



STATE OF TEXAS    0  
 COUNTY OF HAYS    0

**ON THIS THE 18<sup>th</sup> DAY OF SEPTEMBER 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>DEBBIE GONZALES INGALSBE</b>	<b>COMMISSIONER, PCT. 1</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>

**WHEN THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:**

Judge Powers called the meeting to order and called for a moment of silence and prayer in recognition of the lives lost in the terrorist acts of September 11, 2001 in New York City and Washington D.C. Commissioner Carter led the Court in the Pledge of Allegiance to the Flags.

**19764           ADOPT PROCLAMATION OF HAYS COUNTY COMMISSIONERS' COURT AND THE CITY OF SAN MARCOS CONDEMNING THE TERRORIST ACTS OF SEPTEMBER 11, 2001 HONORING OUR EMERGENCY PERSONNEL AND REDEDICATING OURSELVES AS PATRIOTIC AMERICANS**

A motion was made by Judge Powers, seconded by Commissioner Molenaar to adopt Proclamation of Hays County Commissioners' Court and the City of San Marcos condemning the terrorist acts of September 11, 2001 honoring our emergency personnel and rededicating ourselves as Patriotic Americans. All voting "Aye". Mayor Chui thanked the court for their support of this proclamation. Judge Powers spoke of event to be held on Friday September 28th at the courthouse.



**WHEREAS**, the United States of America suffered the worst terrorist attack in American history on Tuesday, September 11, 2001 with the hijacking and destruction of four passenger airplanes, the devastation of the World Trade Center in New York City, and the attack on the Pentagon in Washington, D.C.; and

**WHEREAS**, these profound tragedies claimed the lives of an uncounted number of innocent people, destroyed an economic center of global importance in New York City, threatened the security of our country, and endangered the economic stability of nations around the world; and

**WHEREAS**, all Americans are deeply affected by this terrible tragedy, yet know we shall arise from our grief and fear with the compassion to heal the wounds of our countrymen, the determination to rebuild stronger than before, and the resolve to condemn terrorism wherever it exists in the world and to seek justice; and

**WHEREAS**, the City of San Marcos Texas and Hays County Texas wish to demonstrate the concern of our citizens at this time of national sorrow and ensure that we will always remember this tragic day in our history by rededicating ourselves to the principles of freedom and democracy that are the foundation of our nation; and

**WHEREAS**, Hays County and the City of San Marcos will sponsor a community gathering on Friday September 28<sup>th</sup> at 12 noon on the Courthouse Grounds to Celebrate America and honor our local and national Emergency Services Personnel.

**NOW, THEREFORE**, be it proclaimed by the Hays County Commissioners Court that in forthcoming years September 11<sup>th</sup> shall be celebrated as a Day of Remembrance in Hays County and calls upon all County Citizens to rededicate ourselves as patriotic Americans by flying the flag of the United States of America and reaffirming our commitment to liberty and justice.

**ADOPTED THIS THE 18<sup>TH</sup> DAY OF SEPTEMBER 2001**



**19765 APPROVE THE COMMISSIONERS' COURT MINUTES OF SEPTEMBER 11, 2001**

A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve the Commissioners' Court Minutes of September 11, 2001 as presented by the County Clerk. All voting "Aye".

**19766 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 \$235,093.46 as presented by the County Auditor. All voting "Aye".

Public Safety Svcs	\$ 136.00	Fines	\$ 250.00	Lease Payment	\$ 2,072.63
Auditors Office	\$ 52.79	Extension Office	\$ 632.28	Grants Admin Ofc	\$ 14.04
Juvenile Probation Ofc	\$ 767.73	Election Admin Ofc	\$ 375.90	Indigent Care	\$ 83.84
Transfer Station	\$ 6,391.68	Bldg Maint. Dept.	\$ 6,028.13	Environ Health	\$ 481.61
Civic Center	\$ 284.84	Countywide Oper	\$ 96,502.99	Tax A/C	\$ 546.52
District Clerk's Office	\$ 1,313.54	Sheriff's Office	\$ 9,945.86	Jail Operations	\$ 24,080.10
Human Resources Dept.	\$ 485.54	Co Court at Law 1	\$ 685.64	District Atty's Office	\$ 1,825.02
J.P. 1-2	\$ 56.82	J.P. 2	\$ 245.78	J.P. 3	\$ 121.55
J.P. 5	\$ 102.12	D.P.S.	\$ 428.88	Constable 1	\$ 142.76
Constable 2	\$ 101.93	Constable 3	\$ 38.76	Constable 4	\$ 281.75
Constable 5	\$ 153.89	District Court Oper	\$ 7,207.59	Co & JP Court Oper	\$ 957.50
Veterans Admin Office	\$ 688.02	Computer Svcs	\$ 225.15	TJPC Salaries Grant	\$ 12.75
Fire Marshal/EMC	\$ 184.10	Assoc Judge/Family	\$ 288.75	Special Counsel	\$ 10.19
Comm Court Expenses	\$ 25.07	CJD/VOCA Grant	\$ 136.56	Truancy Ofcr Grant	\$ 1,146.92
911 Adrrs Mtc. Grant	\$ 137.67	Title IV Juv Prob Grnt	\$ 1,061.04	Juvenile Acct Grant	\$ 98.00
Gen Fund Credit	<\$341.14>	R&B Operations	\$ 57,529.68	Precinct 4	\$ 25.00
Right of Way	\$ 987.00	R&B Gen Credit	<\$9,568.04>	Sheriffs Abandon Veh	\$ 157.96
Hays Co Parks Fund	\$ 4,170.81	Rec Mng/Co Clerk	\$ 1,055.97	Health Svcs Grants	\$ 38.89
Burnett Rd Dist I&S	\$ 13,361.43	Sheriffs Spec Proj	\$ 33.78	Courthouse Security	\$ 127.95
Sheriffs Drug Forfeiture	\$ 416.50	Family Health Svcs	\$ 287.44		

**19767 APPROVE BUDGET AMENDMENT #01-39**

A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve Budget Amendment #01-39 as proposed by the County Auditor. All voting "Aye".

AMENDMENT NO. 2001-39 FY 2001 BUDGET 9-18-01				
FUND NO. 01 FUND TITLE GENERAL FUND				
APPROPRIATION	APPROPRIATION		AMENDMENT	
	BEFORE		AS	
LINE ITEM - EXPENDITURES	AMENDMENT	INCREASES	DECREASES	AMENDED
<b>HUMAN RESOURCES (421):</b>				
01-421-5212 Postage	15	160		175
01-421-5801 Training	2,121		(160)	1,961
<i>Transfer for needed expense</i>				
<b>COUNTY COURT AT LAW #1 (422):</b>				
01-422-5101 FICA/RET	32,294	806		33,100
01-422-5211 Office Supplies	1,000	300		1,300
01-422-5212 Postage	1,000	532		1,532
01-422-5321 Dues & Bonds	600	25		625
01-422-5461 Printing	300	75		375
01-422-5473 Copier Lease	2,400	835		3,235
01-422-5213 Books	800		(500)	300
01-422-5331 Cont Ed	1,000		(400)	600
01-422-5335 Time Payment Expense	2,055		(750)	1,305
01-422-5489 Telephone	2,000		(125)	1,875
		2,573	(1,775)	
<b>COUNTY COURT AT LAW #2 (461):</b>				
01-461-5101 FICA/RET	16,000	1,175		17,175
01-461-5212 Postage	1,000	165		1,165
01-461-5211 Office Supplies	350		(125)	225
01-461-5321 Dues & Bonds	290		(25)	265
01-461-5391 Other	50		(50)	-0-
01-461-5461 Printing	150		(100)	50
		1,340	(300)	
<b>COUNTY COURT OPERATIONS (437):</b>				
01-437-5321 Dues & Bonds	300		(300)	-0-
01-437-5211 Office Supplies	800		(300)	500
01-437-5473 Copier Lease	500		(500)	-0-
01-437-5445 Transcription/Appeals	1,000		(738)	262
		3,913	(3,913)	
<i>Transfer between departments for needed expense</i>				



					AMENDMENT NO. 2001-39 FY 2001 BUDGET 9-18-01
FUND NO. <u>01</u>					
FUND TITLE <u>GENERAL FUND</u>					
	APPROPRIATION BEFORE	<u>AMENDMENT</u>		APPROPRIATION AS	
<u>LINE ITEM - EXPENDITURES</u>	<u>AMENDMENT</u>	<u>INCREASES</u>	<u>DECREASES</u>	<u>AMENDED</u>	
<b>GRANTS ADMINISTRATION (404):</b>					
01-404-5212 Postage	535	300		835	
01-404-5101 FICA/RET	10,809		(300)	10,509	
<i>Transfer for funding guides</i>					
FUND NO. <u>03</u>					
FUND TITLE <u>ROAD &amp; BRIDGE GENERAL FUND</u>					
	APPROPRIATION BEFORE	<u>AMENDMENT</u>		APPROPRIATION AS	
<u>LINE ITEM - EXPENDITURES</u>	<u>AMENDMENT</u>	<u>INCREASES</u>	<u>DECREASES</u>	<u>AMENDED</u>	
<b>PRECINCT 2 (440):</b>					
03-440-5211 Office Supply	550	525		1,075	
03-440-5212 Postage	300	110		410	
03-440-5489 Telephone	3,000	525		3,525	
03-440-5101 FICA/RET	12,675		(395)	12,280	
03-440-5213 Books	600		(270)	330	
03-440-5311 Travel	600		(375)	225	
03-440-5321 Dues & Bonds	100		(50)	50	
03-440-5331 Cont Ed	1,500		(448)	1,052	
03-440-5391 Other	50		(50)	-0-	
03-440-5473 Copier Lease	2,600		(572)	2,028	
		1,160	(2,160)		
<b>OPERATIONS (438):</b>					
03-438-5448 Contract Road Work	848,900	1,000		849,900	
		2,160	(2,160)		
<i>Transfer for needed expense and transfer to operations for pothole repair from Pct. 2</i>					
FUND NO. <u>07</u>					
FUND TITLE <u>HAYS COUNTY PARKS FUND</u>					
<b>HAYS COUNTY PARKS ADMINISTRATION (487):</b>					
07-487-5211 Office Supplies	150	15		165	
07-487-5219 Misc Supplies	150	50		200	
07-487-5331 Cont Ed	250	25		275	
07-487-5391 Other Expense	150	150		300	
07-487-5453 Park Mtc & Repair	14,765	2,035		16,800	
07-487-5448 Contract Services	3,500		(2,360)	1,140	
07-487-5489 Telephone	585	85		670	
		2,360	(2,360)		
<i>Transfer for needed expenses</i>					

**19768 APPROVE UTILITY PERMIT #01504 (QUAIL RUN DRIVE)**

A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve Utility Permit #01504 on Quail Run Drive issued to the City of San Marcos. All voting "Aye".

**19769 ACCEPT AUDIT OF HAYS COUNTY DISTRICT CLERK**

A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to accept audit of Hays County District Clerk's Office. All voting "Aye".

**19770 APPROVE INTER-LOCAL ASSISTANCE AGREEMENT FROM THE REGIONAL AUTO THEFT ENFORCEMENT TASK FORCE AND TO EXECUTE A CONTRACT UP TO \$43,775**

The Regional Auto Theft Enforcement Task Force was created to form a mutual aid task force to cooperate in criminal investigations and law enforcement in combating auto theft in Central Texas. The salary and benefits of Eugene Carranza in the Sheriff's Office is paid through this grant. Travis County is the manager for the administration of the grant which is utilized to support task force operations, and Travis County allocates funding and equipment in accordance with provisions of the grant. This is the 4<sup>th</sup> year Hays County will be participating in this grant. No matching funds are required. A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve inter-local assistance agreement from the Regional Auto Theft Enforcement Task Force and to execute a contract up to \$43,775.00. All voting "Aye".



**19771 APPROVE RENEWAL OF AGREEMENT WITH DR. MIKE KELLEY TO SERVE AS HAYS COUNTY HEALTH DEPARTMENT'S CONSULTING PHYSICIAN**

A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve renewal of agreement with Dr. Mike Kelley to serve as Hays County Health Department's Consulting Physician. All voting "Aye".

**AGREEMENT FOR MEDICAL AUTHORITY SERVICES  
FOR HAYS COUNTY HEALTH DEPARTMENT**

I agree to provide to Hays County Health Department the following services as Medical Authority for Hays County:

Consultation and direction concerning medical professional issues as needed by health department staff. Act as Hays County public health representative during times of disasters, communicable disease outbreaks and epidemics of disease within the county.

Review and/or revise all health department protocols, including, but not limited to, immunizations, maternal and child health, and communicable disease control.

I understand that as Hays County Health Department Medical Authority, I have no obligation to provide clinical services to any of its clients.

The agreed upon fee paid by Hays County will be \$6,000.00 per year and will be paid on a monthly basis at \$500.00 per month. All such fees shall be paid without deductions or withholding. I shall be responsible for all taxes on such payments. For purposes of this agreement, I am an independent contractor and not be considered an employee of Hays County.

This agreement may be renegotiated by either party and will become effective on September 1, 2001 and continue through August 31, 2002. Either party may cancel this agreement without any cause given or required with 60 days written notice to the other party at the address listed below or at such address as either party shall subsequently notify the other in writing.

**19772 CROSSROADS RESUBDIVISION OF LOT 13 BLOCK B [01-4-065] \* APPROVE PRELIMINARY PLAT [T1-93]**

Environmental Health Director Allen Walther spoke of this being a three lot subdivision located off Fitzhugh Road. He gave staff recommendation for preliminary plat approval. A motion was made by Commissioner Molenaar, seconded by Commissioner Carter to approve preliminary plat of "Crossroads Resubdivision of Lot 13 Block B". All voting "Aye".

**19773 AUTHORIZE THE COUNTY JUDGE TO SUBMIT A GRANT REQUEST TO THE LOWER COLORADO RIVER AUTHORITY FOR UP TO \$1.2 MILLION TO FUND A LINK-DEPOSIT PROGRAM TO SUPPORT OUR RAINWATER HARVESTING PROGRAM IN HAYS COUNTY [T1-104]**

Grants Administrator Richard Salmon advised that if funded, this would be the first Linked Deposit Program established in the nation for rainwater harvesting. The goal of Hays County's Linked Deposit Program is to provide a simplified financial incentive program to homeowners which would focus on residential rainwater harvesting. A rainwater harvesting system, installed on a 2,000 square foot home, can capture 39,893 gallons of water per year. A system, designed to fill all home water needs, will cost approximately the same as drilling a well in Hays County. In this program, Hays County does not originate, approve or guarantee loans and because the grant funds will earn interest, while in the county pool fund and as certificates of deposit in the lender's bank, the program will grow over time. Richard Salmon spoke of this being the first of many attempts to provide funding. It is a simplified incentive program focusing on rainwater harvesting and is an interest reduction program. Commissioner Burnett spoke of link-deposit program originating from the Agriculture Department for farmers and ranchers – trying to buy down interest rate loans for agricultural purposes – it is not county money and not a guarantee of the note from the county - it just lowers the interest rate. Commissioner Carter spoke of concerns about "what is the role of government? – is it governments job to do this?" - she wants more in writing to be sure what she is voting for. [T1-185] Commissioner Burnett spoke of it being one of the basic tenants of county government to protect health and human services and providing a vehicle to make it cheaper for them to use and recycle rainwater instead of solely relying on water from the aquifer is one of the most important things we can do as a body. Commissioner Carter asked if other members of the court knew anyone that had to borrow money for a rainwater harvesting system instead of paying for it outright? Commissioner Molenaar spoke of cost to drill a new well or put in a rainwater harvesting system (approximately \$10,000-15,000) and he would have to borrow the money. The county is not providing the money for the loan. Richard Salmon explained how the money is used. Commissioner Carter spoke of re-using treated wastewater. [T1-182] A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to authorize the County Judge to submit a grant request to the Lower Colorado River Authority for up to \$1.2 million to fund a link-deposit program to support our Rainwater Harvesting Program in Hays County. Commissioner Ingalsbe, Commissioner Burnett, Commissioner Molenaar and Judge Powers voting "Aye". Commissioner Carter abstained. Commissioner Burnett thanked Richard Salmon for his hard work.



**19774 APPROVE A FEE SCHEDULE FOR GIS MAPPING SERVICES [T1-257]**

Environmental Health Director Allen Walther advised that the GIS office has had a number of requests for assistance with preparing boundary maps for different political subdivisions and districts. Our current fees schedule does not adequately address the varying services we are able to offer. He provided a proposed fee schedule and stated that he has some staffing that can be used to generate money for the county. A motion was made by Commissioner Molenaar, seconded by Judge Powers to approve fee schedule for GIS mapping services as proposed. All voting "Aye".

<b>HAYS COUNTY GIS SERVICES AND FEE SCHEDULE</b>		
<b>BASIC SERVICES</b>		<b>\$15/HOUR</b>
Compile existing data into printed map		
Print saved map file		
<b>INTERMEDIATE SERVICES</b>		<b>\$ 25/HOUR</b>
New data research		
Data conversion or reformatting		
Report generation		
Scanning or digitizing		
<b>ADVANCED SERVICES</b>		<b>\$ 35/HOUR</b>
Create new data		
Statistical analysis		
Programming		
GPS field data collection		
<b>PRINTED MAP PRICES (in addition to service fees)</b>		
<b>8 ½ X 11</b>	<b>\$.25 (B&amp;W)</b>	<b>\$ .50 Color</b>
<b>11 X 17</b>	<b>\$.50 (B&amp;W)</b>	<b>\$1.00 Color</b>
<b>other sized on plotter paper (36" wide)</b>	<b>\$2.00 per linear foot (B&amp;W)</b>	<b>\$3.00 per linear foot (Color)</b>

Court was adjourned.

**MINUTES APPROVED IN OPEN COURT ON THE 2<sup>ND</sup> DAY OF OCTOBER, 2001**

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

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

