



STATE OF TEXAS *
*
COUNTY OF HAYS *

ON THIS THE 17th DAY OF JULY, A.D., 2001, THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, MET IN REGULAR MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:

JAMES L. POWERS	COUNTY JUDGE
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

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.

Clerk's Note: Agenda Items #1 & 2 were pulled - no discussion and no action taken. RE: PRESENTATION BY THE CLEAN AIR FORCE COMMITTEE ON THE LATEST AIR QUALITY DEVELOPMENTS IN CENTRAL TEXAS & PRESENTATION ON FUNDING OPPORTUNITIES FOR FIRE AND EMERGENCY SERVICE DISTRICTS

CITIZENS REDISTRICTING PRESENTATION

Commissioner Carter spoke of this presentation giving the citizens a chance to voice their concerns. Lyle Bollinger presented a pamphlet entitled "Redistricting Plan G Portfolio" [containing petitions, communications, and other supportive material recommended by the Citizens Redistricting Committee]. He spoke of plans putting parts of Pct. 2 into Pct. 1 - they prefer Plan G. Commissioner Carter thanked Mr. Bollinger for his support and hard work. [T1-115] Bill Haney (Pct. 1 resident) spoke of retaining Commissioner Carter in Pct. 2. He asked the court to take due consideration of Plan G - he is concerned about selection of the Rios Law Firm and its five plans. He spoke of selecting a plan that keeps a Republican in office in Pct. 2. [T1-188] Stu Hoyt (Kyle resident) spoke of problem every 10 years with redistricting - the people here today are here to protect their particular interest - somebody will lose out and be moved - he recommends moving the minimum amount of people with the least inconvenience. Mr. Hoyt recommends adopting either Plan P or G - Plan N should not be accepted. [T1-235] Susan Meckel voiced her concerns about the many plans being considered - she wants the people to be heard and they do not want their elected officials to be removed from office. She requested Plan G and stated that they do not want to be moved into Pct. 1. [T1-283] Tommy Poer (Buda resident) spoke of growth in Hays County - she supports Plan G and the majority of the citizens at the two public hearings she attended support that plan. She stated that she supports Republicans & Democrats and asked that the court respect their right to keep the Commissioner that they worked to elect. [T1-326] Jackie Craig spoke in support of Plan G. She feels like the will of the people in Pct. 2, 3 & 4 is Republican and Plan N is a Democratic Plan. [T1-355] Pat Moore (Pct. 4/Hilliard Road resident) advised that she is a contributor to Republican candidates and supports Plan G. [T1-372] Col. Joe Levinson (CR205 resident) does not support splitting districts that will put Pct. 2 into Pct. 1 - he would like to keep Susie Carter as his Commissioner. He spoke of previous Commissioner never supporting the people in Plan G area. He concurs with all previous speakers. [T1-415] Clint Frankman (Wimberley resident) concurs with previous speakers. He wants a level playing field and supports Plan G - Plan P is an option but Plan N is an obvious attempt to dilute the Republican vote in Pct. 2. [T1-439] Commissioner Carter spoke of running numbers on Plan N which gives the conservatives only a 46% chance of keeping Pct. 2 - a drastic change not for the better for the conservative cause. Plan G gives Republicans a 58% chance but she won by about 53%. [T1-459] Mary Bollinger spoke of talking to many people and she found that people want to keep Pct.2 a compact conservative precinct - Plan G is supported by most people. She feels like the split should be closer to San Marcos and not take the area northeast of Kyle into Pct. 1 - they feel like they are better represented by Pct. 2. She spoke in support of Susie Carter and her help to the people in the area east of IH35. Commissioner Carter thanked everyone for their time and trouble in coming down.

PRESENTATION BY HAYS COUNTY REDISTRICTING COMMITTEE [T1-518]

County Clerk Lee Carlisle spoke of this being the end of the redistricting committee's task - he presented the plan which consists of public comments at public hearings, emails, news articles, etc. He named committee members: Tax Assessor-Collector Luanne Caraway, Elections Administrator Joyce Cowan, Computer Services Director Jeff Magill, GIS Administrator Steve Floyd, Ruben Garza, Elias Salinas, Liz Sumpter, & Stan Livingston. Mr. Carlisle thanked Steve Floyd for all his work, Jeff Magill for computer services, Ruben Garza & Liz Sumpter for organizing the comment sheets, etc. and handling the last three public hearings, and a special thanks to Joyce Cowan who has done all the hard work to compile the information. [T1-565] He spoke of additional plans that were submitted after the original booklets were prepared (a supplement). The committee will no longer be a part of the process. Packets consist of: 50 comment forms by 38 different people, 60 emails sent in by 47 different people, 213 signatures on a petition supporting Plan G [Commissioner Carter interjected "and we added some to that this morning"], 49 signatures on petition for Modified Plan N, 73 signatures on petition on behalf of plan J (later developed mostly as Plan P), and 18 plans all together. The tapes of the hearings have not been delivered as yet but will be forthcoming. He thanked everyone on the committee. Judge Powers thanked everyone for their input. Booklets/supplements were provided to all members of the court.

**PUBLIC COMMENTS [T1-630]****REDISTRICTING**

Kyle Mayor James Adkins spoke of keeping Kyle unified - they don't want to split Kyle. They want Kyle citizens to feel like they are a part of Kyle. They want to remain as one - as it has been historically (Kyle has been in Pct. 2 since the 1800's). Commissioner Carter asked if there is any map that would allow all sections of the City of Kyle in Precinct 2. Mayor Adkins stated that it is his understanding that there is suppose to be maps that would not terribly split the City of Kyle. Commissioner Carter advised that there are no maps that keep all of Kyle in one precinct - it is an impossibility. Judge Powers cautioned the court to not respond to public comments - it is a violation for us to do so.

[T1-706] James Kohler (Constable Pct. 2) stated that all he has heard about today is Republicans and Democrats - he won his last election by 95.8% and not all of those were democrats. Mr. Kohler stated that Plan G takes all of Kyle out of Pct. 2 and eliminates two of Susie Carter's opponents. He votes for the person - not for republicans or democrats - and he wants the City of Kyle to stay in Pct. 2.

[T1-720] Charlie Johnson spoke of laws and rules that must be followed for redistricting - he wants the people to be protected whether they vote or not. He feels like there are very few people who vote straight party tickets anymore - they pick and choose. Mr. Johnson stated that he wants the Commissioners' Court to ∩ follow all legal aspects of redistricting that was pointed out to you by the law firm you hired and your staff, ∩ keep Kyle - as much as possible - in Pct. 2, ∩ make sure you keep Mrs. Carter's residence in Pct. 2. He spoke of petition to "Keep Kyle United" that reads as follows:

Within the next week or so the commissioners' court will divide Hays County into new precincts. Several of the redistricting plans do a good job of keeping the entire City of Kyle in Precinct Two, where it has been since before the town was created when the railroad came through in 1880. Unfortunately some folks who care more about politics than they do about keeping our town unified, are doing their best to split Kyle into two parts, with most of the town, including the old historic section becoming a part of Precinct One. As a result San Marcos would have 80 percent of the population while we would have only 20 percent. That would mean that we would be completely dominated by the much larger city and have little influence in county government. We, the undersigned voters protest against this attempt by outsiders to separate Kyle into different precincts. Our community leaders are working hard to unify and improve Kyle's economy and appearance. A division of our town into competing precincts would be injurious to us all. We are pleased that the commissioners' court does not intend to split our neighboring towns of Buda, Mountain City, Dripping Springs, Umland and Niederwald into separate precincts. All we want is the same sort of treatment for Kyle. Therefore we strongly support the non-partisan Kyle City Council's unanimous vote that requests the Commissioners Court to keep Kyle united.

[T1-779] Bob Barton spoke of petitions being submitted and the State Attorney General statement that you should not split up towns and don't concern yourselves where incumbents live. Mr. Barton stated that he does support keeping Susie Carter in Pct. 2. He stated that sometimes party loyalty demands too much and he has voted Republican in the past. He stated that if you look at the primaries you will see that somewhere between 15-20% of the people voted in the Democratic Primary and 15-20% voted in the Republican Primary and the other 60-70% go up and down the ballot and choose.

[T1-842] Chevo Pastrano spoke of community of Kyle wanting to remain in Pct. 2 and he asked the court to do the right thing and keep Kyle united.

[T1-882] Lindell Bollinger (Dacy Lane resident) spoke of other plans that take areas east of Kyle out of Pct. 2. He is asking the court to take the people living closest to San Marcos into Pct.1.

COUNTY ROAD 266/McGehee Crossing

[T1-930] Carol Peters (lives in Caldwell County) spoke of Caldwell County Road #101 which becomes CR266 in Hays County and crosses the river at what is known as McGehee Crossing. She is asking that the Commissioners' Court straightened that road and put in a new bridge across the San Marcos River. Currently the road is in extreme disrepair and the low water crossing becomes a problem when you have high rains. This would require a joint efforts with Caldwell County and Hays County and she has spoken with Caldwell County and they suggested she talk to Hays County. This is the easiest and closest route to the elementary school and high school in the district she lives in (San Marcos CISD) and the Central Texas Medical Center. Mrs. Peters stated that if you could free up McGehee Crossing by building another bridge you could possibly use that area for a county park. Commissioner Burnett suggested that Mrs. Peters meet with Commissioner Ingalsbe regarding this issue.

19604 APPROVE THE COMMISSIONERS' COURT MINUTES OF JULY 10, 2001

A motion was made by Commissioner Burnett, seconded by Commissioner Carter to approve the Commissioners' Court Minutes of July 10, 2001 as presented by the County Clerk. All voting "Aye".



19605 APPROVE PAYMENT OF COUNTY INVOICES

A motion was made by Commissioner Burnett, seconded by Commissioner Carter to approve payment of county invoices in the amount of \$129,402.74 as presented by the County Auditor. All voting "Aye".

Licenses & Permits	\$ 339.50	Public Safety Svcs	\$ 150.00	Fines	\$ 2,451.67
Auditor's Ofc	\$ 13.48	Treasurer's Office	\$ 27.60	Extension Office	\$ 47.99
Grants Admin Office	\$ 202.40	Juvenile Prob Ofc	\$ 1,461.27	Election Admin	\$ 58.92
Bldg Mtc. Dept.	\$ 4,611.55	Civic Center	\$ 102.00	Countywide Oper	\$ 5,986.22
Tax A/C	\$ 197.53	District Clerk's Office	\$ 703.94	Sheriff's Office	\$ 5,185.38
Jail Operations	8,310.04	County Judges Office	\$ 24.00	Co Court @ Law 1	\$ 77.00
District Attorney's Office	\$ 1,171.27	J.P. 1-2	\$ 246.59	J.P. 2	\$ 213.90
J.P. 5	\$ 71.47	Constable 1	\$ 116.19	Constable 3	\$ 15.65
Constable 4	\$ 16.81	Constable 5	\$ 741.59	District Crt Oper	\$ 9,493.32
Co & JP Court Oper	\$ 270.00	Veterans Adm Ofc	\$ 2,698.72	Computer Svcs	\$ 1,710.94
District Court Reporters	\$ 4.50	TJPC CCAP Grant	\$ 14,515.00	Spec Counsel Ofc	\$ 46.26
CJD/VOCA Grant	\$ 174.46	Juv Justice Alt Ed Grant	\$ 135.76	General Fund Credit	<\$407.76>
Road & Bridge Operations	\$ 57,415.54	Precinct 2	\$ 253.36	Precinct 3	\$ 103.48
R&B General Credit	<\$1,004.72>	Sheriff Abandoned Veh	\$ 111.94	Hays Co Parks Fund	\$ 1,159.81
Records Mng/Co Clerk	\$ 70.24	Records Preservation	\$ 960.00	Health Svcs Grants	\$ 3,003.07
Law Library Fund	\$ 404.25	Sheriffs Drug Forf Fund	\$ 889.83	Family Health Svcs Fund	\$ 2,530.34

19606 APPROVE BUDGET AMENDMENT #01-30

A motion was made by Commissioner Burnett, seconded by Commissioner Carter to approve Budget Amendment #01-30 as proposed by the County Auditor. All voting "Aye".

AMENDMENT NO. 2001-30 FY 2001 BUDGET 7-17-01				
FUND NO. <u>01</u> FUND TITLE <u>GENERAL FUND</u>				
LINE ITEM - EXPENDITURES	APPROPRIATION	AMENDMENT		APPROPRIATION
	BEFORE	INCREASES	DECREASES	AS AMENDED
GRANTS ADMINISTRATION (404):				
01-404-5211 Office Supply	1,372	200		1,572
01-404-5212 Postage	485	200		685
01-404-5160 Insurance	6,666		(400)	6,266
<i>Transfer personnel savings to needed expense</i>				
JUSTICE OF THE PEACE 5 (429):				
01-429-5211 Office Supplies	1,200	500		1,700
01-429-5489 Telephone	2,600		(500)	2,100
<i>Transfer refund received to needed expense</i>				
VETERAN'S ADMINISTRATION (455):				
01-455-5413 Vehicle Maintenance	3,000	1,800		4,800
01-455-5448 Contract Services	11,400		(1,800)	9,600
<i>Transfer for balance of transmission expense</i>				
DEPARTMENT OF PUBLIC SAFETY (430):				
01-430-5717 Law Enforcement Equipment	-0-	834		834
COUNTYWIDE (414):				
01-414-5711 Office Equipment	10,000		(834)	9,166
<i>Transfer for breathalizers for DPS</i>				
FUND NO. <u>03</u> FUND TITLE <u>ROAD & BRIDGE GENERAL FUND</u>				
ROAD & BRIDGE OPERATIONS (438):				
03-438-5031 Holiday/OT	80,000	42,000		122,000
03-438-5351 Road Materials	2,296,886	86,580		2,383,466
03-438-5471 Telephone/Nextel	14,000	12,000		26,000
03-438-5711 Office Equipment	5,516	20		5,536
03-438-5448 Contract Roads	905,900		(137,000)	768,900
03-438-5160 Insurance	197,988		(3,000)	194,988
03-438-5473 Equipment Lease	2,500		(600)	1,900
		<u>140,600</u>	<u>(140,600)</u>	
PRECINCT 3 (441):				
03-441-5211 Office Supply	300	420		720
03-441-5311 Travel Reimbursement	3,343	250		3,593
03-441-5331 Continuing Ed	1,500	655		2,155
03-441-5101 FICA/RET	13,151		(800)	12,351
03-441-5489 Telephone	4,016		(525)	3,491
		<u>1,325</u>	<u>(1,325)</u>	
<i>Transfer for balance of expense from personnel savings</i>				

**19607 APPROVE UTILITY PERMITS #01482-01484**

The following Utility Permits were submitted by the Road Department for approval:

PERMIT #	CO ROAD#/ROAD NAME	UTILITY COMPANY
01482	LONGWOOD ROAD	HILL COUNTRY WATER SUPPLY CORP
01483	CR266/OLD BASTROP HWY	EL PASO GLOBAL NETWORKS CO
01484	LONG CREEK ROAD	HILL COUNTRY WATER SUPPLY CORP

A motion was made by Commissioner Burnett, seconded by Commissioner Carter to approve Utility Permits #01482, 01483, & 01484 as submitted by the Road Department. All voting "Aye".

19608 AWARD THE ROAD BUILDING MATERIALS BIDS

Bidders were: Colorado Materials (San Marcos), Industrial Asphalt, Inc. (Buda), KC Materials (Canyon Lake), Transit Mix Concrete (Austin), and Koch Materials Co. (Austin). It is the recommendation of the Road Department and Purchasing Department to award the bid to all responsive bidders. The determination of vendor to provide material for work sites will be made by the Road Department according to vendor location to the job site. A motion was made by Commissioner Burnett, seconded by Commissioner Carter to award road building materials bids to all responsive bidders as recommended by the Purchasing Department and Road Department. All voting "Aye".

19609 APPROVE CONTRACT WITH TRINITY ENGINEERING FOR CONSTRUCTION MATERIALS TESTING FOR THE HAYS COUNTY HEALTH CLINIC

A motion was made by Commissioner Burnett, seconded by Commissioner Carter to approve contract with Trinity Engineering for construction materials testing for the Hays County Health Clinic. All voting "Aye".

19610 APPROVE SPECIFICATIONS FOR MOWING OF RIGHT-OF-WAY AND AUTHORIZE PURCHASING TO SOLICIT FOR BIDS AND ADVERTISE

A motion was made by Commissioner Burnett, seconded by Commissioner Carter to approve specifications for mowing of right-of-way and authorize Purchasing to solicit for bids and advertise. All voting "Aye".

19611 CALL FOR A PUBLIC HEARING ON JULY 31, 2001, TO ESTABLISH TRAFFIC REGULATIONS (STOP SIGN) AT THE INTERSECTION OF SYCAMORE CREEK/HILL VIEW DRIVE [T1-990]

A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to call for a public hearing on July 31, 2001 to consider establishing traffic regulation – STOP sign – at the intersection of Sycamore Creek/Hill View Drive. Commissioner Burnett was not present to vote. All other members present voting "Aye".

19612 CALL FOR A PUBLIC HEARING ON JULY 31, 2001, TO ESTABLISH TRAFFIC REGULATIONS (STOP SIGN) AT THE INTERSECTION OF POWDER HORN DRIVE/HUNTERS GLEN [T1-1003]

A motion was made by Commissioner Molenaar, seconded by Commissioner Carter to call for a public hearing on July 31, 2001 to consider establishing traffic regulation - STOP sign - at the intersection of Powder Horn Drive/Hunters Glen. Commissioner Burnett was not present to vote. All other members present voting "Aye".

19613 APPROVE RELEASE OF CONSTRUCTION SECURITY AND ACCEPTANCE OF MAINTENANCE SECURITY FOR HIGH MEADOWS, SECTION 3 [T1-1013]

Environmental Health Director Allen Walther gave staff recommendation for approval to release construction security (Subdivision Performance Bond #11133532314) and accept maintenance security (Maintenance Bond #11133532314). A motion was made by Commissioner Carter, seconded by Commissioner Ingalsbe to approve release of construction security and acceptance of maintenance security for High Meadows Section 3. Commissioner Burnett was not present to vote. All other members present voting "Aye".

19614 WOODCREEK SECTION 9A, LOTS 215-217 AMENDED PLAT [PCT. 3 #01-3-051] * APPROVE FINAL PLAT AND WAIVE PUBLIC NOTIFICATION [T1-1035]

Environmental Health Director Allen Walther gave staff recommendation for approval of final plat – the number of lots are being reduced from 3 to 2. A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve final plat of "Woodcreek Section 9A Lots 215-217 Amended" and waive public notification. Commissioner Burnett was not present to vote. All other members present voting "Aye".



19615 REPLAT OF HIDDEN CREEK, LOTS 17-20 [PCT.4 #01-4-46] * HOLD A PUBLIC HEARING AND APPROVE FINAL PLAT [T1-1051]

Judge Powers declared the public hearing open - no public input was received and the public hearing was closed. Environmental Health Director Allen Walther advised that public notice was published in the newspaper as required by the county subdivision rules and letters were sent to owners of property within the platted subdivision. A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve final plat of "Hidden Creek Replat of Lots 17-20". Commissioner Burnett was not present to vote. All other members present voting "Aye".

19616 ADOPT AN ORDER RESTRICTING OUTDOOR BURNING PURSUANT TO LOCAL GOVERNMENT CODE 204.906 AND OTHER APPLICABLE STATUTES [T1-1069]

County Fire Marshal Mark Chambers spoke of increase in fire responses throughout the county (larger fires) - drought index is in the mid 500 range. Judge Powers initiated the Burn Ban on July 11th and action is needed to continue it (for 90 days unless repealed sooner by the County Judge). A motion was made by Commissioner Molenaar, seconded by Commissioner Carter to adopt an Order Restricting Outdoor Burning pursuant to Local Government Code 204.906 and other applicable statutes. All voting "Aye".

RESOLUTION

STATE OF TEXAS *
 COUNTY OF HAYS *

WHEREAS, Hays County has not had any appreciable rainfall for an extended period; and

WHEREAS, weather forecasters offer little promise of a change in these hot, dry conditions in the near future; and

WHEREAS, these hot, dry conditions pose the threat of large, fast-moving wild fires; and

WHEREAS, such fires have the potential of endangering lives and damaging property on a wide scale; and

WHEREAS, the Texas Disaster Act of 1975, Vernon's Texas Codes Annotated Government Code Chapter 418, and the Order of the Hays County Commissioners' Court dated May 23, 1994, authorize declaration of a state of disaster "if the threat of disaster is imminent"; and

WHEREAS, the magnitude of the potential damage and the rapidity at which such a fire could escalate to major proportions constitute an imminent threat of disaster; and

WHEREAS, declaration of such a disaster authorized the imposition of controls on activities which tend to increase the likelihood of such fires; and

WHEREAS, such controls, once implemented have the potential of protecting lives and property by mitigating the threat of dangerous fires; and

WHEREAS, Hays County Judge Jim Powers on the 11th day of July, 2001, declared a state of disaster based on the threat of large wildfires in Hays County; and

NOW, THEREFORE, BE IT RESOLVED that this state of disaster is hereby continued until it is rescinded by the County Judge or by action of the Commissioners' Court.

PASSED AND APPROVED this the 17th day of July, 2001.

19617 TABLE APPOINTMENT OF LINDELL BOLLINGER TO PARKS ADVISORY BOARD

[T1-1097] Jackie Craig (Kyle Resident & Parks Advisory Board member) spoke in support of someone east of Kyle being on the Board – she urged support of this appointment. She spoke of need for the full Board to be advised of vacancies – she spoke of 4 or 5 people that have showed up at board meetings and the board did not approve their appointments. She stated that they are all bureaucrats that are being put on and she wants members from the public (average citizen voters). Judge Powers spoke of need for clarification for appointments being made to the board – he has the same concerns. Jackie Craig stated that Commissioner Carter did not get her 5 appointments from the beginning and she has one more appointment to be made – her appointees were: John McNichols, Jackie Craig, Paula Hamilton, & Pat Moore. Commissioner Molenaar spoke of Paula Hamilton and Pat Moore being in his precinct and he put Pat Moore on the board the first time and he has two openings. He stated that the board requested downsizing it (less people involved in it) and he proposes to have a workshop to clarify what the Commissioners' Court wants - if members have not been voted by the Court, then they are not on the committee. He stated that this is the Court's Committee for the citizens to serve on. Mrs. Craig spoke of Richard Salmon breaking all the membership out by precincts. Commissioner Carter spoke of list of appointees provided by a staff person but they were not the Commissioners' Court choices and she feels like she needs to make every effort to follow the Rules and By-Laws and it does state that "each member of Commissioners' Court shall appoint 5 members to the Advisory Board". She stated that representation for this side of I35 is lacking and has been for a while and rather than allow a staff person make my appointments she wants to make the appointments she feels is best. Commissioner Burnett advised that every one of the members listed have been approved by Commissioners' Court. A motion was made by Commissioner Carter to approve appointment of Lindell Bollinger to the Parks Advisory Board for a new term. MOTION DIED FOR LACK OF SECOND. A motion was made by Commissioner Molenaar, seconded by Judge Powers to table action at this time for further clarification. Commissioner Ingalsbe, Commissioner Burnett, Commissioner Molenaar, and Judge Powers voting "Aye". Commissioner Carter voting "No".



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19618 ACTION TO REHIRE JUANIE MIRALES AS LVN AT THE HEALTH DEPARTMENT AT THE SAME GRADE AND STEP SHE PREVIOUSLY RECEIVED WHEN SHE RESIGNED (22-3) [T1-1286]

Personal Health Director Gay Helmly spoke of employee Juanie Mirales wishing to return to employment if she can be hired at her existing grade/step - funds are budgeted. Only one application has been received for this position. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Molenaar to authorize rehire of Juanie Mirales as LVN at the Health Department at the same grade and step she previously received when she resigned (Grade 22 Step 3). All voting "Aye".

19619 EXECUTIVE SESSION PURSUANT TO SECTION 551.071 AND 551.072, TEXAS GOVERNMENT CODE, TO MEET WITH LEGAL COUNSEL TO RECEIVE BRIEFING * REJECT COUNTER OFFER AND AUTHORIZE LEGAL COUNSEL TO INITIATE CONDEMNATION REGARDING STATE HIGHWAY 45 SOUTH, PARCEL NO. 1, JAMES AND MARY ELLEN LINDSTROM AND HAYS COUNTY, TEXAS (CONDEMNATION CASE) [T1-1339]

A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to reject the Lindstrom's counter offer, present a final offer to be accepted within five (5) days and authorize legal counsel to proceed with eminent domain proceedings if a response to the final offer is not received within five (5) days relating to State Highway 45 South Project Parcel No. 1/James & Mary Ellen Lindstrom. All voting "Aye".

19620 EXECUTIVE SESSION PURSUANT TO SECTION 551.071 AND 551.072, TEXAS GOVERNMENT CODE, TO MEET WITH LEGAL COUNSEL TO RECEIVE BRIEFING * AUTHORIZE LEGAL COUNSEL TO INITIATE CONDEMNATION REGARDING STATE HIGHWAY 45 SOUTH, PARCEL NO. 6, WILLIE LIMITED PARTNERSHIP AND HAYS COUNTY, TEXAS (CONDEMNATION CASE) [T1-1375]

A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to authorize legal counsel to proceed with eminent domain proceedings relating to State Highway 45 South Project Parcel No. 6 /Willie Ltd. Partnership. All voting "Aye".

Court was adjourned.

MINUTES APPROVED IN OPEN COURT ON THE 24th 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

