



STATE OF TEXAS 0
 COUNTY OF HAYS 0

ON THIS THE 29TH DAY OF JANUARY A.D., 2002, 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 Burnett led the Court in the Pledge of Allegiance to the Flags.

20028 APPROVE THE COMMISSIONERS' COURT MINUTES OF JANUARY 22, 2002

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to approve the Commissioners' Court Minutes of January 22, 2002. All voting "Aye".

20029 APPROVE PAYMENT OF COUNTY INVOICES

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to approve payment of county invoices in the amount of \$380,101.72 as presented by the County Auditor. All voting "Aye".

Vouchers Payable	\$ 1,488.99	Public Safety Svcs	\$ 105.00	Auditors Office	\$ 468.26
Treasurers Office	\$ 1,185.23	Grants Admin Ofc	\$ 2,103.17	Juvenile Prob Ofc	\$ 4,248.41
Election Admin Ofc	\$ 50.00	Comm & Soc Svcs	\$ 2,083.34	Transfer Station	\$ 88.26
Bldg Mtc. Dept.	\$ 5,912.73	Environ Health	\$ 71.98	Civic Center	\$ 67.66
Countywide Oper	\$ 155,564.47	Tax A/C Office	\$ 395.18	District Clerk's Ofc	\$ 52.90
Sheriff's Office	\$ 10,256.75	Jail Operations	\$ 30,265.22	County Judges Ofc	\$ 276.48
District Attorneys Ofc	\$ 1,001.77	J.P. 1-2	\$ 254.98	J.P. 4	\$ 242.32
J.P. 5	\$ 195.00	DPS	\$ 809.95	Constable 1	\$ 19,846.54
Constable 2	\$ 176.95	Constable 3	\$ 20,188.22	Constable 4	\$ 538.90
District Court Oper	\$ 8,319.02	Co & JP Court Oper	\$ 3,121.70	Precinct 1	\$ 1,071.41
Precinct 2	\$ 72.00	Precinct 3	\$ 182.24	Veterans Admin Ofc	\$ 200.26
Computer Svcs	\$ 3,315.25	DPS/L&W	\$ 660.61	TJPC CCAP Grant	\$ 243.46
THC/Preserv Plan	\$ 1,731.03	Natl Reg Nom/Buda	\$ 1,800.00	Juv Justice Alt Ed	\$ 140.18
R&B Operations	\$ 66,146.75	Hays Co Parks Fund	\$ 347.94	Rec Mng/co Clerk	\$ 543.00
Sheriff Spec Projects	\$ 83.00	Courthouse Security	\$ 6.68	Sheriffs Drug Forf Fund	\$ 91.76
Family Health Svcs	\$ 8,804.93	Cedar Oaks Mesa	\$ 25,281.84		

20030 APPROVE UTILILTY PERMITS #01533-01536

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

# 01533 on	CR101/Fitzhugh Road	issued to Longhorn Partners Pipeline L.P.
# 01534 on	CR185/Trautwein Rd	issued to Longhorn Partners Pipeline L.P.
# 01535 on	Oak Forest Street	issued to Longhorn Partners Pipeline L.P.
# 01536 on	CR169/Bell Springs Rd	issued to Longhorn Partners Pipeline L.P.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to approve Utility Permits #10533 – 10536 as submitted by the County Road Department. All voting "Aye".

20031 APPROVE REFUND OF DOUBLE PAYMENTS ON TAXES

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

Lot 7 Blk D Steeplechase Phase I	\$ 1,882.41
Lot 352 Willow Creek Estates Sec 9A	\$ 551.80
Lot 126 Woodcreek Section 2	\$ 962.79
Lot 29 Blk E Creekside Park Section 1	\$ 2,735.98
Lots 12-13 Blk 1 West End	\$ 5,324.77
Lot 11 Blk 5 College Courts	\$ 2,018.63
Lot 71 Woodcreek Section 2	\$ 1,907.29
8.72 ac C. Rooney Survey	\$ 1,095.33
Lot 22 Quail Meadows	\$ 1,970.03
Lot 9 Blk A Plum Creek Ph 1 Sec 2 -A	\$ 3,175.31
Lot 19 Blk A Weatherford Heights	\$ 2,873.78
Lot 2 Blk A Steeplechase Ph 3 Sec 3	\$ 2,990.02

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to approve refund of double payments on taxes as submitted by the County Tax Assessor-Collector. All voting "Aye".



20032 REAPPOINT CAROLYN VOGEL, PAT MOORE, SALLY SIMMERS, BILL JOHNSON AND JOHN SANFORD TO THE HAYS COUNTY PARKS AND OPEN SPACE ADVISORY BOARD FOR A ONE-YEAR TERM

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to approve reappointment of Carolyn Vogel, Pat Moore, Sally Simmers, Bill Johnson and John Sanford to the Hays County Parks and Open Space Advisory Board for a one-year term. All voting "Aye". [Members nominated by Judge Powers]

20033 REAPPOINT DAVID BAKER, JOE COX, CURT BUSK, JACK MYNIER AND CHRIS CUSAK TO THE HAYS COUNTY PARKS AND OPEN SPACE ADVISORY BOARD FOR A ONE-YEAR TERM

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to approve reappointment of David Baker, Joe Cox, Curt Busk, Jack Mynier and Chris Cusak to the Hays County Parks and Open Space Advisory Board for a one year term. All voting "Aye". [Members nominated by Commissioner Burnett]

20034 REAPPOINT CHRIS NORTH, EILEEN TRAINOR, AND CAROLYN HOLESOVSKY TO THE HAYS COUNTY PARKS AND OPEN SPACE ADVISORY BOARD FOR A ONE-YEAR TERM

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to approve reappointment of Chris North, Eileen Trainor, and Carolyn Holesovsky to the Hays County parks and Open Space Advisory Board for a one-year term. All voting "Aye". [Members nominated by Commissioner Ingalsbe]

20035 REAPPOINT JACKIE CRAIG, KATHRYN NICHOLS, AND JOHN MCNICHOLL TO THE HAYS COUNTY PARKS AND OPEN SPACE ADVISORY BOARD FOR A ONE-YEAR TERM

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to approve reappointment of Jackie Craig, Kathryn Nichols, and John McNicholl to the Hays County Parks and Open Space Advisory Board for a one year term. All voting "Aye". [Members nominated by Commissioner Carter]

20036 REAPPOINT JANA ASHFORD AND RALPH RICE TO NORTHEAST HAYS COUNTY EMERGENCY SERVICE DISTRICT #2

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to approve reappointment of Jana Ashford and Ralph Rice to Northeast Hays County Emergency Service District #2. All voting "Aye".

20037 REAPPOINT LYLE BOLLINGER, FRANK HERNANDEZ AND BETH SMITH TO HAYS COUNTY RURAL FIRE PREVENTION DISTRICT #5

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to approve reappointment of Lyle Bollinger, Frank Hernandez, and Beth Smith to the Hays County Rural Fire Prevention District #5. All voting "Aye".

20038 REAPPOINT ROBERT GUINN AND JAMES HUCKABY TO NORTHEAST HAYS COUNTY RURAL FIRE PREVENTION DISTRICT

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to approve reappointment of Robert Guinn and James Huckaby to the Northeast Hays County Rural Fire Prevention District. All voting "Aye".

20039 APPROVE BUDGET AMENDMENT 02-10

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to approve Budget Amendment No. 02-10 as proposed by the County Auditor. All voting "Aye".



				AMENDMENT NO. <u>2002-10</u> FY 2002 BUDGET 01-29-02
FUND NO. <u>01</u>				
FUND TITLE <u>GENERAL FUND</u>				
<u>LINE ITEM – EXPENDITURES</u>	<u>APPROPRIATION BEFORE AMENDMENT</u>	<u>AMENDMENT INCREASES</u>	<u>DECREASES</u>	<u>APPROPRIATION AS AMENDED</u>
<u>DISTRICT COURT (436):</u>				
01-436-5061 Longevity	820	355		1,175
<u>TJPC/CCAP (489):</u>				
01-489-5061 Longevity	270	1,715		1,985
<u>DOJ/SRO (702):</u>				
01-702-5061 Longevity	141	1,919		2,060
<u>EXTENSION (403):</u>				
01-403-5061 Longevity	375		(195)	180
<u>DISTRICT CLERK (416):</u>				
01-416-5061 Longevity	4,308		(110)	4,198
<u>SHERIFF (418):</u>				
01-418-5061 Longevity	28,355		(945)	27,410
<u>JAIL (419):</u>				
01-419-5061 Longevity	29,100		(495)	28,605
<u>JUSTICE OF THE PEACE 5 (429):</u>				
01-429-5061 Longevity	1,235		(300)	935
<u>CONSTABLE 4 (434):</u>				
01-434-5061 Longevity	480		(60)	420
<u>FIRE MARSHAL (472):</u>				
01-472-5061 Longevity	40		(40)	-0-
<u>ROAD OPERATONS (438):</u>				
01-438-5061 Longevity	17,973		(1,580)	16,393
<u>TDH/IMMUNIZATION (708):</u>				
01-708-5061 Longevity	270	1,715		1,985
<u>COUNTYWIDE OPERATIONS (414):</u>				
01-414-5091 Salary Adjustment	126,504		(224)	126,280
<i>Balance Longevity from budgeted to line actually paid</i>		<u>3,989</u>	<u>(3,989)</u>	
<u>DISTRICT COURT (436):</u>				
01-436-5712 Data Proc Equipment	2,100	500		2,600
01-436-5335 Time Payment Expense	2,000		(500)	1,500
<i>Transfer for additional printer for new position authorized FY2002</i>				

20040 ACCEPT AUDITS OF JUVENILE PROBATION AND JUSTICE OF THE PEACE 1-1

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to accept audits of Juvenile Probation and Justice of the Peace Pct. 1 Place 1. All voting "Aye".

20041 APPROVE PURCHASE OF FURNITURE FOR NEW HEALTH DEPARTMENT CLINIC

Hays County Health Clinic Director Gay Helmlly presented a cost summary for furniture needed for the new Health Department Clinic – a total of \$56,973.27. All the items have been GSA priced and will be funded by the annual distribution of proceeds from the Tobacco Settlement from 1999 and 2000 [line item #47-607-5711]. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to approve purchase of furniture for the new Health Department Clinic as requested. All voting "Aye".

20042 APPROVE AMENDED LIST OF PRE-QUALIFIED ENGINEERS FOR ROAD BOND DESIGN

The following list of Pre-qualified Engineering Firms for Road Bond Designs was presented to the court:

- | | | |
|---------------------------------|--------------------------------------|------------------------------------|
| 1. Turner, Collie & Braden | 15. Dannenbaum engineering Corp. | 29. Freese & Nichols Inc. |
| 2. HNTB Corporation | 16. Klotz & Associates Inc. | 30. Byrn & Associates |
| 3. Pate Engineering-Houston | 17. Binkley & Barfield | 31. Jones & Carter Inc. |
| 4. Halff Associates | 18. Prime Strategies Inc. | 32. Doucet & Associates |
| 5. PBSJ Assoiates | 19. J. E. Sverdrup | 33. Gray-Jansing & Associates Inc. |
| 6. S & B Infrastructure | 20. Primero Engineering | 34. Malone-Wheeler Inc. |
| 7. K. C. Engineering | 21. Cobb, Fendley & Associates Inc | 35. Huitt-Zollar Inc. |
| 8. Murfee Engineering Co. (MEC) | 22. HDR Engineering | 36. Martinez, Wright & Mendez |
| 9. M & S Engineering | 23. Brown & Root Services | 37. Baker-Aicklen & Assoc. Inc. |
| 10. Furgo South Inc. | 24. Hall Bargainer | 38. Oton Corp. |
| 11. Parson & Brinkerhoff | 25. CMA Engineering | 39. S.D. Kallman L.P. Engineers |
| 12. Carter & Burgess | 26. Cunningham-Allen Inc. | 40. Chiang, Patel & Yerby Inc. |
| 13. URS Corporation | 27. Howard Engineer Inc. | |
| 14. Lan/Loomis-Austin | 28. Huggins-Seiler & Associates Inc. | |

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to approve Amended List of Pre-Qualified Engineers for Road bond design. All voting "Aye".



20043 APPROVE SPECIFICATIONS FOR DEMOLITION, REMOVAL AND DISPOSAL OF HAYS COUNTY "OLD HEALTH DEPARTMENT BUILDING"

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to approve specifications for demolition, removal and disposal of Hays County "Old Health Department building". All voting "Aye". [see specs in file]

20044 APPROVE RENEWAL OF CONTRACT WITH AUSTIN WHITE LIME FOR ONE (1) ADDITIONAL YEAR

Austin White Lime has agreed to extend the bid on lime, however, the truck carriers have assessed a fuel surcharge which amount to only 21 cents per ton – making the delivered price \$71.81 per ton (was \$71.60 per ton) FOB San Marcos. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to approve renewal of contract with Austin White Lime for one (1) additional year. All voting "Aye".

20045 [PCT. 2 #01-2-060] WESTSIDE CROSSING COMMERCE PARK SECTION ONE * APPROVE FINAL PLAT [T1-26]

Environmental Health Director Allen Walther advised that this is the first phase of a commercial development. He gave staff recommendation for final plat approval. A motion was made by Commissioner Carter, seconded by Commissioner Ingalsbe to approve final plat of "Westside Crossing Commerce Park Section One". All voting "Aye".

20046 [PCT. 4 #01-4-094] FROG POND INN * APPROVE PRELIMINARY PLAT [T1-38]

Environmental Health Director Allen Walther advised that this is a one lot commercial development. He gave staff recommendation for preliminary approval. A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve preliminary plat of "Frog Pond Inn". All voting "Aye".

20047 [PCT. 4 #01-4-002] DEADMAN'S GROTTO REPLAT OF LOT 10 * APPROVE FINAL PLAT [T1-47]

Environmental Health Director Allen Walther advised that no public hearing is being held because this is an unrecorded subdivision and notice is not necessary. He gave staff recommendation for final approval. A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve final plat of "Deadman's Grotto Replat of Lot 10". All voting "Aye".

20048 CALL FOR A PUBLIC HEARING TO RAISE SPEED LIMIT ON CR 101 BETWEEN BONHAM RANCH RD AND SILVER CREEK AT TRIPLE CREEK SUBDIVISION FROM 30 MPH TO 35 MPH [T1-61]

A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to call for a public hearing to be held on February 12, 2002 to consider raising the speed limit on CR101 between Bonham Ranch Road and Silver Creek at Triple Creek Subdivision from 30 MPH to 35 MPH. All voting "Aye".

20049 CALL FOR A PUBLIC HEARING TO ESTABLISH TRAFFIC REGULATIONS ON PEABODY LANE ON FEBRUARY 12, 2002 [T1-72]

A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to call for a public hearing on February 12, 2002 to establish traffic regulations on Peabody Lane (No Parking signs). All voting "Aye".

20050 CONSIDER BIDS ON PROPERTY HELD IN TRUST [T1-79]

A bid was received in the amount of \$4,770.00 for Part of Lot 7 & 8 Block 2 The Katy Addition, City of San Marcos – this bid reflects a 19% recovery. A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to accept bid on property held in trust. All voting "Aye".

20051 APPROVE FUNDING TO PRESERVE DISTRICT COURT MINUTES [T1-101]

Judge Powers suggested tabling until the District Clerk appears. Commissioner Molenaar felt like there was enough information in the packet to proceed with action. The District Clerk has indicated that she has 82 volumes of minutes taking space on shelves in her file room – these books could be destroyed if we have an optical disk to retrieve copies and a silver back film record for off-site permanent storage. Funds are available in Records Preservation Line Item 09-444-6215. The cost would be approximately \$7,000.00. A motion was made by Commissioner Molenaar, seconded by Commissioner Carter to approve funding to preserve court minutes as requested by the District Clerk. All voting "Aye".



20052 AUTHORIZE THE CALABOOSE AFRICAN HISTORY MUSEUM BE PAID THE BALANCE OF THEIR REMAINING TWO (2) ALLOCATIONS FROM THE COUNTY AT THE NEXT SCHEDULED DISBURSEMENT IN APRIL [T1-135]

Commissioner Ingalsbe spoke of there being 2 additional allocations scheduled – she feels comfortable in paying them their balance for this fiscal year - \$750 for two quarters (\$375 per quarter). County Auditor Bill Herzog stated that his concern is that reports will not be sent in – payment is contingent on receiving the quarterly reports and this would set a precedent to other community and social service organizations. If reports are not filed, the court could choose to not fund them next fiscal year. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Burnett to authorize the Calaboose African History Museum to be paid the balance of their remaining two (2) allocations from the County at the next scheduled disbursement in April. Commissioner Ingalsbe, Commissioner Burnett, Commissioner Molenaar and Judge Powers voting “Aye”. Commissioner Carter voting “No”. MOTION PASSED.

20053 APPROVE APPOINTMENT OF LINDELL BOLLINGER AND DAVID JONES TO HAYS COUNTY PARKS AND OPEN SPACE ADVISORY BOARD FOR A ONE-YEAR TERM [T1-175]

A motion was made by Commissioner Carter, seconded by Commissioner Ingalsbe to approve appointment of Lindell Bollinger and David Jones to the Hays County Parks and Open Space Advisory Board for a one-year term. Commissioner Molenaar and Commissioner Burnett voting “No”. Commissioner Ingalsbe, Commissioner Carter and Judge Powers voting “Aye”. MOTION PASSED.

20054 APPOINT JESSE F. LOGAN TO THE NORTHEAST HAYS COUNTY EMERGENCY SERVICE DISTRICT #2 [T1-195]

A motion was made by Commissioner Carter, seconded by Commissioner Ingalsbe to approve appointment of Jesse F. Logan to the Northeast Hays County Emergency Service District #2. All voting “Aye”.

Court was adjourned.

MINUTES APPROVED IN OPEN COURT ON THE 5TH DAY OF FEBRUARY, 2002

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

