommendation for approval of final plat. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to approve final plat of "Resubdivision of Lot 1 Cottonwood Creek Business Park (creating Lots 1-A & 1-B). All voting "Aye".

19115 RUBY RANCH SECTION 8 [00-2-101] * APPROVE FINAL PLAT [T1- 44]

Environmental Health Director Allen Walther advised that this is a new section of a phased development. A Letter Of Credit has been submitted for filing. He gave staff recommendation for final plat approval. A motion was made by Commissioner Carter, seconded by Commissioner Ingalsbe to approve final plat of "Ruby Ranch Section 8". All voting "Aye".

19116 J-BAR-F SUBDIVISION [00-4-095] * APPROVE FINAL PLAT [T1-56]

Environmental Health Director Allen Walther advised that this is a two lot subdivision – he gave staff recommendation for final plat approval. A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve final plat of "J-Bar-F Subdivision". All voting "Aye".

19117 CONNER ACRES [00-4-120] * APPROVE FINAL PLAT

Environmental Health Director Allen Walther advised that this is a two lot subdivision – he gave staff recommendation for final plat approval. A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve final plat of "Conner Acres". All voting "Aye".

19118 COVES OF CIMARRON SECTION TWO PHASE FOUR [00-2-121] * APPROVE AMENDMENT TO RECORDED PLAT [T1-87]

Environmental Health Director Allen Walther advised that there was an error on the recorded plat (total number of lots block was incorrect in its count by one lot). An affidavit has been submitted for approval to correct the recorded plat as recommended by the County Clerk's office. He gave staff recommendation for approval of amendment. A motion was made by Commissioner Carter, seconded by Commissioner Ingalsbe to approve amendment to recorded plat and Affidavit to the Public as submitted regarding "Coves of Cimarron Section Two Phase Four" subdivision. All voting "Aye".

Due to a typographical error by the engineering firm that prepared such plat, the "TOTAL NUMBER OF LOTS" shown on Page 190 of Volume 9 of said Plat Records incorrectly showed Block "A" as having 19 lots when in fact is has only 18 lots and it also incorrectly showed Block "D" as having 1 Lot when in fact it has 2 Lots; and therefore, such subdivision plat should be corrected so that "TOTAL NUMBER OF LOTS" shown on Page 190 of Volume 9 of said Plat Records reads as follows:

TOTAL NUMBER OF LOTS
 BLOCK "A" 18 LOTS <1 ACRE
 BLOCK "D" 1 LOT <1 ACRE
 BLOCK "D" 1 LOT <2 ACRES>1 ACRE



19119 CALL FOR A PUBLIC HEARING TO BE HELD ON NOVEMBER 21, 2000 TO CHANGE TRAFFIC REGULATIONS AT SOUTHRIDGE ESTATES SUBDIVISION (SPEED LIMIT) [T1-103]

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Molenaar to call for a public hearing to be held on November 21, 2000 to change traffic regulations at Southridge Estate Subdivision (speed limit). All voting "Aye".

19120 AUTHORIZE THE COUNTY JUDGE TO EXECUTE TWO AGREEMENTS WITH UNION PACIFIC PROVIDING FOR THE RELOCATION OF THE CROSSING ARMS AND IMPROVEMENTS TO APPROACHES ON POSEY ROAD [T1-111]

Commissioner Ingalsbe advised that there are two sets of Railroad crossing signal on Posey Road (which is being reconstructed). County Road Supt./Engineer Jerry Borcharding advised that the RR crossing arms will create a bottleneck with improved width of Posey Road. He stated that we have contacted the railroad company and asked them to move the signals and install concrete approaches and they have estimated that work to cost approximately \$175,550. For comparison, a project recently proposed in Buda had cost estimates similar to these. This expenditure was not considered in this year's budget, however, he feels that he will be able to adjust the approved budget to cover the costs and at the same time avoid negatively affecting completion of other road projects. Special Counsel Jacqueline Cullom Murphy advised that the county is not exempt from paying relocation costs such as this. Jerry Borcharding spoke of contracts involved in this project - would allow county to do their work and pay the RR to do signal and approach work. He also advised that two contracts deal with the work of the RR contractors (moving signals and installing concrete approaches) and two other contracts allowing county crews to do work between the railroad tracks on railroad right-of-way. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Molenaar to authorize the County Judge to execute two agreements with Union Pacific providing for the relocation of the crossing arms and improvements to approaches on Posey Road to be funded from the Road Dept. budget (transfer funds from line item #03-438-5351 to Road Reconstruction line item #03-464-5612) with amount not to exceed \$ 176,000. All voting "Aye".

19121 PUBLIC HEARING AND ACTION TO MODIFY TRAFFIC REGULATIONS (STOP SIGNS) AT THE INTERSECTION OF COUNTY ROAD 130 AND COUNTY ROAD 157 (GOFORTH ROAD) IN THE KYLE AREA [T1-215]

Judge Powers declared the public hearing open - no public input was received and public hearing was closed. County Road Supt./Engineer Jerry Borcharding advised that the proposed changes will stop all traffic on Goforth Road/CR157 and allow non-stop traffic on County Road 130 to address safety issues dealing with school located on Goforth Road. A motion was made by Commissioner Carter, seconded by Commissioner Ingalsbe to modify traffic regulations at the intersection of CR130 and CR157/Goforth Road in the Kyle area by removing existing STOP sign on CR130 @ intersection with CR157, keep existing STOP sign on CR157 @ intersection with CR130, and replace existing YIELD sign on CR157 with a STOP sign @ second intersection with CR130. All present voting "Aye". Commissioner Molenaar was not present to vote on this agenda item.

19122 PUBLIC HEARING AND ACTION TO ESTABLISH TRAFFIC REGULATIONS (STOP SIGNS) IN THE DOVE HILL ESTATES SUBDIVISION IN THE KYLE AREA [T1-240]

Judge Powers declared the public hearing open - no public input was received and the public hearing was closed. County Road Supt.Eng. Jerry Brocharding advised that this subdivision has never had interior stop signs and he recommended establishment at this time. A motion was made by Commissioner Carter, seconded by Commissioner Burnett to establish traffic regulations in the Dove Hill Estates Subdivision as follows: STOP signs on Red Bird Trail @ intersection with Dove Lane, on Dove Lane @ intersection with Quail Cove, on Mockingbird Lane @ intersection with Quail Cove, and on Swallow Court @ intersection with Quail Cove. All voting "Aye".

19123 WAIVE PERSONNEL POLICY REQUIREMENTS FOR TB/COMMUNICABLE DISEASE NURSE VACANCY DUE TO THE COMPLEXITY AND NEED FOR EXTENSIVE TRAINING IN THIS POSITION [T1-258]

The Registered Nurse who has been employed as the TB/Communicable Disease Nurse is resigning as of November 30, 2000. Health Dept. Director Gay Helmlly would like to transfer an RN from the child health clinic to fill her position. Because this nursing position required exceptional expertise, she feels that the RN filling the position will need extra time for training. She is requesting to transfer the child health nurse to the TB/Communicable Disease position on November 4, 2000 in order to allow her time to learn the complicated duties of this job. This would mean having two nurses in one position for four weeks rather than the usual two-week maximum. There are funds in the budget to cover this expense and they have hired an RN to fill the vacancy of the nurse who is transferring. A motion was made by Commissioner Ingalsbe , seconded by Commissioner Carter to waive personnel policy requirements for TB/Communicable Disease Nurse vacancy due to the complexity and need for extensive training in this position. All voting "Aye".



19124 CANVASS ELECTION RETURNS FOR THE GENERAL ELECTION, EDWARDS AQUIFER AUTHORITY DISTRICT 10 ELECTION, AND WIMBERLEY VILLAGE LIBRARY DISTRICT ELECTION [T1-280]

Elections Administrator Joyce Cowan submitted election results for the General Election, Edwards Aquifer and Wimberley Village Library District elections. A motion was made by Judge Powers, seconded by Commissioner Molenaar to approve canvass of election returns for the General Election, Edwards Aquifer Authority District 10 Election, and Wimberley Village Library District Election. All voting "Aye".

Commissioner Burnett spoke of need for a workshop to see how we can get more election personnel to reduce the amount of time voters have to spend waiting to vote and a less complicated format for results on the county website. Joyce Cowan spoke of need for more space to hold elections. Commissioner Ingalsbe spoke of requests by citizens for the old "results board". She gave her appreciation to Joyce for her 15 years of service. Nick Icoosipentarhos spoke in support of her service to Hays County.

Clerk's Note: Agenda Item #17 RE: Bids on Property Held in Trust was pulled because the Tax Assessor-Collector was not present to address this item.

19125 AUTHORIZE DISBURSAL OF COUNTY ATLASES TO VARIOUS OFFICES AND SET A PRICE FOR ATLAS SALES TO THE PUBLIC [T1-446]

Environmental Health Director Allen Walther proposed the number of atlas books needed for local disbursement: Sheriff's Dept = 150, Constables = 1 for each Constable 1 for Office & 1 for each fulltime Deputy, Justices of the Peace = 1 for each JP & 1 for each office, Fire Marshal = 1 for Fire Marshal 1 for Office & 1 for Deputy, County Road Dept. = 10, Central Appraisal District = 5, City of San Marcos = 3, Other Cities - 1 each, Rural Fire Districts = 1 for each Chief 1 for each Office & 1 for each fire truck, EMS District = 1 for each Office & 1 for each ambulance, Extension Office = 4, County Clerk's office = 3, District Attorney's Office = 5, Tax Assessor's Office = 3, Election Office = 3, Hays County Health Dept = 4, and Hays County Veterans Officer = 1. They looked at the cost to print and came up with a fee of \$20.00. County Auditor Bill Herzog advised that the fee breakdown would be as follows: \$18.48 revenue from each book plus \$1.52 tax to be sent to the State Comptroller. Books will be sold out of each precinct office and Environmental Health office. Books should be available in about one week. Revisions will be done in-house. Allen Walther thanked Steve Floyd (GIS Admin) for his work on this project. A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to authorize disbursement of county atlases to various offices and set a price of \$20.00 for each atlas sold to the public. All voting "Aye".

19126 AWARD CONTRACT TO JOEL BARNARD & ASSOCIATES TO PROVIDE REAL ESTATE SERVICES [T1-533]

Purchasing Agent Debbie Bilbrey advised that the court appointed committee reviewed three proposals for a Real Estate Broker: Joel Barnard & Associates, Randall Morris & Associates, and Lone Oak Real Estate (Reynell Smith & Jerry Kilpatrick). The committee interviewed each applicant and ranked them accordingly. The selected Broker will assist the county in determining what surplus property locations are currently marketable and market those tracts. The committee recommends awarding the contract to Joel Barnard & Associates (references were excellent). Commissioner Burnett spoke of need to re-appraise the old hospital property (IH35 north). A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to award contract to Joel Barnard & Associates to provide Real Estate services. All voting "Aye".

Clerk's Note: Agenda Item #20 RE: Amending the Hays County Parks Regulations Ordinance No. 18023 to set hours of operation for Dudley Johnson Park was pulled. No discussion and no action taken.

Court was adjourned.

MINUTES APPROVED IN OPEN COURT ON THE 21st DAY OF NOVEMBER, 2000.

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

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

