



STATE OF TEXAS ?
 COUNTY OF HAYS ?

ON THIS THE 16TH DAY OF OCTOBER 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
RUSS G. MOLENAAR	COMMISSIONER, PCT. 4
LINDA C. FRITSCH	DEPUTY COUNTY CLERK

WITH THE FOLLOWING MEMBER ABSENT: COMMISSIONER PCT. 3 WILLIAM "BILL" BURNETT, AND 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. Commissioner Molenaar advised that Commissioner Bill Burnett is absent today because he is attending an educational conference.

19823 ADOPT A PROCLAMATION DECLARING THE WEEK OF OCTOBER 20-26, 2001 AS "RED RIBBON WEEK IN HAYS COUNTY"

Sue Cohen, Hays-Caldwell Council on Alcohol & Drug Abuse, appeared along with students from Goodnight Jr. High School, Miller Jr. High School, and Hernandez Intermediate School. Mrs. Cohen spoke of events to be held this week. The students presented members of the court with an event packet and a T-shirt and distributed ribbons and event calendar to staff and members of the audience. Commissioner Ingalsbe thanked Sue Cohen for her leadership and hard work. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Molenaar to adopt a Proclamation declaring the Week of October 20-26, 2001 as "Red Ribbon Week in Hays County". All present voting "Aye".

PROCLAMATION

WHEREAS, in the Spring of 2000, Texas Commission on Alcohol and Drug Abuse surveyed 81,875 students in grades 4-6 from 70 Texas school districts and found a 7% decrease in students who have tried alcohol from 1998; 23% decrease in tobacco from 1998; 22% decrease in marijuana use from 1998; and 13% decrease in inhalant use from 1998; and

WHEREAS, in the Spring of 2000, TCADA surveyed 127,380 students in grades 7-12 from 71 Texas school districts and found 71% of students had used alcohol – this percentage has remained steady since 1998 although there was a 7% drop among seventh graders; 15% decrease in tobacco use from 1998; and a 7% decrease in illicit drug use from 1998; and

WHEREAS, while the numbers remained steady from 1998, cocaine and crack use remains a problem among Texas students and students reported an increase in past-month usage of ecstasy;

WHEREAS, although studies show a slight decline in alcohol and drug abuse, substance abuse continues to damage the lives of many in our country and is a contributing factor in the three leading causes of death for our teenagers – accidents, homicides and suicides; and

WHEREAS, the Hays Caldwell Council on Alcohol and Drug Abuse and Hays County requests that families, schools, businesses, churches, law enforcement agencies and service organizations support this campaign by establishing an atmosphere that would support awareness, education and on-going initiatives to prevent illegal drug use and alcohol abuse; and

WHEREAS, the Hays County Commissioners' Court supports the 2001 Red Ribbon Campaign theme "Celebrate Drug Free Lives" as part of a national campaign of drug-awareness and as a commitment to community involvement in issues related to drug and alcohol abuse.

NOW, THEREFORE, BE IT PROCLAIMED by the Commissioners' Court of Hays County, Texas, that October 20-26, 2001 be recognized as

"RED RIBBON WEEK IN HAYS COUNTY"

and hereby encourages the citizens and officials of Hays County to support RED RIBBON WEEK and participate in related activities to symbolize our commitment in striving for a drug-free community.

ADOPTED THIS THE 16TH DAY OF OCTOBER, 2001.

19824 ADOPT A PROCLAMATION RECOGNIZING OCTOBER AS "FAIR HOUSING MONTH" AS REQUIRED BY THE TEXAS DEPARTMENT OF HOUSING & COMMUNITY AFFAIRS FOR ALL COMMUNITY DEVELOPMENT AND ECONOMIC DEVELOPMENT PROJECTS FUNDED BY THE STATE OF TEXAS

Richard Salmon spoke of this being a grant requirement – there is no financial commitment from the county. A motion was made by Judge Powers, seconded by Commissioner Molenaar to adopt a Proclamation recognizing October as "Fair Housing Month" as required by the Texas Department of Housing & Community Affairs for all Community Development and Economic Development Projects funded by the State of Texas. All present voting "Aye".



**PROCLAMATION OF
OCTOBER AS FAIR HOUSING MONTH**

WHEREAS, the National Fair Housing Law of June 2, 1988, as amended, prohibits discrimination in housing and declares it a national policy to provide, within Constitutional limits, for fair housing in the United States and,

WHEREAS, the principle of Fair Housing is not only National law and National Policy, but a fundamental human concept and an entitlement of all Americans and,

WHEREAS, the month of October provides an opportunity for all Americans to recognize that complete success in the goal for equal housing opportunity can only be accomplished with the help and cooperation of all Americans.

NOW, THEREFORE, BE IT PROCLAIMED by the Commissioners' Court of Hays County, Texas that the month of

OCTOBER

Be recognized as

FAIR HOUSING MONTH

In Hays County

And do hereby urge all its residents to become aware of and support Fair Housing.

PASSED AND APPROVED at a meeting of the Commissioners' Court of Hays County, Texas on the 16th day of October, 2001.

PUBLIC COMMENT

[T1-143] Britney Richey (Treasurer's Office Accountant) appeared regarding discussion and action taken Oct. 9th on law enforcement personnel pay grade changes. She advised: I have received a couple of phone calls that have prompted me to be here today. I hope to dispel any misconception of my recommendations and to encourage the court to continue to use a logical system to fairly evaluate the salaries of the county employees. As Commissioner Ingalsbe mentioned last week, I was asked to briefly review the Sheriff's request for pay increases and to give a recommendation with the limited information that was available. I continue to stand behind my written recommendation and I would like to reiterate what I stated at that time. But first of all, let me say that in these times of war and strife it is important to honor all those protecting us. Our law enforcement and fire officials offer their lives to protect us every day. Their efforts are sincerely appreciated. But let us also not forget the Hays County employees that are protecting us in ways that were not considered last week. Our prosecutors and judges make life and death decisions that keep criminals behind bars. Our nurses make life and death decisions to protect us with vaccines, immunizations and medical care every day. Our road workers detect problems that prevent deadly automobile accidents. Even our administrative staff ensures the proper funding and availability of funds that allows others to have the means to protect us. And there are many more. We are a Team. We must not forget any of these essential servants to the public. The court chose to grant to the Sheriff above what I recommended but I hope that it does not stop there. The rest of my recommendation stated that the whole county be looked at by using a grade system. Prior to this, for the past two years every request for an increase has been evaluated by the same system. Even the requests made at budget time. It is important to understand that there are three elements that must be looked at to fairly evaluate these requests. (1) The responsibility must be assessed by some scale – currently a point system. (2) The market must be considered. Not selected labor statistics but all that are applicable. (3) The position must be compared to other position in the same grade to ensure consistency in the evaluation. Honesty, Fairness and Consistency are essential to any salary system. It must be followed in every circumstance for it to work appropriately. I would like to encourage the court to continue its efforts of evaluating all county positions and to use a consistent standard whether it be the current one or another one – but always the same one. Some department heads may not request for increases due to the fact they feel their efforts are futile or don't have an appropriate idea as to the worth of their positions. But that does not mean that we should not treat their employees fairly and grant them what they deserve. I encourage the court to greet all requests as open mindedly as the Sheriff's request and to evaluate them by the same standard as they did the Sheriff. I advocate most importantly, consistency. Each department is equally important to Hays county and I hope that when treated fairly, that all departments will feel that they have received just compensation. In these times of over 190,000 people loosing their jobs may we all be thankful for our blessings and may God be with you in your decisions. Thank you for your time.

[T1-202] Bill Sherwin spoke of proposed construction of a cell phone tower by and for Verizon Corp. located about 3 miles north of the Village of Wimberley just east of Ranch Road 12 and in the midst of three subdivisions and in such a location that it will be highly visible to traffic – this tower would adversely impact the property values in the area and detract from tourism which comes to the Wimberley area for the natural beauty of the hills and the valleys. He advised that there is a campaign to petition Verizon to locate that tower in a less populated area – petitions are being circulated at this time and letters are being written to Verizon and public elected officials. He asked members of the court, who deem it appropriate, to contact Verizon and ask them to listen to the citizens. Petition reads as follows: *We, the below-signed concerned residents of the Wimberley area register our opposition to the construction of a cell phone tower proposed to be located near County Road 176 between Ranch Road 12 and Skyline Drive. The proposed location of this 400-foot cell phone tower is in the midst of a populated area including Skyline Acres, Skyline Ranch Estates, and Mountain Crest. These areas attracted residents due primarily to their views of the hills and valleys. Constructing a tower at the proposed site would mar the natural beauty of the surrounding area and adversely impact home values. The tower would also be in direct view of persons entering Wimberley from the main northern approach and would adversely impact tourism that is a mainstay of the Wimberley economy. We urge Verizon Corporation to located the proposed tower in a more remote location where the adverse impact on local residents would be less severe. Your favorable response to this request will be greatly appreciated and long remembered by the residents of the Wimberley Valley area.*



PUBLIC COMMENT (continued)

[T1-244] Dennis Gutierrez (Representing the Hill Country Lodge #23 Fraternal Order of Police) thanked the court for passing the grade decompression last Tuesday and also Sheriff Montague for having the insight several months ago to realize a problem that is coming up and already facing us. He stated that he had something prepared but after Britney Richey spoke he wanted to clarify things first. He stated that there is no doubt that every county employee has a specific job – if they don't do there job then the county doesn't run properly – we understand that, however, law enforcement is grossly underpaid – there is no doubt – we have proven that by giving out some of the facts and some of the stats. He understands that we should try to make it fair for all the county employees to get a pay raise. He spoke of Deputies they are losing to other departments for higher pay – losing one to Westlake PD for \$1,000 more per month. He stated that he is curious to see how many county employees we are losing from the road department, or any other department, that are leaving for that type of pay increase. He spoke of another Deputy that is resigning because he can't make enough money as a deputy and doesn't have time to look for another job in law enforcement, therefore, he is quitting in order to get back into the construction business. He stated that they are losing quality people - we've got to pay our law enforcement people.

[T1-287] Pat Moore spoke of having appeared before the court last week in reference to the parks and a foundation – the information she presented was not inaccurate, but incomplete. Later that week she got a conference call from the Parks Chairman Carolyn Vogel and Vice Chair David Baker encouraging her not to speak. She stated that she will continue to research the foundation and reappear when she has more information.

[T1-309] Curt Busk (Parks Board Member) advised that he is here today to correct the misinformation that was given to the court last week (Oct. 9th). He stated that he has been to every meeting of the Parks Board this year and he is also on the Executive Committee. He stated that there is absolutely no truth to the two statements that appear in the Minutes of Oct 9th: *those people who are trying to establish a viable 501C that will take all responsibility away from the court and place it on an un-elected board* – not true – *that a lawyer on the board stated (to her, Jackie Craig) that it would take control of the board away from the court* – absolutely not true. They understand that in order to have a successful Parks System in this county, they must do a couple of things: (1) deliver to the court a viable plan to put that system together, and (2) we must supply you with a mechanism for ongoing funding for that park system – without ongoing funding of the parks system, nothing will happen. He stated that we have discussed a number of options on how that ongoing funding can happen: (1) come out of general revenue [chances are small], (2) user fees [he does not believe user fees are justified – a very regressive kind of tax]. Mr. Busk stated that at the planning meeting (ongoing) an idea came up of having a licensing fee – a short course on how to maintain parks and maintain conservation areas – the fees from that program could go towards maintaining the parks – also another regressive tax. The 501c3 idea came up – the City of Austin has a non-profit corporation set up that is dedicated to supplying funds to their parks system for acquisition and maintenance – about 2 or 3 months ago we started looking into that to find out “how they do that, how is it chartered (specifically to fund and maintain city parks)” – we do not have enough information about this to bring to the court at this time.

19825 APPROVE THE COMMISSIONERS' COURT MINUTES OF OCTOBER 9, 2001

A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve the Commissioners' Court Minutes of October 9, 2001 as presented by the County Clerk. All present voting “Aye”.

19826 APPROVE PAYMENT OF COUNTY INVOICES

A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve payment of county invoices in the amount of \$142,980.74 as presented by the County Auditor. All present voting “Aye”.

Public Safety Svcs	\$ 42.00	Auditor's Office	\$ 147.86	Extension Office	\$ 20.00
Grants Admin Office	\$ 1,511.16	Juvenile Probation	\$ 4,465.00	Election Admin Office	\$ 20.08
Transfer Station	\$ 5,194.30	Bldg Mtc. Dept.	\$ 3,634.77	Environ Health	\$ 2,978.34
Civic Center	\$ 952.38	Countywide Oper	\$ 18,128.94	Tax A/C Office	\$ 3,236.95
District Clerk's Office	\$ 198.09	Sheriff's Office	\$ 11,945.50	Jail Operations	\$ 18,288.32
Human Resources Dept	\$ 18.00	Co Court at Law 1	\$ 2,276.00	District Attorneys Ofc	\$ 740.21
J.P. 3	\$ 25.15	J.P. 5	\$ 73.90	Cosntable 1	\$ 107.00
Constable 2	\$ 118.35	Constable 3	\$ 19.13	Constable 4	\$ 5.35
Constable 5	\$ 170.10	District Court Oper	\$ 2,542.56	Co & JP Court Oper	\$ 1,276.50
Veterans Adm Office	\$ 11.33	Computer Services	\$ 10,364.23	Fire Marshal/EMC	\$ 1,375.74
TJPC CCAP Grant	\$ 11,118.00	CJD/VOCA Grant	\$ 201.67	CJD/VAWA Grant	\$ 61.88
CJD/Truancy Ofcr Grant	\$ 1,196.44	Waste Task Force	\$ 61.50	911 Adtrs Mtc Grant	\$ 2,198.18
Juvenile Acct Grant	\$ 37.20	Gen Fund Credit	<\$1,949.54>	Road & Bridge Oper	\$ 35,283.56
R&B Gen Fund Credit	<\$28.36>	Hays Co Parks Fund	\$ 110.56	Rec Mng/Co Clerk	\$ 119.41
Health Svcs Grants	\$ 361.86	Law Library Fund	\$ 3,568.09	Courthouse Security	\$ 29.95
Sheriffs Drug Forf Fund	\$ 62.00	Family Health Svcs	\$ 661.10		



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19827 APPROVE UTILITY PERMIT #01513

A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve Utility Permit #01513 on CR185/Trautwein Road to Pedernales Electric Coop. as submitted by the Road Department. All present voting "Aye".

19828 ADOPT UPDATED PREVAILING WAGE RATES TO BE USED IN CONTRACTS AWARDED BY THE COUNTY FOR PUBLIC WORKS PROJECTS PURSUANT TO CHAPTER 2258, TEXAS GOVERNMENT CODE

A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to adopt updated prevailing wage rates to be used in contract awarded by the County for Public Works Projects pursuant to Chapter 2258 Texas Government Code. All present voting "Aye".

19829 ACCEPT INTERNAL AUDIT OF HAYS COUNTY PERSONAL HEALTH DEPARTMENT

A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to accept the Internal Audit of Hays County Personal Health Department as submitted. All present voting "Aye".

19830 EXECUTIVE SESSION AND ACTION DECLARING AN EMERGENCY TO AMEND THE BUDGET TO ALLOCATE FUNDS FOR PURCHASE OF HAZARDOUS MATERIAL EQUIPMENT [T1-391]

(EMERGENCY ADDENDUM ITEM) The Court convened into closed executive session at 9:25 a.m. pursuant to Section 551.076 of the Texas Government Code (Deliberation Regarding Security Devices) to discuss authorization of an Emergency Budget Amendment establishing a line item for the purchase of hazardous material, personnel and/or devices. The executive session ended at 10:10 a.m. and the court reconvened into open meeting. A motion was made by Judge Powers, seconded by Commissioner Ingalsbe to enact an Order declaring an emergency to amend the county budget to allocate \$45,000.00 for the purchase of hazardous material equipment with the Judge authorized to approve purchases and waiver of county purchasing rules. All present voting "Aye".

19831 FAMILY TREE [PCT.4 #99A-4-056] * **APPROVE FINAL PLAT AND ACCEPT COMPLETION OF THE CONSTRUCTION OF ROADS AND DRAINAGE** [T1-409]

Environmental Health Director Allen Walther advised that this is a 9 lot subdivision utilizing a shared access driveway (SAD) to access one of the lots. Preslar Circle (a country lane) is a privately maintained road, therefore, no maintenance security is required – the road is complete and construction security is also not required. Staff recommends final plat approval and acceptance of road construction and drainage. A motion was made by Commissioner Molenaar, seconded by Commissioner Carter to approve final plat of "Family Tree" and accept completion of the construction of roads and drainage. All present voting "Aye".

19832 HIGHLANDS SECTION B RESUBDIVISION OF LOT 45 [PCT. 4 #01-4-069] * **PUBLIC HEARING AND APPROVE FINAL PLAT** [T1-427]

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 this is a 2 lot subdivision located on Homestead Road & Summit Pass and he gave staff recommendation for final plat approval. Creates Lot 45A = 5.59 acres and Lot 45B = 5.59 acres. Public notification of general circulation and through certified letters to the property owners of Section B The Highlands was provided. A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve final plat of "The Highlands Section B Resubdivision of Lot 45". All present voting "Aye".

19833 RIVER MOUNTAIN RANCH SECTION 6 PHASE 2 [PCT.4 #00-4-102] **(EXTENSION OF APPLICATION FEES) DENIED EXTENSION OF REVIEW FEES PAID IN 2000** [T1-441]

Environmental Health Director Allen Walther advised that a written request has been submitted requesting this extension to avoid paying associated preliminary fees twice. There are no outside circumstances that have caused this delay, therefore, staff does not recommend an extension. A motion was made by Commissioner Molenaar, seconded by Judge Powers to deny extension of review fees paid in 2000 regarding "River Mountain Ranch Section 6 Phase 2". All voting "Aye".



19834 ACCEPT CONSTRUCTION OF ROADS AND DRAINAGE IMPROVEMENTS FOR DAKOTA MOUNTAIN ESTATES AND ACCEPT MAINTENANCE FISCAL SECURITY

[T1-474] Environmental Health Director Allen Walther advised that the Road Dept. has completed inspection and staff recommendation is for acceptance of road construction and drainage improvements. A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to accept construction of roads and drainage improvements for "Dakota Mountain Estates" and accept maintenance fiscal security. All present voting "Aye".

19835 ACCEPT CONSTRUCTION OF ROADS AND DRAINAGE IMPROVEMENTS FOR RUNNING ROPE SECTION 1 AND RELEASE CONSTRUCTION SECURITY AND ACCEPT MAINTENANCE FISCAL SECURITY [T1-484]

Environmental Health Director Allen Walther advised that road dept has completed inspections and staff recommends acceptance of road construction and drainage improvements, release of construction security and acceptance of maintenance security. A motion was made by Commissioner Molenaar, seconded by Commissioner Carter to accept construction of roads and drainage for "Running Rope Section 1", release construction security and accept maintenance fiscal security. All voting "Aye".

19836 ACCEPT CONSTRUCTION OF ROADS AND DRAINAGE IMPROVEMENTS FOR POUNDHOUSE HILLS SECTION 2 AND RELEASE CONSTRUCTION SECURITY [T1-494]

Environmental Health Director Allen Walther advised that Road Dept. has completed their inspection and staff recommends acceptance of road construction and drainage improvements - no maintenance security is being sought as this subdivision will be annexed into the City of Dripping Springs at the time of county approval of road construction. A motion was made by Commissioner Molenaar, seconded by Commissioner Carter to accept construction of roads and drainage improvements for "Poundhouse Hills Section 2" and release construction security. All present voting "Aye".

19837 PUBLIC HEARING AND ACTION TO ESTABLISH TRAFFIC REGULATIONS (STOP SIGN) ON CARROL LANE AT ITS INTERSECTION WITH HARMON HILLS DRIVE

[T1-505] Judge Powers declared the public hearing open—no public input was received and the public hearing was closed. A motion was made by Commissioner Molenaar, seconded by Commissioner Carter to establish traffic regulations placing a STOP sign on Carrol Lane at its intersection with Harmon Hills Drive. All present voting "Aye".

19838 PUBLIC HEARING AND ACTION TO ESTABLISH TRAFFIC REGULATIONS (SPEED LIMIT) ON PEABODY LANE [T1-524]

Judge Powers declared the public hearing open – no public input was received and the public hearing was closed. A motion was made by Commissioner Molenaar, seconded by Commissioner Carter to establish traffic regulations setting a speed limit of 30 MPH on Peabody Lane. All present voting "Aye".

19839 APPROVE APPOINTMENT OF J. GREEN ASSOCIATES, INC., A PUBLIC INSURANCE ADJUSTMENT FIRM, TO REPRESENT THE COUNTY IN NEGOTIATING WITH OUR INSURANCE CARRIER TO RESOLVE ISSUES RELATING TO THE HAYS COUNTY JUSTICE CENTER [T1-538]

Judge Powers introduced Jeff Green (J. Green Associates Inc. – a public insurance adjustment firm). Judge Powers stated that he has known Jeff and have worked with him in a personal situation, which he no longer does for him, but was made aware of his services through several different people in Austin and in light of the situation we are dealing with at our Justice Center, he feels like it is in the best interest of the county to have somebody represent us in dealing with the insurance company similar to what Burt Sunday does for us with our health insurance. His compensation comes only when we receive compensation on issues outlined in our insurance policy that are covered. Mr. Green spoke of part of his job being to organize and coordinate an investigation as to what is wrong with the building, why is it being caused and what is the extent of damage, is insurance responsible for it and if so, they work with them to get through the compensation phase of the claim. If not, the damage and cause is still brought to the surface and must be dealt with. The insurance carrier would be involved in the investigation and determination of the costs - reports will tell you what is wrong, why it is a problem, what is will take to fix it, and the costs involved. If the Insurance Company decides not to cooperate, we still put together what needs to be done. His fee would be 10% of the compensation on contingency - he does not get paid if no insurance money is received. Judge Powers advised that our insurance company has not yet responded on our claim and he feels like we need someone to push the issue in order to get resolution. Mr. Green spoke of his experience regarding this matter and he spoke of possible litigation - but not usually. Judge Powers stated that he is not currently involved with Mr. Green as his problems have been resolved. Commissioner Carter spoke of county buying a building that was a problem before we bought it - she is not comfortable with this action. Mr. Green spoke of county's liability to do something and he spoke of cost to remediate sometimes being higher than rebuilding. A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve the appointment of J. Green Associates Inc., a public insurance adjustment firm, to represent the county in negotiating with our insurance carrier to resolve issues relating to the Hays County Justice Center. Commissioner Ingalsbe, Commissioner Molenaar, and Judge Powers voting "No". Commissioner Carter voting "No".



Clerk's Note: Agenda Item #16 RE: AN ORDER RELATING TO THE CREATION OF A PROCEDURE GOVERNING THE ABANDONMENT, VACATION, OR CLOSURE OF HAYS COUNTY RIGHT-OF-WAY INCLUDING THE IMPOSITION OF FEES **was PULLED. No discussion and no action taken.**

WORKSHOP TO DISCUSS FY 2002 PRELIMINARY PLANNING AND PROJECTIONS CONCERNING ONGOING ROAD MAINTENANCE ACTIVITIES AND UPCOMING ROAD BOND ISSUES. AN OVERVIEW OF WORK COMPLETED IN FY 2001 WILL ALSO BE DISCUSSED [T1-902]

Public Comment by Alan Welling (Northpoint Subdivision) spoke of people in his subdivision who do not mind the speed limits in the subdivision - he had requested speed bumps during the reconstruction project. Mr. Welling feels like speed bumps would not hinder emergency vehicles on his street and he spoke of speed bumps in San Marcos. Mr. Welling spoke of population in the subdivision doubling and the problem is worse by the day . He urged the court to consider speed bumps in the Northpoint Subdivision. Commissioner Ingalsbe spoke of calls she has received from that neighborhood and they are putting together a petition. She spoke with the San Marcos/Hays County EMS, Joe Cliett from the South Hays County ESD, and with Capt. Sam Williams from the Sheriff's Dept and they all indicated that they do not support this – it slows them down when they are trying to get to an emergency. Road Supt/Engineer Jerry Borcharding spoke of devices used to control speed (high profile bumps, low profile bumps, etc.) Commissioner Molenaar spoke of equipment used to show how fast people are driving (only 1 unit in the county). Commissioner Carter stated that she has had request for speed bumps in her Precinct and approval of this request would open us up to other requests. Commissioner Molenaar spoke of neighborhoods that have had them installed and then want them removed - he requested that Jerry Borcharding research why speed bumps have been taken out in other areas. Jerry Borcharding spoke of this being an opportunity to report to the court the state of the road dept. All his foreman were present and he introduced them to the court and commended them for the work they do: Pct. 3 Ben Picasio , Pct. 1 Robert Molina, Pct. 2 Roger Ramos, Countywide foreman Domingo Alaniz, Equip Supt Garry Ingalsbe, Mtc. Supt Ernest Cordova, Operations Supt. Toby Glosson, Infrastructure Coord Tim Vandervord, Office Manager Ivy Saunders, and Chief Inspector Toby Meinen (not present), Jerry Borcharding spoke of need to know and recognize each other - he spoke of need to honor those who have protected us in the past as well as the future – he stated that he is a Vietnam era veteran, Toby Meinen was a door gunner in Vietnam, Domingo Alaniz had 2 tours in combat in Vietnam, Shot Glosson (Pct. 4 foreman) served in Korea, and Toby Glosson was in the Marine Corp and served in the 1980's. He stated that he appreciated comments in the budget process for the fine job he has been doing and he wants his employees to be recognized - it is the working of the whole machine that makes us successful - he gave his appreciation to his employees. Judge Powers thanked Jerry for his leadership and commended him. Jerry Borcharding proceeded with his presentation and went over various handouts.

He showed comparison with Guadalupe County, Comal County, and Caldwell County and advised that Hays County is doing considerable more work than the other counties. He stated that he appreciates the money that has been provided to accomplish these figures.

AREA COUNTY COMPARISON:

GUADALUPE CO.	RECON MILES =	13.50
	SEAL-COAT MILES =	33.83
	\$ = ?	
	PROJECTED RECON MILEAGE FOR FY2002 =	13.17
COMAL CO.	RECON MILES =	4.50
	SEAL-COAT MILES =	20.00
	\$ = ?	
	PROJECTED MILEAGE FOR FY2002 =	?
CALDWELL CO.	RECON MILES =	2.00
	SEAL-COAT MILES =	6 – 8
	\$	380,000
	PROJECTED TOTAL MILEAGE FOR FY2002 =	10-12
HAYS CO.	RECON MILES =	54.56
	SEAL-COAT MILES =	22.49
	\$	3,821,671
	PROJECTED TOTAL MILEAGE FOR FY2002 =	90

He provided totals for FY2001 Work Orders:

FY2001 WORK ORDER REPORT (FINAL)

	W.O. REQUESTED #	W.O. COMPLETE #	% OF REQUESTED COMPLETED WITHIN PCT	% OF COMPLETED COUNTYWIDE
PCT. 1	522	500	96%	18%
PCT. 2	1161	1075	93%	39%
PCT. 3	574	533	93%	19%
PCT. 4	654	630	96%	23%
	2911	2738		



Jerry Borcharding went over the FY2001 Activity Report (actual work accomplished) which is broken down by reconstruction & resurfacing totals. The Report showing Year to Date FY01 Expenditures is as close as we can get to the expenditures - he emphasized that the internal accounting that they do is compared to the auditor's numbers each month. He spoke of time problem when building roads - it takes longer to build roads in Pct. 2, therefore, it is more costly - we generally use contractors to do work so as not to tie up county road personnel and take them away from maintenance - he spoke of amount of base material required for some roads.

BREAKING DOWN THE COUNTY
REVISED OCTOBER 16, 2001

	BEFORE REDISTRICTING		AFTER REDISTRICTING	
	MILES	%	MILES	%
PRECINCT 1	46.96	6.7%	74.59	10.6%
PRECINCT 2	181.81	25.8%	154.18	21.9%
PRECINCT 3	186.48	26.5%	186.48	26.5%
PRECINCT 4	288.16	41.0%	288.16	41.0%
TOTALS	703.41	100%	703.41	100%

THE MILEAGE FIGURES WERE TAKEN FROM EXISTING LISTS FROM THE GIS DEPT, & THE RECORDS DEPT.

FY2001 ACTIVITY REPORT (FINAL)

Reconstruction & Resurfacing Totals

	RECON ML	% TOTAL	CHIP SEAL/ HOT MIX MI	% TOTAL	TOTAL MI	OVERALL %	PRECINCT MILEAGE %
PCT 1	4.72	9%	4.40	20%	9.12	11.8%	6.7%
PCT. 2	12.78	23%	3.66	16%	16.44	21.3%	25.8%
PCT. 3	22.51	41%	4.78	21%	27.29	35.4%	26.5%
PCT. 4	14.55	27%	9.65	43%	24.20	31.4%	41.0
	54.56		22.49		77.05		

**YEAR TO DATE FY'01 EXPENDITURES
(COUNTY LABOR & ACCTS PAYABLE)**

WEEK ENDING October 5, 2001

	COST	% OF PCT TOTAL	COUNTY LABOR \$	CONTRACT LABOR \$	MATERIAL \$	TOTAL MILES RECON / CS-HM
PCT. 1	\$ 342,441.74	9.0%	\$ 96,937.00	\$ 106,268.49	\$ 139,236.25	4.72 / 4.40
PCT. 2	\$ 1,520,169.90	39.8%	\$ 246,899.00	\$ 714,382.39	\$ 558,888.51	12.78 / 3.66
PCT. 3	\$ 872,901.40	22.8%	\$ 321,639.00	\$ 180,338.18	\$ 370,924.22	22.51 / 4.78
PCT. 4	\$ 1,086,158.54	28.4%	\$ 214,098.00	\$ 430,191.61	\$ 441,868.93	14.55 / 9.65
TOTAL PCT.	\$ 3,821,671.58		\$ 879,573.00	\$ 1,431,180.67	\$ 1,510,917.91	54.56 / 22.49
COUNTY- WIDE	\$ 2,853,285.69	42.7%				
TOTAL	\$ 6,674,957.27					

ROAD MILEAGE/COST COMPARISON 1999-2001

P	1999				2000				2001 - not finalized			
	MILES	%	TOTAL COST	%	MILES	%	TOTAL COST	%	MILES	%	TOTAL COST	%
1	3.20	7%	297,856.00	9%	4.27	8%	380,697.20	10%	9.12	12%	342,441.74	9%
2	11.59	25%	844,823.20	26%	12.25	22%	855,404.60	22%	16.44	21%	1,520,169.90	40%
3	14.52	31%	860,567.80	27%	18.32	33%	919,156.40	24%	27.29	35%	872,901.40	23%
4	17.10	37%	1,188,751.20	37%	20.92	38%	1,696,942.25	44%	24.20	31%	1,086,158.54	28%
	46.41		3,191,998.20		55.76		3,852,200.45	77.05	77.05		3,821,671.58	

	3-YR TOTAL MILES	%	3-YR TOTAL COST	%
PRECINCT 1	16.59	9%	\$ 1,020,994.94	9%
PRECINCT 2	40.28	22%	\$ 3,220,397.70	30%
PRECINCT 3	60.13	34%	\$ 2,652,625.60	24%
PRECINCT 4	62.22	35%	\$ 3,971,851.99	37%
	179.22		\$10,865,870.23	



Jerry Borcharding presented a Fiscal Year 2001 Road Construction Agenda (a list of completed reconstruction/paving projects) and a Road Reconstruction/Paving Program beginning in FY2002 (Oct. 1, 2001). He spoke of not always being able to get everything accomplished on the list because of weather and other delays, however, the list will pick up the following year if not accomplished this fiscal year.

PRECINCT 1 ROADS: Posey Road, Old Martindale Road, Drue Drive, Soechting Lane, Military Drive, Fairview Road, Bogie Drive, and Francis Harris Lane.

PRECINCT 2 ROADS: Opal Lane, Roland Lane, Wildcat Hollow Drive, Scott Street, Bliss Spillar Road, N. Plum Creek Road, S. Plum Creek Road, Palomino Road, Kai Vista Drive, Old Black Colony Road, Cole Springs Road, Old Spanish Trail, Kelly Smith Lane, Old Goforth Road, Windy Hill Road, Old Stagecoach Road, Chaparral Road, Old San Antonio Road, Dry Hole Road, Kohlers Crossing, and Yarrington Road West.

PRECINCT 3 ROADS: Certain roads in Willow Creek Estates, Longcope Loop, all roads in Laurel Estates, Harmons Way, Hunter Ridge Road, all roads in Deer Lake Subd., all roads in Kingswood Subd., Ledgerock Road, Mt. Gainor Road, Deer Run, Spoke Hollow Road, Live Oaks Hills Ct., Rancho Encino Road, all roads in Summer Mountain Ranch, CR114, CR115, Hummingbird Lane, Peale Road, Lone Man Mountain Road, and Mt. Sharp Road.

PRECINCT 4 ROADS: Pursley Road, all roads in Harmon Hills Subd., Laura Hunter Lane, all roads in the Highlands Subd., all roads in Sycamore Valley Subd., all roads in Lost Valley Subd., Kothmann Road, all roads in Bear Creek Estates, certain roads in Rolling Oaks Subd., all roads in Hunters Glen, Valley View West Drive, Wildwood Hills Lane, all roads in Signal Hill Subd., all roads in Meadow Oaks, Tiger Lane, and Camino De Rancho.

Jerry Borcharding asked for feedback from the court. He stated that the Road Department is going to try to do better year after year. [T1-1693] Commissioner Molenaar stated that the Road Dept. is doing an outstanding job and he appreciates their effort and the work being done. Commissioner Ingalsbe stated that she appreciates how this information is provided and she spoke of work done in Pct. 1 and preservation of existing roads. Commissioner Ingalsbe stated that she is pleased with what is being done and the moral of employees has improved and she appreciates his leadership. Jerry Borcharding stated that he appreciates the support the court has given him and he named county staff that he has received help from that work in other county departments: Britney Richey (Treasurer's Office Accountant), Allen Walther (Environmental Health Director), Jon Thompson (Subdivision Coordinator), Steve Floyd (GIS/911 Addressing Programs Manager), Linda Fritsche (Chief Deputy County Clerk) & Liz Gonzalez (Deputy County Clerk).

BOND PROGRAM

Jerry Borcharding stated that we are moving on with the bond issue - we have gone out for RFQ's (requests for proposals). He advised that he will run the bond program and spoke of his duties as County Engineer (general oversight, bid review, billing review, plan review, and construction inspection). He may also serve as Bond Program Manager (or it may be a private firm) - job duties would be bid review, accounting, general reporting to the auditor, and billing review. A Design Firm will have to be selected for design, construction management/oversight, contractor billing review, and R-O-W acquisition. A Contractor will do construction. Jerry Borcharding provided a tentative list of bond roads for Phase I (totaling \$15.7 million). Some roads will require engineering and some will not - some will be done rather quickly and others will require design firm. We do not want to cut short any TxDo projects. [T1-1905] Commissioner Molenaar spoke of US290 project - we will provide the environmental impact study - RR12 will need right-of-way - he spoke of 5 lane (turn lane) roadway proposed from RR12 on US290 to the Middle School - he will be requesting an extension to Bell Springs Road. Commissioner Molenaar spoke of Sportsplex Road intersection (road not adequate - the road is not owned by Hays County). He spoke of having 5 interlocal agreements in hand to make improvements (providing \$50,000 from City of Dripping Springs, \$50,000 from the Dripping Springs ISD, \$25,000 from EMS/Fire/Library). Commissioner Molenaar spoke in support of work being done by the road dept. Commissioner Carter spoke of getting in a good position to have a Unitary Road System. Judge Powers stated that he appreciates Jerry's leadership.

Court adjourned

MINUTES APPROVED IN OPEN COURT ON THE 23RD 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

