



JULY 3, 2001

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STATE OF TEXAS *

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COUNTY OF HAYS *

ON THIS THE 3rd DAY OF JULY, A.D., 2001, THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, MET IN REGULAR MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:

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

THE FOLLOWING MEMBERS WERE ABSENT: COUNTY JUDGE JAMES L. POWERS WHEN THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Presiding Officer Commissioner Russ Molenaar called the meeting to order and gave the invocation. Commissioner Burnett led the Court in the Pledge of Allegiance to the Flags.

PRESENTATION BY CENTRAL APPRAISAL DISTRICT IN REFERENCE TO THE APPRAISAL PROCESS

Central Appraisal District Chief Appraiser Pete Islas appeared before the court. Mr. Islas advised that protest hearings are currently being held regarding increased tax appraisals. He spoke of adjusting values by sales information being obtained - land values are done first (2,000-3,000 new lots every year) by running sales ratios on current sales. He spoke of difficulty in getting sales information on certain types of properties and he spoke of improved property sales calculations - try to get to 100% of market value. Mr. Islas stated that the biggest complaint is that taxes are too high, not so much the value - and primarily the school taxes. Mr. Islas spoke of the property tax code that requires him to appraise all properties at market value. He spoke of homestead caps (you pay taxes only up to 10% of the increase in value - even though the additional value is shown) and he explained exemptions. He spoke of taxes frozen at age 65 and advised that he has over 2,000 accounts under protest at this time. He explained the procedure for late protest.

PRESENTATION REGARDING USE OF CREDIT CARDS IN THE TAX OFFICE

Tax Assessor-Collector Luanne Caraway spoke of request for credit card payment - she spoke of conflict in Federal and State law that allows payment by phone or internet but not in person in the office (would require a credit card fee be paid by the county). She spoke of company that could handle the internet payments. She would like to offer this service to her customers. Commissioner Molenaar felt like this service should require going out for RFP's and Commissioners' Court approval - he wants a contract and he wants to hear from other companies. Luanne Caraway advised that motor vehicle registration can be done over the internet through a State contract.

19584 APPROVE THE COMMISSIONERS' COURT MINUTES OF JUNE 26, 2001

A motion was made by Commissioner Burnett, seconded by Commissioner Carter to approve the Commissioners' Court Minutes of June 26, 2001 as presented by the County Clerk. All present voting "Aye".

19585 APPROVE PAYMENT OF COUNTY INVOICES

A motion was made by Commissioner Burnett, seconded by Commissioner Carter to approve payment of county invoices as presented by the County Auditor in the amount of \$427,540.50. All present voting "Aye".

License & Permits	\$ 420.00	Public Safety Svcs	\$ 50,620.31	Fines	\$ 263.06
Auditor's Office	\$ 515.24	Treasurer's Office	\$ 195.88	Extension Office	\$ 1,262.98
Grants Admin Ofc	\$ 34.31	Juvenile Probation	\$ 3,601.67	Comm & Soc Svcs	\$ 155,168.00
Transfer Station	\$ 5,703.64	Building Mtc. Dept.	\$ 10,946.00	Environmental Health	\$ 1,231.42
Civic Center	\$ 4,166.27	Countywide Oper	\$ 49,296.59	District Clerk's Ofc	\$ 217.34
Sheriff's Office	\$ 3,575.87	Jail Operations	\$ 9,421.67	County Judge's Ofc	\$ 21.77
Co Court @ Law 1	\$ 115.00	District Attorney's Ofc	\$ 215.29	J.P. 1-1	\$ 24.28
J.P. 1-2	\$ 326.13	J.P. 3	\$ 71.99	J.P. 4	\$ 86.53
J.P. 5	\$ 136.71	Dept of Public Safety	\$ 698.66	Constable 1	\$ 18.84
Constable 4	\$ 194.51	Constable 5	\$ 77.64	District Court Oper	\$ 10,175.73
Co & JP Court Oper	\$ 3,310.34	Veterans Admin Ofc	\$ 1,243.55	Computer Services	\$ 464.01
TJPC Salaries Grant	\$ 640.00	DPS/License & Wgts	\$ 53.20	Fire Marshal/EMC	\$ 212.16
TJPC CCAP Grant	\$ 27,098.68	Animal Control	\$ 9,000.00	Comm Court Exp	\$ 49.95
CJD/VAWA Grant	\$ 130.00	CJD/Traunicy Ofcr	\$ 79.87	911 Address Mtc	\$ 9.80
Title IV Juv Prob Grant	\$ 2,741.02	Juvenile Acct Grant	\$ 378.03	Juv Justice Alt Ed	\$ 2.63
General Fund Credit	<\$24.99>	Rd & Bridge Operations	\$ 70,461.43	Precinct 1	\$ 348.42
Precinct 2	\$ 687.96	Precinct 3	\$ 200.00	Precinct 4	\$ 61.50
R&B Gen Credit	<\$286.42>	County Parks Fund	\$ 326.55	Rec Mng/Co Clerk	\$ 588.99
Health Svcs Grants	\$ 408.00	Sheriffs Spec Proj Fund	\$ 39.67	Sheriff's Drug Forf	\$ 460.80
Family Health Svcs	\$ 52.02				



19586 APPROVE BUDGET AMENDMENT #01-29

A motion was made by Commissioner Burnett, seconded by Commissioner Carter to approve Budget Amendment No. 01-29 as proposed by the County Auditor. All present voting "Aye".

				AMENDMENT NO. <u>2001-29</u> FY 2001 BUDGET <u>7-03-01</u>
FUND NO. <u>01</u>				
FUND TITLE <u>GENERAL FUND</u>				
<u>LINE ITEM - EXPENDITURES</u>	<u>APPROPRIATION BEFORE AMENDMENT</u>	<u>AMENDMENT</u>		<u>APPROPRIATION AS AMENDED</u>
		<u>INCREASES</u>	<u>DECREASES</u>	
<u>TREASURER (402):</u>				
01-402-5323 Bank/DD Fees	500	175		675
01-402-5461 Printing	3,800	725		4,525
01-402-5473 Equipment Lease	2,000	600		2,600
01-402-5160 Insurance	23,304		(1,500)	21,804
		<u>1,500</u>	<u>(1,500)</u>	
<i>Transfer for needed expense from personnel savings</i>				
<u>BUILDING MAINTENANCE (410):</u>				
01-410-5242 Grounds Maintenance	1,000	150		1,150
01-410-5271 Fuel	3,600	500		4,100
01-410-5419 Misc Equipment Maint	1,000	250		1,250
01-410-5451 Contract Building Maint	34,228	1,000		35,228
01-410-5456 Pest Control	1,400	150		1,550
01-410-5473 Equipment Lease	1,050	1,500		2,550
01-410-5474 Unif/Mat/Mop Rental	5,050	900		5,950
01-410-5489 Telephone/Tower/Mobile	9,115	1,300		10,415
01-410-5492 Dripping Utilities	5,400	1,300		6,700
01-410-5413 Vehicle Maintenance	3,000	250		2,750
3,25001-410-5281 Janitorial Supplies	20,805		(50)	20,755
01-410-5741 Misc Cap Improvements	33,725		(7,250)	26,475
		<u>7,300</u>	<u>(7,300)</u>	
<i>Transfer for needed expense</i>				
<u>CONSTABLE 5 (435):</u>				
01-435-5717 Law Enf Equipment	10,798		(158)	10,640
<u>OJP/BULLET-PROOF VEST GRANT (701):</u>				
01-701-5717 Law Enf Equipment	10,408	158		10,566
<i>Transfer match share to grant from Constable 5</i>				

19587 AWARD BID FOR THE 2ND PHASE OF CEDAR OAKS MESA, 66,000 GALLON STORAGE TANK

Summary: Two (2) contractors participated in the bidding of the project and John Dorn Tankbuilding Inc. of Vidor, Texas is the low bidder. The second bidder was Water Treatment construction of Bryan, Texas at a cost of \$59,200.00. It is the recommendation of Hehl, Lee & Associates, the Grants Department, and Purchasing to make the award to John Dorn Tankbuilding. A motion was made by Commissioner Burnett, seconded by Commissioner Carter to award bid for the second phase of Cedar Oaks Mesa 66,000 gallon storage tank to John Dorn Tankbuilding, Inc. in the amount of \$44,500.00. All present voting "Aye".

19588 ACCEPT AUDIT OF HAYS COUNTY TREASURER

A motion was made by Commissioner Burnett, seconded by Commissioner Carter to accept audit of the Hays County Treasurer's Office as presented. All present voting "Aye".

19589 AWARD BID FOR PACKAGED AIR CONDITIONING UNITS WITH GAS-FIRED HEAT FOR THE HAYS COUNTY JUSTICE CENTER

Bids were received from Tomco Heating and Air (San Marcos), Tejas Refrigeration Inc. (Dripping Springs), San Marcos Air Conditioning Inc. (San Marcos), and GM Mechanical (San Marcos). Low bidder was Tomco Heating and Air. A motion was made by Commissioner Burnett, seconded by Commissioner Carter to award bid to Tomco Heating & Air for one five-ton nominal cooling only with gas heat unit in the amount of \$3,990 and one 12.5-ton nominal cooling only with gas heat unit for \$7,990 for the Hays County Justice Center. All present voting "Aye".



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19590 SUMMER MOUNTAIN RANCH SECTION 2 LOTS 108-109 [PCT.3 #00-3-050] * APPROVE RELEASE OF DRAINAGE EASEMENT [T1-632]

Environmental Health Director Allen Walther advised that the owner (Richard C. Brown) of lots 108 & 109 wants to build his house in an area that encroaches on the drainage easement that runs adjacent to the common lot line of all lots in this subdivision. This is not an "intentional" drainage easement, rather it is a drainage easement created via plat note that "blankets" the entire residential section. He gave staff recommendation for approval to release the drainage easement as requested. A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to approve release of drainage easement for Summer Mountain Ranch Section 2 Lots 108-109. All present voting "Aye".

19591 SHADY VALLEY, SECTION 1 [PCT.4 #00-4-107] * APPROVE FINAL PLAT, RELEASE CONSTRUCTION SECURITY, AND ACCEPT MAINTENANCE BOND [T1-649]

Environmental Health Director Allen Walther advised that road construction is complete and a maintenance bond has been filed for a period of two years. He gave staff recommendation for final plat approval, release of construction security, and acceptance of maintenance bond. A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve final plat, release construction security, and accept maintenance bond for "Shady Valley Section 1". All present voting "Aye".

19592 SIERRA WEST SECTION 3 & 4 [PCT.4- 01-4-44] * APPROVE PRELIMINARY PLAT

[T1-665] Environmental Health Director Allen Walther advised that this development will be served by a community water system and he gave staff recommendation for preliminary approval. A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve preliminary plat of "Sierra West Section 3 & 4". All present voting "Aye".

19593 AUTHORIZE A TEMPORARY RIGHT-OF-WAY AGREEMENT WITH THE CITY OF SAN MARCOS ON THE COTTONWOOD CREEK SEWER PROJECT [T1-675]

Environmental Health Director Allen Walther spoke of request from City of San Marcos – they are requesting temporary right of way access enabling them to proceed with design work on their Cottonwood Creek Sewer project adjacent to the Civic Center property. Any disturbed property will be substantially restored to its condition prior to the city's entry. The City, its employees and agents will receive, by this agreement, permission to enter upon the county property from and after June 10, 2001 for a period not to exceed 180 days for the purpose of surveying, environmental, archaeological or appraisal. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to authorize a temporary right-of-way agreement with the City of San Marcos on the Cottonwood Creek Sewer Project. All present voting "Aye".

19594 CONFIRMATION AND FINAL APPROVAL OF TWO (2) VOCA GRANT VICTIM'S ASSISTANT ADVOCATE POSITIONS IN SALARY GRADE 19-1 IN THE DISTRICT ATTORNEY'S OFFICE [T1-690]

Carolyn Brown (District Attorney's Office) advised that this grant was approved on Dec 19, 2000 (Resolution #19192) and CAPCO has now approved it and they need final confirmation - this is a 3 year grant. Carolyn Brown advised that the county is required by law to provide these services. The District Attorney's office will provide required matching funds. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Molenaar to confirm and approve two (2) VOCA Grant Victim's Assistant Advocate positions at Salary Grade 19 Step 1 in the District Attorney's office. All present voting "Aye".

19595 APPROVE INVOICES FOR WHICH THE ROAD DEPARTMENT DID NOT OBTAIN A PURCHASE ORDER [T1-731]

Summary: The Road Department picked up material from AHL in Buda without generating a Purchase Order. Procedures are now in place to help prevent this from happening again. A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve invoices for which the Road Department did not obtain a purchase order. All present voting "Aye".

Court was adjourned.

MINUTES APPROVED IN OPEN COURT ON THE 10TH DAY OF JULY, 2001

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

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