



STATE OF TEXAS 0
 COUNTY OF HAYS 0

ON THIS THE 19th DAY OF FEBRUARY 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 Carter led the Court in the Pledge of Allegiance to the Flags.

20091 PROCLAMATION DECLARING THE WEEK OF FEBRUARY 17-23, 2002 AS WOMEN ENTREPRENEURS WEEK IN HAYS COUNTY

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Burnett to adopt Proclamation declaring the week of February 17-23, 2002 as Women Entrepreneurs Week in Hays County. All voting "Aye".

**PROCLAMATION OF THE HAYS COUNTY COMMISSIONERS' COURT
 SALUTING THE WOMEN ENTREPRENEURS OF HAYS COUNTY**

WHEREAS, *women own more than 550,000 businesses in Texas; and*

WHEREAS, *women-owned businesses employ one of every four Texas Workers; and*

WHEREAS, *women-owned businesses provide more than 1 million jobs and comprise roughly one-third of all the companies in the state; and*

WHEREAS, *women-owned businesses in Texas generated more than \$129 billion in sales in 1996, an increase of \$100 billion from 1992; and*

WHEREAS, *the women business owners who have made these contributions to the economy of Texas often have done so while nurturing and sustaining households and families;*

NOW, THEREFORE BE IT PROCLAIMED, *that the Hays County Commissioners' Court gratefully salutes the women entrepreneurs of Hays County and declares the week of February 17 to February 23, 2002 as:*

Women Entrepreneurs Week in Hays County

Adopted this the 19th day of February 2002

20092 APPROVE THE COMMISSIONERS' COURT MINUTES OF FEBRUARY 12, 2002

A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve the Commissioners' Court Minutes of February 12, 2002 as presented by the County Clerk. All voting "Aye".

20093 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 \$229,104.77 as presented by the County Auditor. All voting "Aye".



Public Safety Svcs	\$ 821.48	Fines	\$ 140.00	Sales & Auctions	\$ 65.00
Other Revenue	\$ 30.00	Lease Pmnt	\$ 408.36	Auditors Office	\$ 714.43
Treasurers Office	\$ 228.50	Extension Office	\$ 782.10	Grants Admin Office	\$ 48.51
Juvenile Probation	\$ 9,350.31	Election Admin	\$ 1,013.32	Transfer Station	\$ 4,929.50
Bldg Mtc Dept.	\$ 5,004.28	Environmental Health	\$ 1,073.22	Civic Center	\$ 659.20
Countywide Oper	\$ 7,744.45	Tax A/C Office	\$ 333.63	District Clerk's Office	\$ 260.00
Sheriff's Office	\$ 19,596.13	Jail Operations	\$ 57,018.91	County Judge's Office	\$ 230.08
Co Court at Law 1	\$ 738.26	District Atty Office	\$ 145.13	J.P. 1-1	\$ 145.00
J.P. 1-2	\$ 458.88	J.P. 2	\$ 186.36	J.P. 3	\$ 23.48
J.P. 4	\$ 349.00	J.P. 5	\$ 119.17	DPS	\$ 269.09
Constable 1	\$ 107.00	Constable 2	\$ 288.32	Constable 3	\$ 18.15
Constable 4	\$ 28.26	Constable 5	\$ 36.80	District Court Oper	\$ 16,410.84
Co & JP Court Oper	\$ 2,243.50	Precinct 1	\$ 7.30	Precinct 2	\$ 13.06
Precinct 4	\$ 77.00	Veterans Admin Ofc	\$ 558.20	Computer Services	\$ 16,960.73
TJPC Salaries Grant	\$ 4,000.00	DPS/Lic & Wgths	\$ 120.00	Fire Marchal/EMC	\$ 645.14
TABC Office	\$ 145.33	TJPC CCAP Grant	\$ 467.96	Assoc Judge/Family Law	\$ 28.95
Comm Court Exp	\$ 340.50	CJD/VOCA Grant	\$ 235.00	Auto Theft Task Force	\$ 54.48
Juv Accountability	\$ 2,248.52	General Fund Credit	<\$1,984.51>	R&B General Fund	\$ 69,604.34
Hays Co Parks Fund	\$ 50.61	Rec Mng/Co Clerk	\$ 586.75	Law Library Fund	\$ 1,595.80
Courthouse Security	\$ 29.95	Medical & Dental Insur	\$ 70.00	Sheriff's Drug Forf fund	\$ 798.20
Family Health Svcs	\$ 432.81				

20094 APPROVE REFUND OF DOUBLE PAYMENTS AND OVERPAYMENTS ON TAXES

The following applications for refund of double payments and/or overpayments on taxes was submitted by the County Tax Assessor-Collector:

35.1163 ac. Andrews, Bowditch, H&GN RR	\$ 2,615.90	Overpayment
Willow Creek Estates Sec 10B Lot 408	\$ 3,296.79	Double payment
Elliott Ranch Phase 2 Blk B Lot 3	\$ 1,119.21	Overpayment
Sierra West Section 1 Blk B Lot 4	\$ 575.13	Double payment
1.00 ac. Tr 56 William Pettus Survey	\$ 1,634.18	Double payment
Steeplechase Ph III Sec 3 Blk D Lot 9	\$ 2,000.00	Overpayment
0.55 ac. Tr 257 Thomas J. Chambers Survey	\$ 1,921.94	Double payment
50.00 ac. William Ward Survey	\$ 532.19	Overpayment
Heritage Oaks Sec 2-A Lot 140	\$ 552.12	Overpayment
Spring Branch Section 1 Blk C Lot 2	\$ 2,172.28	Double payment
Bent Tree Estates Ph V Lot 48A	\$ 673.85	Double payment

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

20095 APPROVE BUDGET AMENDMENT 02-14

A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve Budget Amendment No. 02-14 as presented by the County Auditor. All voting "Aye".

AMENDMENT NO. 02-14 FY 2000 BUDGET 02/19/02				
FUND NO. 01 FUND TITLE <u>GENERAL FUND</u>				
	APPROPRIATION BEFORE AMENDMENT	AMENDMENT INCREASES DECREASES		APPROPRIATION AS AMENDED
ENVIRONMENTAL HEALTH (411):				
01-411-5194 Telephone allowance	-0-	280		280
01-411-5411 Office Equipment Maint	750		(280)	470
<i>Transfer for approved mobile phone allowance for balance of FY2002</i>				
FUND NO. 40 FUND TITLE <u>CEDAR OAKS MESA</u>				
CEDAR OAKS MESA (616):				
40-616-5613 Water Utility Construction	140,175	6,281		146,456
		DECREASE	INCREASE	
REVENUES:				
40-367-6616 Private Source/Connect Fees	35,000		6,281	41,281
<i>Budget increase in fees for construction</i>				



20096 AUTHORIZE VAWA GRANT PROSECUTOR TARA STANISLAUS TO ATTEND OUT OF STATE TRAINING

The VAWA (Violence Against Women Act) Grant Prosecutor is required by the stipulations of the Grant to attend continuing education training and to conduct training sessions in the fields of domestic violence, sexual assault, and stalking. The VAWA Prosecutor will be teaching 7 sessions in the foregoing subjects in the year. The training available at the out-of-state seminar involves all subjects necessary to effectively perform the job and to conduct training as required by the grant. This conference is not offered in Texas – the conference she will be attending is in San Diego, CA and court approval is necessary. A motion was made by Judge Powers, seconded by Commissioner Burnett to authorize VAWA Grant Prosecutor Tara Stanislaus to attend Out-of-State Training. Commissioner Ingalsbe, Commissioner Carter, Commissioner Burnett and Judge Powers voting “Aye”. Commissioner Molenaar abstained because he is on the Criminal Justice Division Board making decisions on this grant.

20097 APPROVE THE CORRECTION OF A PREVIOUSLY APPROVED RESOLUTION FOR THE HAYS COUNTY VAWA PROGRAM BY REFLECTING A 15-MONTH PROJECT PERIOD IN LIEU OF A 12-MONTH PROJECT PERIOD

A motion was made by Judge Powers, seconded by Commissioner Burnett to approve the correction of a previously approved Resolution for the Hays County VAWA Program by reflecting a 15-month project period by reflecting a 15-month project period in lieu of a 12-month project period. Commissioner Molenaar abstained because he is on the Criminal Justice Division Board making decisions on this grant. Commissioner Ingalsbe, Commissioner Carter, Commissioner Burnett and Judge Powers voting “Aye”.

RESOLUTION

A resolution of the Commissioners' Court of the County of Hays, Texas hereby authorizes the submittal of a grant application to the Office of the Governor - Criminal Justice Division - Violence Against Women Act.

WHEREAS, Hays County is the applicant for the grant request under the rules of the Office of Governor - Criminal Justice Division. This new grant and county matching funds will be used to pay the salary & benefits of the VAWA Prosecutor and the Investigator in the District Attorney's Office.

NOW, THEREFORE, BE IT RESOLVED BY THE Commissioners' Court of Hays County.

1. To submit a grant for \$71,250 to the Office of the Governor - Criminal Justice Division - Violence Against Women Act - for a 15 month grant period.
2. To comply with the provisions of the fiscal reimbursement and reporting requirements of the Office of the Governor - Criminal Justice Division - Violence Against Women Act.
3. To use the funds solely for the purposes for which they are provided and in the event of loss or misuse, grant funds will be returned to CJD in full.
4. To provide \$35,484 in cash match toward the project - for a 15 month grant period.
5. To submit a 6-month and 9-month budget to the Office of the Governor - Criminal Justice Division - Violence Against Women Act.
6. To authorize the County Judge to execute all necessary documents as may be required and to execute contract if approved.

PASSED AND APPROVED at a meeting of the Commissioners' Court of Hays County, Texas on the 19th day of February, 2002.

20098 APPROVE AN INCREASE OF THE PREVIOUSLY APPROVED RESOLUTION FOR THE HAYS COUNTY VOCA PROGRAM TO \$118,757 - AN INCREASE OF \$1,277

A motion was made by Judge Powers, seconded by Commissioner Burnett to approve an increase of the previously approved Resolution for the Hays County VOCA Program to \$118,757.00 – an increase of \$1,277.00. Commissioner Molenaar abstained because he is on the Criminal Justice Division Board making decisions on this grant. Commissioner Ingalsbe, Commissioner Carter, Commissioner Burnett and Judge Powers voting “Aye”.

RESOLUTION

A resolution of the Commissioners' Court of the County of Hays, Texas hereby authorizes the submittal of a grant application to the Office of the Governor - Criminal Justice Division/Victims of Crime Act Program.

WHEREAS, Hays County is the eligible applicant under the rules of the Office of the Governor - Criminal Justice Division/Victims of Crime Program. The grant request is for \$117,890 for the Victim Assistance Program in the District Attorney's Office.

NOW, THEREFORE, BE IT RESOLVED BY THE Commissioners' Court of Hays County, Texas.

1. To submit a grant for \$118,757 to the Office of Governor - Criminal Justice Division/victims of Crime Program.
2. To comply with the provisions of the fiscal reimbursement and reporting requirements of the Office of the Governor - Criminal Justice Division/Victims of Crime Program.
3. To use the funds solely for the purposes for which they are provided and in the event of loss or misuse, grant funds will be returned to CJD in full.
4. To provide \$22,856 in cash match and \$67,062 in in-kind match toward this grant request.
5. To authorize the County Judge to execute all necessary documents as may be required and to execute contract if approved.

PASSED AND APPROVED at a meeting of the Commissioners' Court of Hays County, Texas on the 19th day of February, 2002.



20099 SCHULLE SUBDIVISION [PCT. 1 #02-1-004] * APPROVE PRELIMINARY PLAT [T1-86]

Environmental Health Director Allen Walther advised that this is a two lot subdivision located on CR158 south of Kyle. He gave staff recommendation for preliminary plat approval. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to approve preliminary plat of "Schulle Subdivision". All voting "Aye".

20100 COLLINS HEIGHTS [PCT. 2 #02-2-005] * APPROVE PRELIMINARY PLAT [T1-105]

Environmental Health Director Allen Walther advised that this is a 7 lot subdivision located on Rohde Road – he gave staff recommendation for preliminary plat approval. A motion was made by Commissioner Carter, seconded by Commissioner Ingalsbe to approve preliminary plat of "Collins Heights". All voting "Aye".

20101 BUECHE-WILSON SUBDIVISION [PCT. 4 #01-4-096] * APPROVE PRELIMINARY PLAT [T1-112]

Environmental Health Director Allen Walther gave staff recommendation for preliminary plat approval of the Bueche-Wilson 5 lot subdivision. A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve preliminary plat of "Bueche-Wilson Subdivision". All voting "Aye".

20102 PUBLIC HEARING AND ACTION TO ESTABLISH TRAFFIC REGULATIONS (STOP SIGN) AT THE INTERSECTION OF EAST POST ROAD (CO. RD. 140) AND COUNTY ROAD 158 [T1-128]

Judge Powers declared the public hearing open – no public input was received and the public hearing was closed. Commissioner Ingalsbe explained that the intersection is being reconfigured from a forked intersection to a T-intersection to provide a safer intersection. Road Dept. Supt/Engineer Jerry Borcharding advised that the Stop sign will be on CR140. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to establish traffic regulation of a STOP sign on CR140(East Post Road) at its intersection with CR158. All voting "Aye".

20103 CALL FOR A PUBLIC HEARING ON MARCH 5, 2002 TO CONSIDER ESTABLISHING TRAFFIC REGULATIONS FOR SEVERAL ROADS IN THE COVES OF CIMARRON [T1-142]

Commissioner Carter explained that the Homeowners Associations of the Coves of Cimarron and other citizens have requested that speed limits be established in the subdivision (proposed speed limit of 30 MPH). A motion was made by Commissioner Carter, seconded by Commissioner Ingalsbe to call for a public hearing on March 5, 2002 to establish traffic regulations (speed limits) for several roads in the Coves of Cimarron Subdivision. All voting "Aye".

20104 CALL FOR A PUBLIC HEARING ON MARCH 5 TO CONSIDER ESTABLISHING TRAFFIC REGULATIONS (STOP SIGNS) IN THE BLANCO RIVER CROSSING SUBDIVISION [T1-155]

Commissioner Carter advised that the Road Dept. has requested STOP signs at various intersections throughout the Blanco River Crossing Subdivision. A motion was made by Commissioner Carter, seconded by Commissioner Ingalsbe to call for a public hearing on March 5, 2002 to consider establishing traffic regulations (STOP signs) in the Blanco River Crossing Subdivision. All voting "Aye".

20105 CALL FOR A PUBLIC HEARING ON MARCH 5, 2002 TO CONSIDER ESTABLISHING TRAFFIC REGULATIONS ("NO PARKING" AND "NO DUMPING" SIGNS) AT THE GRAEF ROAD TRIANGLE WHICH INTERSECTS FM 2001 [T1-165]

Commissioner Carter advised that there have been problems over the years trying to keep this triangle clean and there are citizens risking their lives running people off because they think there are illicit activities going on. The City of Niederwald would like for something to be done before there is a confrontation. A motion was made by Commissioner Carter, seconded by Commissioner Ingalsbe to call for a public hearing on March 5, 2002 to consider establishing traffic regulations – "No Parking" and "No Dumping" – at the Graef Road Triangle which intersects FM2001. All voting "Aye".



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20106 CALL FOR A PUBLIC HEARING ON MARCH 5, 2002 TO CONSIDER ESTABLISHING TRAFFIC REGULATIONS (INCREASE SPEED LIMIT FROM 30 MPH TO 35 MPH) ON FITZHUGH ROAD (CO. RD. 101) BETWEEN BONHAM RANCH ROAD AND SILVER CREEK ROAD [T1-185]

A motion was made by Commissioner Molenaar, seconded by Commissioner Carter to call for a public hearing on March 5, 2002 to consider establishing traffic regulations (increase speed limit from 30 MPH to 35 MPH) on Fitzhugh Road (CR101) between Bonham Ranch Road and Silver Creek Road. All voting "Aye".

20107 CALL FOR A PUBLIC HEARING ON MARCH 5, 2002 TO CONSIDER ESTABLISHING TRAFFIC REGULATIONS ON PEABODY LANE [T1-194]

A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to call for a public hearing on March 5, 2002 to consider establishing traffic regulations on Peabody Lane. All voting "Aye".

20108 CALL FOR PUBLIC HEARING ON MARCH 5, 2002 TO CONSIDER ESTABLISHING TRAFFIC REGULATIONS ON CR 101 (FITZHUGH RD) AT THE TRAVIS COUNTY LINE [T1-201]

A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to call for a public hearing on March 5, 2002 to consider establishing traffic regulations [No Parking] on CR101 (Fitzhugh Road) at the Travis County line. All voting "Aye".

20109 SELECT MEMBERS FOR THE HAYS COUNTY SALARY GRIEVANCE COMMITTEE PURSUANT TO 152.104 LGC [T1-213]

County Clerk Lee Carlisle advised that additional selections are needed since we have not been able to get anyone from the previous selection to serve on the Salary Grievance Committee for 2002. Judge Powers made a random selection from slips containing the names of grand jurors serving in calendar year 2001 – that selection was as follows: Paul Jerome Allgyer, Monique Ann Meischen, Gary J. Andrews, Alice Brown Ardis, Richard Oliver King, Kathylene Partin Reno, John Samaripa, Rodney E. Whitley, and Raymond Leo Skunda.

20110 ACCEPT THE ANNUAL FINANCIAL REPORT FOR HAYS COUNTY FOR THE YEAR ENDED SEPTEMBER 30, 2001 AS PREPARED BY HOLTMAN, WAGNER & COMPANY L.L.P. [T1-248]

Pat Wagner of Holtman, Wagner & Company advised that a clean opinion was received by the county. She referred to Page 14 which shows the budget actuals for the major funds of the county – the general fund ended up in positive figures. The county is in good shape as far as fund balances. She commended the Auditor & Treasurers offices. She spoke of a bank account that has been opened without knowledge of the Treasurers office and the county's attorney is notifying that agency. She spoke of reoccurring accounts (contracts approved by Commissioners' Court) and changes that need to be made to the county's purchasing policy to exempt such disbursements from the policy. It was recommended that the County's fixed asset accountability system be reconciled at least annually with a physical inventory of its assets periodically. The importance of an accurate fixed asset system has greatly increased because of an upcoming change in reporting for fixed assets, discussed under "GASB 34 – The New Reporting Model". Plans must be made now for implementation, for example, the County should begin identifying its miles of roads by type of road, number of bridges, and identifying other infrastructure assets that have previously been expenses in the government funds. The original cost and age of these assets must be determined and an estimate of depreciation established. Commissioner Burnett asked about prescriptive easements in regards to "GASB 34". Ms. Wagner advised that if the county maintains the road it is a capitalizable item – the cost of the road can be determined by the type of road it is. Commissioner Burnett congratulated the Auditors Office, Treasurers Office, and other county departments for making this the best audit in the history of Hays County. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to accept the Annual Financial Report for Hays County for the year ended September 30, 2001 as prepared by Holtman, Wagner & Company, L.L.P. All voting "Aye".

20111 ACCEPT DONATION OF 0.283 ACRES FOR RIGHT-OF-WAY ON CR 185 (TRAUTWEIN RD) [T1-405]

Commissioner Molenaar advised that this roadway is a prescriptive easement – property owner Ryen A. Burrus is donating 0.283 acres of his land to the county in order to provide additional r-o-w on CR185. Mr. Burrus owns half the road in some areas and the whole road in other areas. A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to accept a donation of 0.283 acres of right-of-way from Ryen A. Burrus on County Road 185 (Trautwein Road). All voting "Aye".



20112 ADOPT A RESOLUTION IN SUPPORT OF RETAINING TEXAS PEACE OFFICER LICENSE REQUIREMENTS [T1-470]

Commissioner Molenaar spoke of public comment last week made by DeDe Stevenson regarding suspension of requirements for peace officer – this is not acceptable and he presented a proposed resolution. A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to adopt a Resolution in support of retaining Texas Peace Officer License requirements. All voting “Aye”.

A RESOLUTION OF HAYS COUNTY COMMISSIONERS COURT IN SUPPORT OF RETAINING CURRENT LICENSING REQUIREMENTS FOR TEXAS PEACE OFFICERS

WHEREAS, recent national tragedies and the threat of possible future acts of terrorism and lawlessness have stressed the staffing capabilities of many local and state law enforcement agencies, and

WHEREAS, any reduction in qualification requirements for state certified peace officers will potentially lead to a decline in professionalism and an erosion of public confidence, and

WHEREAS, the Hays County Sheriff's Office is dedicated to achieving the highest standard in law enforcement and has been recognized as a state leader by its peers, and

WHEREAS, the Hays County Commissioners Court desires to maintain the highest level of public safety for its residents,

NOW, THEREFORE, BE IT RESOLVED THAT THE COMMISSIONERS COURT OF HAYS COUNTY CALLS ON ALL ITS LOCAL AND STATE ELECTED OFFICIALS, AND THE TEXAS COMMISSION OF LAW ENFORCEMENT OFFICER STANDARDS AND EDUCATION TO RETAIN ALL CURRENT LICENSING REQUIREMENTS,

Adopted this the 19th day of February, 2002

20113 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A LETTER ADDRESSED TO THE CITY OF KYLE REQUESTING ANNEXATION OF A PORTION OF FM150 AS REQUESTED BY THE CITY OF KYLE [T1-517]

Commissioner Ingalsbe spoke of request by landowner to be annexed into the City of Kyle. Environmental Health Director Allen Walther advised that Kyle is expanding its corporate limits – the county must relinquish its interest and request the City to annex the roadway – staff supports this request. This request is being made by the property owner and the City of Kyle. A copy of the Municipal Services Plan for Property to be annexed to the City of Kyle was submitted. A motion was made by Commissioner Ingalsbe, seconded by Judge Powers to authorize the County Judge to execute a letter addressed to the City of Kyle requesting annexation of a portion of FM150 as requested by the City of Kyle. All voting “Aye”.

20114 ACCEPT A DONATION FROM AMERICAN NATIONAL POWER TO REIMBURSE THE COUNTY FOR THE RECONSTRUCTION OF FRANCIS HARRIS ROAD FROM CR266 TO THE EAST PROPERTY LINE OF THE POWER PLANT SITE [T1-590]

Commissioner Ingalsbe spoke of need to officially accept the donation for reimbursement for county's reconstruction of approximately 1.5 miles of Francis Harris Road. The County Road Department has estimated the cost for reconstruction to be \$275,007.24. Commissioner Burnett congratulated Commissioner Ingalsbe on her work regarding this project. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to accept a donation from American National Power to reimburse the county for the reconstruction of Francis Harris Road from CR266 to the east property line of the Power Plant site. All voting “Aye”.

20115 DECLARE AN EMERGENCY AND AMEND THE BUDGET FOR ADDITIONAL FUNDING FOR HOUSING ADULT PRISONERS IN ANOTHER COUNTY FACILITY

[T1-614] County Auditor Bill Herzog advised that the court set aside \$100,000 some time ago for prisoner housing – the juvenile facility will be closing their area at the jail in April to move to the new facility and retrofitting will be needed at the jail to make it suitable for adult prisoners which will require additional time and \$40,000 per month is needed to continue housing adult prisoners elsewhere. Sheriff Don Montague spoke of prisoners being moved to other facilities to comply with jail commission standards. He feels like jail expansion needs to be looked at by experts. Inmate labor will be used to retrofit the facility in order to save money. Proposal is to fund \$200,000 out of Reserve funds (\$40,000 X 5 months). A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to declare an emergency and amend the budget \$200,000.00 for additional funding needed to house adult prisoners in another county facility. All voting “Aye”.



				AMENDMENT NO. <u>2002-14A</u> FY 2002 BUDGET 02-19-02
FUND NO. <u>01</u>				
FUND TITLE <u>GENERAL FUND</u>				
<u>LINE ITEM - EXPENDITURES</u>	APPROPRIATION BEFORE	<u>AMENDMENT</u>		APPROPRIATION AS
	<u>AMENDMENT</u>	<u>INCREASES</u>	<u>DECREASES</u>	<u>AMENDED</u>
JAIL OPERATIONS (419):				
01-419-5361 Contract Detention Inmates	100,000	200,000		300,000
<i>Budget emergency housing of prisoners in other locations</i>				

20116 AUTHORIZE HAYS COUNTY TO PROVIDE START-UP COSTS FOR THE OPERATION OF THE HAYS COUNTY JUVENILE DETENTION FACILITY BY THE HAYS COUNTY JUVENILE BOARD WITH FUNDS TO BE REPAID TO THE COUNTY

[T1-710] Judge, County Court at Law Howard S. Warner II advised that the Juvenile Board and the Facility Corp. met and they decided to take over the operation of the Juvenile Detention Center and they decided to allow Southwest Initiatives to continue their operations in the present facility until April 30, 2002 – on May 1, 2002 we will take over in the new facility (it is complete) and we will begin hiring and educating staff for the new facility. There are a number of different programs, not currently being provided, that will be going on in the new facility. Commissioner Carter commended the board on taking over this operation. \$300,000 is 2 months of operation at 50% capacity – how fast we are reimbursed depends on how fast we can fill up the facility – it will take between 30 and 90 days to receive payments from the various entities using the facility. Commissioner Molenaar spoke in support of this. Judge Warner spoke of years spent planning this facility (over 19 years) and they want to make a success out of the facility. County Auditor Bill Herzog gave a history of revenue generated at the county jail over the years (\$21 million in the adult facility and \$2.7 in the juvenile section). [T1804] A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to authorize Hays County to provide start-up costs for the operation of the Hays County Juvenile Detention Facility by the Hays County Juvenile Board with funds to be repaid to the county, and to furthermore direct County Auditor Bill Herzog, Special Counsel Jacqueline Cullom Murphy, and County Judge Jim Powers to get with the Juvenile Board to work out an interlocal agreement for a payback schedule and disbursement of the \$300,000. All voting “Aye”. Judge Powers spoke of reduction in cost of this project (\$8.5 million reduced to \$6 million). He stated that he does have some reservations and concerns.

Court was adjourned.

MINUTES APPROVED IN OPEN COURT ON THE 26th DAY OF FEBRUARY, 2002.

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

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

