



STATE OF TEXAS 0  
 COUNTY OF HAYS 0

ON THIS THE 10<sup>TH</sup> DAY OF APRIL, A.D., 2001, 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  
 RUSS G. MOLENAAR  
 LINDA C. FRITSCH

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

WITH THE FOLLOWING MEMBER ABSENT: COMMISSIONER PCT. 3 WILLIAM "BILL" BURNETT  
 WHEN THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

**Clerk's Note:** Agenda Item #1 RE: Activities of the Hays County Parks Advisory Board was pulled. No discussion and no action.

**19410 APPROVE THE COMMISSIONERS' COURT MINUTES OF APRIL 3, 2001**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Molenaar to approve the Commissioners' Court minutes of April 3, 2001 as presented by the County Clerk. All present voting "Aye".

**19411 APPROVE PAYMENT OF COUNTY INVOICES**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Molenaar to approve payment of county invoices in the amount of \$323,636.65 as presented by the County Auditor. All present voting "Aye".

|                            |               |                           |              |                               |              |
|----------------------------|---------------|---------------------------|--------------|-------------------------------|--------------|
| Licenses & Permits         | \$ 226.30     | Public Safety Svcs        | \$ 1,869.00  | Fines                         | \$ 120.72    |
| Auditors Office            | \$ 1,992.37   | Treasurer's Office        | \$ 75.28     | Extension Office              | \$ 261.71    |
| Grants Administration      | \$ 78.34      | Juvenile Probation        | \$ 4,322.49  | Election Administration       | \$ 167.73    |
| Community & Soc Svcs       | \$ 155,168.00 | Transfer Station          | \$ 118.60    | Building Maint. Dept.         | \$ 3,062.32  |
| Environmental Health       | \$ 1,402.10   | Civic Center              | \$ 4,194.20  | Countywide Operating          | \$ 24,660.24 |
| Tax Assessor/Collector Ofc | \$ 14.08      | District Clerk's Office   | \$ 316.84    | Sheriffs Office               | \$ 6,925.89  |
| Jail Operations            | \$ 3,175.43   | County Judge's Office     | \$ 264.19    | County Court at Law 1         | \$ 149.95    |
| District Attorney's Office | \$ 923.86     | Justice of the Peace 1-1  | \$ 72.17     | Justice of the Peace 1-2      | \$ 325.85    |
| Justice of the Peace 2     | \$ 846.54     | Justice of the Peace 3    | \$ 67.64     | Justice of the Peace 5        | \$ 289.16    |
| Dept of Public Safety      | \$ 291.34     | Constable 1               | \$ 269.16    | Constable 2                   | \$ 108.21    |
| Constable 3                | \$ 47,578     | Constable 5               | \$ 182.32    | District Court Operations     | \$ 7,506.22  |
| Veterans Admin Office      | \$ 673.46     | Computer Services         | \$ 2,999.82  | DPS/License & Weights         | \$ 408.44    |
| Fire Marshal/EMC Office    | \$ 148.42     | TABC Office               | \$ 135.65    | District Court Reporters      | \$ 75.38     |
| TJPC CCAP Grant            | \$ 2,329.64   | Hays Co Historical Comm   | \$ 500.00    | Assoc Judge/Family Law        | \$ 41.50     |
| Animal Control             | \$ 9,000      | CJD/VOCA Grant            | \$ 150.72    | CJD/VAWA Grant                | \$ 68.41     |
| CJD/Truancy Officer Grant  | \$ 80.00      | CAPCO/911 Addrs Mtc.      | \$ 69.14     | TJPC/Juv Justice Alt Ed Grant | \$ 612.77    |
| General Fund Credit        | <\$593.89>    | R&B Operations            | \$ 81,140.42 | Precinct 1                    | \$ 126.77    |
| Precinct 2                 | \$ 218.00     | Precinct 3                | \$ 492.18    | R&B General Credit            | <\$4,921.69> |
| Hays Co Parks Fund         | \$ 45.72      | Records Mngt/Co Clerk     | \$ 1,249.55  | Health Services Grants        | \$ 108.70    |
| Law Library Fund           | \$ 94.35      | Sheriffs Special Projects | \$ 231.56    | Courthouse Security Fund      | \$ 56.06     |
| Medical & Dental Insur     | \$ 4,904.00   | Sheriffs Drug Forf Fund   | \$ 2,011.89  | Family Health Services Fund   | \$ 1,123.86  |
| Court Reporters Svc Fund   | \$ 200.00     | TDHCA New Canaan          | \$ 360.00    |                               |              |

**19412 APPROVE UTILITY PERMIT #01460**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Molenaar to approve Utility Permit #01460 on Blanco Drive (Paradise Valley Subd.) issued to Wimberley Water Supply Corporation as submitted by the Hays County Road Department. All present voting "Aye".

**19413 APPROVE REFUND OF OVER PAYMENTS/DOUBLE PAYMENTS OF TAXES**

The following over payments/double payments were submitted for refund:

|                                       |             |                |
|---------------------------------------|-------------|----------------|
| Lot 99 Friendship Ranch Phase II      | \$ 4,906.09 | double payment |
| Lot 44 Triple Creek Ranch Sec 1 Blk B | \$ 3,585.84 | double payment |
| Lot 576 Sunset Canyon Sec 3           | \$ 923.81   | double payment |
| 1 acre Andrew Mitchell Survey         | \$ 645.93   | double payment |
| Lot 46A Bear Creek Oaks Sec 1         | \$ 2,182.59 | overpayment    |
| 2.86 ac GC&SRRR No 2 Survey           | \$ 992.02   | overpayment    |
| Tr 4 Skyline II                       | \$ 3,004.37 | double payment |
| Lot 15 Blk H Plum Creek Ph I Sec 1-B  | \$ 1,398.97 | double payment |
| Lot 13 Goldenwood Section 1           | \$ 3,739.10 | double payment |

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Molenaar to approve refund of overpayments/double payments of taxes as submitted by the County Tax Assessor-Collector. All present voting "Aye".



**19414 APPROVE PURCHASE OF 8,000 GALLON ASPHALT STORAGE TANK FROM DURACO INDUSTRIES FOR THE ROAD DEPARTMENT AT A COST OF \$33,500.00 AND AMEND BUDGET ACCORDINGLY**

Funds are available in line item 03-369-3691 (other revenue) from buy-back of equipment. Approval of this item will amend the budget by transferring funds from 03-369-3691 to Road Department equipment line item 03-438-5714. Purchase will be made off State contract, therefore it is exempt from the bid process. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Molenaar to approve purchase of a 8,000 gallon asphalt storage tank from Duraco Industries for the Road Department at a cost of \$33,500.00 and amend the budget accordingly. All present voting "Aye".

**19415 AUTHORIZE THE COUNTY JUDGE TO SUBMIT A GRANT APPLICATION TO THE BURDINE JOHNSON FOUNDATION FOR UP TO \$10,000 FOR THE HAYS COUNTY HISTORICAL COMMISSION**

Hays County Historical Commission Chair Kate Johnson would like to submit a grant request for up to \$10,000 to the Burdine Johnson Foundation for the Historical Commission. The funds will be used for daily expenses of the HCHC – no match required by the county. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Molenaar to authorize the County Judge to submit a grant application to the Burdine Johnson Foundation for up to \$10,000 for the Hays County Historical Commission. All present voting "Aye".

**19416 APPROVE PURCHASE OF LAP TOP COMPUTER AND RADAR UNIT FOR TRUANCY OFFICER GRANT 01-717**

Request was to create a line item for equipment and transfer funds from supplies to purchase a laptop computer and a radar unit with cost not to exceed \$3,500. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Molenaar to approve purchase of lap top computer and radar unit for Truancy Officer Grant 01-717. All present voting "Aye".

**19417 APPOINT RALPH RICE TO REPLACE JOHN MCCAUGHN TO THE NORTHEAST HAYS COUNTY EMERGENCY SERVICE DIST. #2 BOARD**

Commissioner Carter advised that John McCaughn has been asked to be replaced on the NEHCESD#2 board due to family illnesses and responsibilities. She recommended appointment of Ralph Rice. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Molenaar to appoint Ralph Rice to replace John McCaughn to the Northeast Hays County Emergency Service District #2 board. All present voting "Aye".

**19418 APPROVE BUDGET AMENDMENT 01-18**

Sam Davis asked for details regarding the budget amendment. County Auditor Bill Herzog explained the budget amendment: Adult Probation lease increase approved by the court = \$9,500 National Register Nomination Fund budget increase to reflect additional contributions = \$4,960 District Attorney's office furniture balance line item transfer = \$222 Road & Bridge Operations needed office supplies line item transfer = \$2,084 Bureau of Child Health Grant exam table approved by Commissioners Court - \$3,000. A motion was made by Commissioner Molenaar, seconded by Commissioner Carter to approve Budget Amendment #01-18 as proposed by the County Auditor. All present voting "Aye".

|  |                                      |                         |                         | AMENDMENT<br>NO. 2001-18<br>FY 2001 BUDGET<br>4-10-01 |
|--|--------------------------------------|-------------------------|-------------------------|---|
| FUND NO. 01<br>FUND TITLE <u>GENERAL FUND</u>              |                                      |                         |                         |   |
| LINE ITEM - EXPENDITURES                                   | APPROPRIATION<br>BEFORE<br>AMENDMENT | <u>AMENDMENT</u>        |                         | APPROPRIATION<br>AS<br>AMENDED                        |
|  |                                      | <u>INCREASES</u>        | <u>DECREASES</u>        |   |
| <b>COUNTY-WIDE (414):</b>                                  |                                      |                         |                         |   |
| 01-414-5471 Office Rent                                    | 126,000                              | 9,500                   |                         | 135,500   |
| 01-414-5399 Contingencies                                  | 58,988                               |                         | (9,500)                 | 49,488  |
| <i>Transfer for approved Adult Probation lease renewal</i> |                                      |                         |                         |   |
| <b>THC/NAT'L REGISTER NOMINATION/BUDA (719):</b>           |                                      |                         |                         |   |
| 01-719-5448 Consultant                                     | 4,260                                | 700                     |                         | 4,960   |
| <b>REVENUE:</b>  |                                      |                         |                         |   |
|  |                                      | <b><u>DECREASE:</u></b> | <b><u>INCREASE:</u></b> |   |
| 01-367-4490 Contributions/Historical                       |                                      | 2,500                   | 700                     | 3,200   |
| <i>Budget additional historical contributions</i>          |                                      |                         |                         |   |
| <b>DISTRICT ATTORNEY (423):</b>                            |                                      |                         |                         |   |
| 01-423-5711 Office Equipment                               | 2,500                                | 222                     |                         | 2,722   |
| 01-423-5211 Office Supply                                  | 7,000                                |                         | (22)                    | 6,978   |
| 01-423-5391 Other  | 100                                  |                         | (100)                   | -0-   |
| 01-423-5411 Office Equipment Maintenance                   | 100                                  |                         | (100)                   | -0-   |
|  |                                      | <u>222</u>              | <u>(222)</u>            |   |
| <i>Transfer for balance of furniture</i>                   |                                      |                         |                         |   |



|  |                  |                  |                  | AMENDMENT<br>NO. <b>2001-18</b><br>FY 2001 BUDGET<br>4-10-01 |
|--|------------------|------------------|------------------|--|
| FUND NO. <u>03</u>                               |                  |                  |                  |  |
| FUND TITLE <u>ROAD &amp; BRIDGE GENERAL FUND</u> |                  |                  |                  |  |
| <u>LINE ITEM - EXPENDITURES</u>                  | <u>AMENDMENT</u> | <u>AMENDMENT</u> |                  | <u>APPROPRIATION</u>   |
|  | <u>BEFORE</u>    | <u>INCREASES</u> | <u>DECREASES</u> | <u>AS</u>  |
| <u>ROAD &amp; BRIDGE OPERATIONS (438):</u>       |                  |                  |                  |  |
| 03-438-5211 Office Supply                        | 4,500            | 2,084            |                  | 6,584  |
| 03-438-5443 Consultants                          | 15,000           |                  | (2,000)          | 13,000   |
| 03-438-5711 Office Equipment                     | 2,600            |                  | (84)             | 2,516  |
|  |                  | <u>2,084</u>     | <u>(2,084)</u>   |  |
| <i>Transfer for needed expense</i>               |                  |                  |                  |  |
| FUND NO. <u>10</u>                               |                  |                  |                  |  |
| FUND TITLE <u>HEALTH SERVICES GRANTS FUND</u>    |                  |                  |                  |  |
| <u>LINE ITEM - EXPENDITURES</u>                  | <u>AMENDMENT</u> | <u>AMENDMENT</u> |                  | <u>APPROPRIATION</u>   |
|  | <u>BEFORE</u>    | <u>INCREASES</u> | <u>DECREASES</u> | <u>AS</u>  |
| <u>TDH/BUREAU OF CHILD HEALTH GRANT (469):</u>   |                  |                  |                  |  |
| 10-469-5719 Miscellaneous Equipment              | -0-              | 3,000            |                  | 3,000  |
| 10-469-5448 Contract Services                    | 20,000           |                  | (3,000)          | 17,000   |
| <i>Transfer for approved exam table</i>          |                  |                  |                  |  |

**19419 CORNERSTONE WEST PHASE I SECTION I [00-2-130] \* APPROVE FINAL PLAT [T1-118]**

Environmental Health Director Allen Walther advised that this subdivision was presented as a 4 lot subdivision, however, the final plat is for a one lot subdivision - he gave staff recommendation for approval. A motion was made by Commissioner Carter, seconded by Commissioner Ingalsbe to approve final plat of "Cornerstone West Phase I Section I" subdivision. All present voting "Aye".

**19420 KASPER SUBDIVISION [01-4-028] \* APPROVE FINAL PLAT [T1-142]**

Environmental Health Director Allen Walther advised that this subdivision is located on a private road easement [Vol. 390 Pg 285 - North Rainbow Ranch Road] He gave staff recommendation for final approval. A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve final plat of "Kasper Subdivision". All present voting "Aye".

**Clerk's Note:** Agenda Item #14 RE: Acceptance of Grandview and Centerview Drive in the Eagle Point Subdivision as county maintained roads was pulled. No discussion and no action taken.

**19421 AUTHORIZE COUNTY JUDGE TO SUBMIT A GRANT APPLICATION TO THE BULLETPROOF VEST PARTNERSHIP PROGRAM OF THE U.S. OFFICE OF JUSTICE PROGRAMS AND TO EXECUTE CONTRACT FOR \$5,950.00 [T1-153]**

Summary: Grant and matching funds will be used to purchase up to 34 custom bulletproof vests for county deputies, constables and other law enforcement officers. No administration funds are included in the grant. The total grant request is for \$11,900, Hays County will provide 50 percent matching funds. Public Comment: Charlie Johnson requested support for the grant application. Larry Sowards, State President of the Fraternal Order of Police Texas State Lodge and an Officer in this area for 17 years (started his career with the Hays County Sheriffs Dept.), spoke in support of this grant submission - he spoke of importance in wearing bulletproof vest (saves lives - reduces the severity of injury and death). He spoke of the vest taking the brunt of kicks, punches and falls by Officers in the course of their daily duties. The vest has about a 5 year life expectancy to it. He advised that he has been informed that every officer in the Sheriff's Department has a vest. Sgt. Casteel advised that every officer is issued a vest - the grant will pay 50% or the county will have to pay 100%. He spoke of grant falling prior to the next budget year - at this time we are not sure how many officers we will have next fiscal year. Sgt. Casteel advised that each vest is custom-fit for each individual and cannot be passed down to others. A motion was made by Commissioner Molenaar, seconded by Judge Powers to authorize the County Judge to submit a grant application to the Bulletproof Vest Partnership Program of the U.S. Office of Justice Programs and to execute a contract for \$5,950.00. All present voting "Aye".

**19422            CONSIDER BIDS ON PROPERTY HELD IN TRUST    [T1-283]**

County Tax Assessor-Collector Luanne Caraway advised that the bid previously accepted for property at 1002 Bishop Street, San Marcos was not approved by the City of San Marcos and we now have a bid for \$4,000 (prior bid was \$3,000) - the building on the property needs to be torn down. She recommended acceptance of the new bid. A motion was made by Commissioner Molenaar, seconded by Judge Powers to accept bid of \$4,000 for property held in trust located at 1002 Bishop Street in San Marcos, Texas [Lot 333 Blk 27 Westover Addition]. All present voting "Aye". Luanne Caraway spoke of 14 Woodcreek lots (\$800 bid on each lot) - Wimberley ISD has accepted the bids. She recommended approval of bids. A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to accept bids on property held in trust - 14 Woodcreek lots as recommended by County Tax Assessor-Collector. All present voting "Aye".

**19423            ACCEPT PROPOSAL FOR THE APPRAISAL OF THE TRIANGLE PROPERTY IN DRIPPING SPRINGS    [T1-337]**

Commissioner Molenaar spoke of need for an appraisal of the triangle property for possible interlocal agreement with the City of Dripping Springs. Appraisal will be used for negotiation purposes - do we sell the property to the City or do we work out an agreement for office space. Graham & Associates Inc. (Real Estate Appraisers & Consultants) will appraise the property for a fee not to exceed \$950. Commissioner Molenaar spoke of only a portion of the triangle property is buildable - he and the City Council have discussed joint facilities for the county and the city on this property. There is a possibility that the property could be exchanged for approximately 3700 square feet of office space (to be built by the City). He spoke of improvements that have already been made to the property. We have 2.33 acres - only a small portion of the triangle is not in the floodplain - the proposal is for a parking area in the floodplain. Commissioner Carter stated that she would like for the building committee to look at this in the light of our overall plan of priorities so we don't start putting cities interest ahead of what we need to do for the county. Commissioner Molenaar spoke of this being a partnership with the City of Dripping Springs - we will only be evaluating the property to see what it is worth so that we can sell it or work out some other proposal. Judge Powers stated that this could save the county \$4,000 per month in rent - we need to find out what the property is worth. A motion was made by Commissioner Molenaar, seconded by Judge Powers to accept proposal for the appraisal of the Triangle Property in Dripping Springs to be paid out of contingency funds. Commissioner Molenaar, Commissioner Ingalsbe and Judge Powers voting "Aye". Commissioner Carter voting "No".

**19424            AWARD BID FOR MOWING OF GROUNDS MAINTENANCE FOR DUDLEY JOHNSON PARK/KYLE LOG CABIN TO MAINTENANCE MANAGEMENT**

Sam Davis asked for cost of services for grounds maintenance. County Auditor Bill Herzog advised that the bid from Maintenance Management for Dudley Johnson Park is \$528 per cut plus \$25.00 per man hour for one-time annual pruning and \$22 per man hour for extra services - Kyle Log Cabin fees are \$125 per cut plus \$22 per man hour for extra services. He researched the amount spent in previous years and advised that since the Dudley Johnson park was closed last year, he had to go back to FY99 - at that time the county spent \$ 5,670. A motion was made by Judge Powers, seconded by Commissioner Molenaar to award bid for mowing of grounds maintenance for Dudley Johnson Park and Kyle Log Cabin to Maintenance Management. All present voting "Aye".

**Court was ADJOURNED.**

**MINUTES APPROVED IN OPEN COURT ON THE 17<sup>TH</sup> DAY OF APRIL, 2001**

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

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

