



STATE OF TEXAS \*  
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COUNTY OF HAYS \*

ON THIS THE 10th DAY OF JULY, A.D., 2001, THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, MET IN REGULAR MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:

<b>JAMES L. POWERS</b>	<b>COUNTY JUDGE</b>
<b>H. S. "SUSIE" CARTER</b>	<b>COMMISSIONER, PCT. 2</b>
<b>WILLIAM "BILL" BURNETT</b>	<b>COMMISSIONER, PCT. 3</b>
<b>RUSS G. MOLENAAR</b>	<b>COMMISSIONER, PCT. 4</b>
<b>LEE CARLISLE</b>	<b>COUNTY CLERK</b>

THE FOLLOWING MEMBERS WERE ABSENT: COMMISSIONER PCT. 1 DEBBIE GONZALES INGALSBE, WHEN THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

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

**PUBLIC COMMENT**

Craig Payne spoke of Agenda Item #8 which would waive public notice requirement. He spoke of waiving the public's right for due process - the Local Government Code states that you shall vs may. He is opposed to waiving the right to a public notice. Commissioner Carter spoke of following the law very carefully so that development doesn't rush headlong upon us so quickly, but rather it progresses in a more orderly manner if we fulfill the full letter of the law. Judge Powers advised that this item has been pulled so that we can deal with the issue of public notice. Commissioner Burnett spoke of local government code that gives discretion to the court to waive public notice if there is no public necessity. Craig Payne spoke of surplus property being different from other issues.

**19596 APPROVE THE COMMISSIONERS' COURT MINUTES OF JULY 3, 2001**

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

**19597 APPROVE PAYMENT OF COUNTY INVOICES**

A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to approve payment of county invoices in the amount of \$752,641.10 as presented by the County Auditor. All present voting "Aye".

Public Safety Svcs.	\$ 94,613.00	Fines	\$ 15.00	Auditor's Office	\$ 597.34
Treasurer's Office	\$ 435.15	Extension Office	\$ 279.76	Grants Admin Ofc	\$ 268.36
Juvenile Prob Ofc	\$ 461.54	Election Adm Ofc	\$ 4,668.42	Indigent Care	\$ 4,674.68
Transfer Station	\$ 91.87	Bldg Mtc. Dept.	\$ 7,352.46	Environ Health	\$ 1,832.09
Civic Center	\$ 28.39	Countywide Oper	\$ 67,177.33	Tax A/C Office	\$ 1,169.45
District Clerk's Ofc.	\$ 529.79	Sheriff's Office	\$ 10,210.07	Jail Operations	\$ 2,326.40
County Judge's Ofc	\$ 231.42	Co Court @ Law 1	\$ 159.23	District Attorney	\$ 1,026.18
Justice of Peace 1-1	\$ 88.33	Justice of Peace 1-2	\$ 331.50	Justice of Peace 2	\$ 183.93
Justice of Peace 3	\$ 294.19	Justice of Peace 5	\$ 35.69	D P S	\$ 497.56
Constable 1	\$ 205.30	Constable 2	\$ 331.45	Constable 4	\$ 36.11
Constable 5	\$ 310.77	District Court Oper	\$ 1,162.10	Co & JP Court Oper	\$ 892.49
Veterans Adm Ofc	\$ 145.61	Computer Services	\$ 50,240.92	DPS/License & Wgts	\$ 481.99
Fire Marshal/EMC	\$ 117.14	TABC Office	\$ 114.17	District Court Rep	\$ 71.91
Assoc Judge/Family	\$ 38.16	Spec Counsel Ofc	\$ 387.63	Comm Court Exp	\$ 72.00
CJD/VOCA Grant	\$ 1,508.38	Auto Theft Task Force	\$ 56.58	CJD/Truancy Ofcr	\$ 85.90
CAPCO/911 Adrrs	\$ 212.35	Road & Bridge Oper	\$ 122,677.44	Precinct 1	\$ 103.22
Precinct 3	\$ 671.65	Precinct 4	\$ 131.01	Right of Way	\$ 302,611.66
R&B Gen Credit	<\$0.30>	Hays Co Parks Fund	\$ 104.15	Rec Mng/Co Clerk	\$ 1,303.88
Health Svcs Grants	\$ 2,106.71	Law Library Fund	\$ 14.47	Courthouse Security	\$ 56.06
Family Health Svcs	\$ 1,834.66	Tobacco Settlement	\$ 64,976.40		

**19598 APPROVE REFUND OF DOUBLE PAYMENT/OVERPAYMENT OF TAXES**

The following applications for refund of double payment on taxes was submitted by the County Tax Assessor-Collector for approval:

9.83 acres T. Carothers & TCRR Co.	\$ 975.06	double payment
2.71 acres L. C. Gibbs Survey	\$ 3,311.44	double payment
Lot 22 Blk H Castle Forest	\$ 2,343.82	double payment

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



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**19599 APPROVE UTILITY PERMIT#01479 (CR147/OLD BLACK COLONY ROAD)**

A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to approve Utility Permit #01479 on CR147/Old Black Colony Road issued to Verizon (GTE) as submitted by the Hays County Road Department. All present voting "Aye".

**19600 APPROVE CONTRACT WITH ATTORNEY GENERAL'S OFFICE TO REIMBURSE THE DISTRICT CLERK FOR COPY MACHINE USE**

Contract summary: Contract is for the use of a copy machine in the District Clerk's office. This contract is entered into under the authority of Section 231.002 of the Texas Family Code. The County shall be responsible for maintenance and costs of any and all repairs to said copy machine, be responsible for all copier supplies, including but not limited to paper and toner, and assure that the OAG shall have unlimited use of the copier for the purpose of processing child support cases. This contract is effective September 1, 2001 and shall terminate on August 31, 2003, unless terminated earlier under the Termination of contract section. OAG shall pay the County One Hundred Eighty-Three and No/100 Dollars (\$183.00) per month for use of the copy machine. See copy of contract in resolution file. A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to approve contract with the Attorney General's Office to reimburse the District Clerk for use of a copy machine. All present voting "Aye".

**19601 APPROVE SPECIFICATIONS FOR PROPOSAL FOR "ANNUAL AUDIT FOR HAYS COUNTY" AND AUTHORIZE PURCHASING TO SOLICIT FOR PROPOSALS AND ADVERTISE**

A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to approve specifications for proposal for "Annual Audit for Hays County" and authorize Purchasing to solicit proposals and advertise. All present voting "Aye".

**19602 ACCEPT AUDIT OF HAYS COUNTY RURAL FIRE PREVENTION DISTRICT #5**

A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to accept audit of Hays County Rural Fire Prevention District #5 as submitted. All present voting "Aye". [see copy in file]

**Clerk's Note: Agenda Item #8** RE: RESOLUTION PURSUANT TO SECTION 263.002, TEXAS LOCAL GOVERNMENT CODE, AUTHORIZING THE CONVEYANCE OF 2.319 ACRES OUT OF THE Z. HINTON SURVEY NO. 12, ABSTRACT 219 TO THE ABUTTING PROEPRTY OWNER, BAR-O LTD. AND WAIVE PUBLIC NOTICE REQUIREMENT was **PULLED. No action taken this date.**

**19603 HAYS COUNTY GRIEVANCE COMMITTEE**

Judge Powers made a random selection from the 2000 Grand Jury Pool for service n the Hays County Grievance Committee as follows: Jose Luis Torres (San Marcos), Elias Hernandez (San Marcos), Gilbert E. Fulmer (San Marcos), Carl Wayne Brown (San Marcos), Marcus Lee Beam (Buda), Delmar L. Walz (Buda), Michael Robertson (Dripping Springs), Charles Max Schneider (Kyle), and David Leal (San Marcos).

**Court was ADJOURNED.**

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

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

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

