



STATE OF TEXAS ?
 COUNTY OF HAYS ?

ON THIS THE 4th DAY OF DECEMBER 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
LINDA C. FRITSCHÉ	DEPUTY COUNTY CLERK

WHEN THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

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

19928 ADOPT PROCLAMATION IN SUPPORT OF WIMBERLEY HIGH SCHOOL VOLLEYBALL TEAM

Commissioner Burnett spoke of the Wimberley High School Volleyball team winning its second State Championship in three years and he spoke of the county being proud of these girls. He read the Proclamation and made a motion to adopt the Proclamation. A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to adopt Proclamation in support of the Wimberley High School Volleyball Team. All voting "Aye". Commissioner Burnet handed out copies of the Proclamation to each member of the Team.

PROCLAMATION

***WHEREAS**, the Lady Texans through their continued hard work and determination have met their goal while maintaining the pride and grace of a true champion.*

***WHEREAS**, the Lady Texans with the guidance of Head Coach Lee Grisham, and Assistant Coaches Doug Milner and Rikki Williamson, have continued a wonderful tradition for Wimberley High School.*

***WHEREAS**, these 13 athletes have put forth so much effort with the many hours of practice and the number of games they played through out the year to bring home another state title.*

***WHEREAS**, the Lady Texans with a record of 36 wins and only 3 loses, have set a record for most consecutive wins, by not losing a game since September 1, 2001.*

***WHEREAS**, the 2001 Lady Texan Volleyball Team have won the State 3-A Volleyball Title for the second time in three years.*

***NOW, THEREFORE, BE IT PROCLAIMED**, that the Commissioners' Court of Hays County, Texas, meeting in regular term this the 4th day of December, 2001, does hereby present, the 2001 Class 3-A State Lady Texan Volleyball Team, on behalf of all the citizens of Hays County, this resolution of Congratulations.*

ADOPTED THIS THE 4th DAY OF DECEMBER 2001.

19929 APPROVE THE COMMISSIONERS' COURT MINUTES OF NOVEMBER 20, 2001

A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to approve the Commissioners' Court Minutes of November 20, 2001 as presented by the County Clerk. All voting "Aye".

19930 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 \$292,760.89 (disbursements for 11/27/01) and \$159,349.90 (disbursements for 12/4/01) as presented by the County Auditor. All voting "Aye".

11/27/01 = \$292,760.89

State Shared Revenue	\$ 4,129.51	Judicial Services	\$ 15.00	Fines	\$ 286.80
Auditors Office	\$ 375.49	Treasurers Office	\$ 301.37	Extension Office	\$ 449.00
Grants Administration	\$ 85.25	Juvenile Probation	\$ 683.60	Election Admin Office	\$ 6,356.99
Comm & Social Svcs	\$ 2,083.34	Transfer Station	\$ 5,501.07	Bldg Mtc. Dept.	\$ 7,541.02
Environmental Health	\$ 840.65	Civic Center	\$ 194.93	Countywide Operating	\$ 60,007.81
Tax A/C Office	\$ 155.72	District Clerk's Ofc	\$ 518.73	Sheriff's Office	\$ 19,048.32
Jail Operations	\$ 52,765.24	Human Resources	\$ 160.00	County Court @ Law 1	\$ 402.49
District Attorneys Ofc	\$ 957.56	J.P 1-1	\$ 153.93	J.P. 1-2	\$ 166.50
J.P. 2	\$ 139.00	J.P. 3	\$ 85.88	J.P. 4	\$ 536.48
J.P. 5	\$ 395.20	DPS	\$ 970.01	Constable 1	\$ 105.50
Constable 2	\$ 104.70	Constable 3	\$ 298.61	Constable 4	\$ 187.33
Constable 5	\$ 548.12	District Court Oper	\$ 2,282.00	Co & JP Court Oper	\$ 2,971.48
Precinct 2	\$ 32.58	Precinct 3	\$ 145.84	Precinct 4	\$ 226.42
Veterans Admin Office	\$ 700.00	Computer Services	\$ 443.32	Co Court at Law 2	\$ 27.60
DPS/ License & Wghts	\$ 169.95	Fire Marshal/EMC	\$ 346.08	TJPC CCAP Grant	\$ 8,252.06
Comm Court Expenses	\$ 340.50	CJD/VOCA Grant	\$ 685.73	CJD/VAWA Grant	\$ 47.92
Truancy Offcr Grant	\$ 49.00	911 Adrrs Mtc Grant	\$ 82.81	General Fund Credit	<\$162.82>
R&B Gen Operations	\$ 88,038.02	Sheriffs Aband Veh	\$ 158.00	County Parks Fund	\$ 137.89
Rec Mng/Co Clerk	\$ 10,076.36	Law Library Fund	\$ 1,569.32	Sheriffs Bail Bond	\$ 217.67
Sheriffs Drug Forf Fund	\$ 470.68	Family Health Svcs	\$ 8,901.33		



12/4/01 = \$159,349.90

Fines	\$ 86.00	Extension Office	\$ 685.37	Grants Admin Office	\$ 13.91
Transfer Station	\$ 10.87	Building Mtc Dept.	\$ 10,294.08	Environmental Health	\$ 368.42
Civic Center	\$ 3,588.14	Countywide Oper	\$ 5,320.95	Tax Assessor/Collector	\$ 35.82
Sheriffs Office	\$ 16,928.37	Jail Operations	\$ 12,718.92	County Judge's Ofc	\$ 157.05
District Attorneys Ofc	\$ 319.00	J.P. 1-2	\$ 74.79	J.P. 2	\$ 30.29
J.P. 3	\$ 68.90	Constable 1	\$ 15.08	Constable 3	\$ 45.00
Constable 5	\$ 27.50	District Court Oper	\$ 2,474.00	Co & JP Court Oper	\$ 955.00
Precinct 1	\$ 77.45	Precinct 4	\$ 131.39	Veterans Admin Ofc	\$ 29.68
Computer Svcs	\$ 5,522.85	District Court Reprtrs	\$ 28.50	Special Counsel Ofc	\$ 19.18
General Fund Credit	<\$619.93>	Road & Bridge Oper	\$ 93,632.89	County Parks Fund	\$ 520.50
Rec Mng/Co Clerk	\$ 3,101.73	Courthouse Security	\$ 726.28	Sheriffs Drug Forf	\$ 1,836.00
Family Health Svcs	\$ 125.92				

19931 APPROVE BUDGET AMENDMENT 02-06

A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to approve Budget Amendment No. 02-06 as proposed by the County Auditor. All voting "Aye".

AMENDMENT NO. 2002-06 FY 2002 BUDGET 12-4-01				
FUND NO. 01 FUND TITLE GENERAL FUND				
LINE ITEM - EXPENDITURES	APPROPRIATION	AMENDMENT		APPROPRIATION
	BEFORE	INCREASES	DECREASES	AS
	AMENDMENT			AMENDED
HUMAN RESOURCES (421):				
01-421-5321 Dues & Bonds	170	200		370
01-421-5801 Training	2,000		(200)	1,800
<i>Transfer for needed expense</i>				
DEPARTMENT OF PUBLIC SAFETY (430):				
01-430-5391 Other	-0-	800		800
DEPARTMENT OF PUBLIC SAFETY-LICENSE & WEIGHTS:				
01-470-5391 Other	50	800		850
REVENUE:				
		DECREASE:	INCREASE:	
01-367-3430 Law Enforcement Contribution	-0-		1,600	1,600
<i>Budget donation received by DPS</i>				
DISTRICT CLERK (416):				
01-416-5021 Staff	257,125	5,957		263,082
01-416-5101 FICA/RET	52,028	986		53,014
		6,943		
ELECTION ADMINISTRATION (406):				
01-406-5021 Staff	83,375		(5,027)	78,348
01-406-5101 FICA/RET	21,431		(832)	20,599
			(5,859)	
COUNTYWIDE OPERATIONS (414):				
01-414-5399 Contingencies	75,000		(1,084)	73,916
		6,943	(6,943)	
<i>Adjust Departments' budgets due to employee transfer</i>				
FUND NO. 03 FUND TITLE ROAD & BRIDGE GENERAL FUND				
ROAD & BRIDGE OPERATIONS (438):				
03-438-5443 Consultant	32,500	10,000		42,500
03-438-5448 Contract Road	700,000		(10,000)	690,000
<i>Transfer for soil and paving testing</i>				
FUND NO. 07 FUND TITLE PARKS FUND				
PARKS ADMINISTRATION (487):				
07-487-5742 Park Improvements	20,000	25,000		45,000
REVENUE:				
		DECREASE:	INCREASE:	
07-367-4413 Donations/Friends of Park	-0-	25,000	25,000	
<i>Budget donation received for improvements to Park</i>				

**19932 APPROVE UTILITY PERMITS**

The following utility permits were submitted by the Road Department:

UTILITY PERMIT #	COUNTY ROAD	UTILITY COMPANY
01520	CR101/Fitzhugh Road	Southwestern Bell Telephone
01521	CR266/Old Bastrop Hwy.	CenturyTel of San Marcos
01523	CR210/Dry Hole Road	Texas Water Services Inc.

A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to approve Utility Permit #01520, #01521, and #01523 as submitted by the Road Department. All voting "Aye".

19933 APPROVE REFUND OF DOUBLE PAYMENT ON TAXES

The Tax Assessor-Collector submitted a request for refund of double payment on taxes paid in the amount of \$2,845.66 on Woodcreek Section 10 Lot 46. A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to approve refund of double payment of taxes as submitted by the County Tax Assessor-Collector. All voting "Aye".

19934 APPROVE PURCHASE OF AIR COMPRESSOR IN THE AMOUNT OF \$1,750.00 FOR ROAD DEPARTMENT

Three quotes were received: Gordon's Equipment = \$1,750.00 E. G. Hendrix Co., Inc. = \$1,774.00 Jacobs Equipment Distributing Co. = \$1,785.00. The generator is needed to operate the Crack Sealing Applicator that was approved for purchase by the Commissioners' Court on November 13, 2001. A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to approve purchase of air compressor in the amount of \$1,750.00 from Gordon's Equipment for the Road Department. All voting "Aye".

19935 APPROVE SPECIFICATIONS FOR ASPHALT DISTRIBUTOR AND AUTHORIZE PURCHASING TO SOLICIT FOR BID AND ADVERTISE

A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to approve specifications for asphalt distributor and authorize purchasing to solicit for bid and advertise. All voting "Aye".

19936 AUTHORIZE ADDITIONAL FUNDING TO PURCHASE WIRELESS MODEMS FOR LAW ENFORCEMENT MOBILE DATA TERMINALS (MDT'S)

Sheriff Don Montague advised that this is request for additional funding to cover the cost of the Sierra Wireless Modems for Law Enforcement Mobile Data Terminals. He has \$3100 left over in the law enforcement equipment line item that can be used for additional funding needed. Computer Services Director Jeff McGill advised that due to an unexpected change in the wireless communications market, we are forced to purchase a higher-end wireless modem for the mobile computers. The newer technology modems will provide a longer lifespan product and they have the ability to add a 3W amplifier for additional coverage range. He spoke of modem that were budgeted do not work with the new equipment and the manufacturer is in a financially unstable position at this time. He also advised that the City of San Marcos had to send theirs back as well – the new modems are compatible with all the new notebooks (Windows XP) and will work with all future equipment and should last another 5-7 years. He spoke of changes in technology and he feels like this will be a fairly safe investment. A total of \$8,750.00 is needed (\$3,100 will come from the Sheriff's budget and \$5650 is needed), This equipment is the industry standard now and the City of San Marcos and the City of San Antonio have switched to this new modem. County Auditor Bill Herzog advised that the additional funding can come out of contingencies. A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to authorize additional funding to purchase wireless modems for law enforcement mobile data terminals (MDT's) - \$3100 from law enforcement equipment line item in the Sheriff's Office budget and \$5650 from contingencies. All voting "Aye".

19937 THE RANCH @ PORTER CREEK [PCT. 2 #01-2-056] - APPROVE PRELIMINARY PLAT

[T1-231] Environmental Health Director Allen Walther advised that the developer has indicated that they would like to pursue this as a phase development. This 98 acre tract will be developed in three phases. The estimated projected time frame for this phased development is Phase I – Spring 2002; Phase II – Fall 2002; and Phase III – Spring 2003. Allen Walther gave staff recommendation for approval of preliminary plat. A motion was made by Commissioner Carter, seconded by Commissioner Ingalsbe to approve preliminary plat of "The Ranch @ Porter Creek". All voting "Aye".

**19938 RJ SUBDIVISION [PCT. 2 #01-2-088] - APPROVE FINAL PLAT [T1-245]**

Environmental Health Director Allen Walther advised that this is a 2 lot subdivision and he gave staff recommendation for final plat approval. A motion was made by Commissioner Carter, seconded by Commissioner Ingalsbe to approve final plat of "R J Subdivision". All voting "Aye".

19939 STEVE BROWN SUBDIVISION [PCT. 3 #01-3-086] - APPROVE FINAL PLAT [T1-255]

Environmental Health Director Allen Walther advised that this is a 3 lot subdivision accessing Flite Acres Road – he gave staff recommendation for final plat approval. A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to approve final plat of "Steve Brown Subdivision". All voting "Aye".

PUBLIC HEARING RE: TRAFFIC REGULATIONS (SPEED LIMIT) ON CERRO VISTA DRIVE [T1-263]

Judge Powers declared the public hearing open – no public input was received and the public hearing was closed. Commissioner Ingalsbe advised that a traffic study is needed, therefore, no action will be taken this date.

19940 PUBLIC HEARING WITH ACTION TO ESTABLISH TRAFFIC REGULATIONS (LOWER SPEED LIMIT) ON COUNTY ROAD 101 (FITZHUGH RD) BETWEEN BONHAM RANCH RD AND SILVER CREEK RANCH RD [T1-278]

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 regulation of 30 MPH speed limit on CR101/Fitzhugh Road between Bonham Ranch Road and Silver Creek Ranch Road. All voting "Aye".

19941 REAPPOINT EXISTING MEMBERS AND APPOINT NEW MEMBERS TO THE HAYS COUNTY CHILD WELFARE BOARD [T1- 292]

Judge Powers advised that Kathy Ware's name is being pulled from the list because she is unable to serve on this board. Kimberley Burke (HCCWB Chairperson) recommended the following appointments/reappointed to the Hays County Child Welfare Board: new appointments being Chris Brown (San Marcos), Diane Murray (San Marcos) and Karen Sleighter (Dripping Springs), and reappointment of Karen Brown And Anna Farr. A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to reappoint existing members and appoint new members to the Hays County Child Welfare Board as follows: Karen Brown, Anna Farr, Chris Brown, Karen Sleighter, and Diane Murray as recommended. All voting "Aye".

EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.072, TEXAS GOVERNMENT CODE, TO DISCUSS THE COMMERCIAL LEASE OF O'REILLY AUTO PARTS AT THE HAYS COUNTY JUSTICE CENTER

The court convened into closed executive session at 9:40 a.m. to deliberate the following agenda item: Executive session pursuant to Sections 551.071 and 551.072, Texas Government Code, to discuss the commercial lease of O'Reilly Auto Parts at the Hays County Justice Center. The court recessed from the executive session at approximately 10:15 a.m. The court reconvened into open meeting and Judge Powers advised that no action will be taken.

Court was adjourned.

MINUTES APPROVED IN OPEN COURT ON THE 11TH DAY OF DECEMBER, 2001

JAMES L. POWERS, COUNTY JUDGE
H A Y S C O U N T Y, T E X A S

LEE CARLISLE, COUNTY CLERK
H A Y S C O U N T Y, T E X A S

