



APRIL 9, 2002

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STATE OF TEXAS 0
 COUNTY OF HAYS 0

ON THIS THE 9th DAY OF APRIL 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
LEE CARLISLE	COUNTY CLERK

WITH THE FOLLOWING MEMBER ABSENT: **RUSS G. MOLENAAR, COMMISSIONER PCT. 4**
 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.

21105 APPROVE THE COMMISSIONERS' COURT MINUTES OF APRIL 2, 2002

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Burnett to approve the Commissioners' Court Minutes of April 2, 2002 as presented by the County Clerk. All present voting "Aye".

21106 APPROVE PAYMENT OF COUNTY INVOICES

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Burnett to approve payment of County Invoices in the amount of \$291,951.17 as presented by the County Auditor. All present voting "Aye".

Vouchers Payable	\$ 400.00	Public Safety Svcs	\$ 100,881.12	Fines	\$ 169.00
TDHCA Funds	\$ 184.77	Auditors Office	\$ 532.71	Treasurer's Office	\$ 254.41
Extension Office	\$ 857.26	Grants Admin	\$ 442.19	Juvenile Probation	\$ 1,370.63
Election Admin Ofc	\$ 330.68	Transfer Station	\$ 191.85	Bldg Mtc Dept	\$ 5,411.52
Environ Health	\$ 2,130.05	Civic Center	\$ 2,537.10	Countywide Oper	\$ 9,939.11
Tax A/C	\$ 575.52	District Clerk's Ofc	\$ 23.22	Sheriff's Office	\$ 8,389.29
Jail Operations	\$ 12,980.74	Human Resources	\$ 877.35	Co Court at Law 1	\$ 248.87
District Atty's Office	\$ 1,304.79	J.P. 1-1	\$ 244.54	J.P. 1-2	\$ 145.25
J.P. 2	\$ 199.93	J.P. 3	\$ 96.27	J.P. 5	\$ 35.00
Constable 1	\$ 587.13	Constable 2	\$ 388.25	Constable 3	\$ 95.46
Constable 4	\$ 111.62	Dist Court Oper	\$ 22,949.11	Co & JP Court Oper	\$ 829.73
Precinct 1	\$ 108.26	Precinct 2	\$ 231.58	Precinct 3	\$ 253.06
Precinct 4	\$ 30.29	Veterans Adm Ofc	\$ 213.44	Computer Services	\$ 8,198.88
TJPC Salaries Grant	\$ 2,000.00	DPS/Lic & Wghts	\$ 105.40	Fire Marshal/EMC	\$ 139.36
TABC Office	\$ 159.11	District Court Rep	\$ 87.17	Assoc Judge/Fam Law	\$ 19.46
Spec Counsel Ofc	\$ 181.53	CJD/VOCA Grant	\$ 292.09	CJD/VAWA Grant	\$ 49.48
CAPCO/911 Addrs	\$ 145.21	TJPC/Juv Just Alt Ed	\$ 11.64	General Fund Credit	<\$60.00>
Road & Bridge Credit	<\$5.91>	Road & Bridge Oper	\$ 67,488.33	Co Engineer Office	\$ 651.00
Hays Co Parks Fund	\$ 210.25	Rec Mng/Co Clerk	\$ 1,564.85	Law Library Fund	\$ 17.71
Hays Co Juvenile Ctr	\$ 765.00	Courthouse Security	\$ 66.38	Sheriffs Drug Forf Fund	\$ 312.50
Family Health Svcs	\$ 1,096.66	Court Reprtr Svc	\$ 500.00	Justice Crt Tech Fund	\$ 1,789.47
Rd Bond S2001 Cnstr	\$ 29,614.50				

21107 APPROVE REFUND OF DOUBLE PAYMENTS ON TAXES

The County Tax Assessor-Collector presented the following applications for refund of double payments on taxes:

Cimaron Park II Lot 33 Blk F	\$ 1,962.49
Hunters Glen Lot 25	\$ 3,146.45
Amasa Turner Survey 1.65 ac.	\$ 1,196.06
Green Pastures Sec 4 Blk 8 Lot 10	\$ 541.17

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Burnett to approve refund of double payments and/or overpayment of taxes as submitted by the County Tax Assessor-Collector. All present voting "Aye".

21108 APPROVE BUDGET AMENDMENT 02-19

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Burnett to approve Budget Amendment No. 02-19 as proposed by the County Auditor. All present voting "Aye".



				AMENDMENT NO. 2002-19 FY 2002 BUDGET 04-09-02
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>
<u>GRANTS ADMINISTRATION (404):</u>				
01-404-5211 Office Supply	1,100	188		1,288
01-404-5213 Books	360		(131)	229
01-404-5461 Printing	90		(57)	33
		188	(188)	
<i>Transfer for needed expense</i>				
<u>JUVENILE PROBATION (405):</u>				
01-405-5711 Office Equipment	-0-	350		350
01-405-5713 Vehicle	21,300		(350)	20,905
<i>Transfer for typewriter from vehicle savings</i>				
<u>CJD/TRUANCY OFFICER (717):</u>				
01-717-5219 Supplies	1,855	2,500		4,355
<u>REVENUE:</u>		<u>DECREASE: INCREASE:</u>		
01-381-2717 CJD/Truancy Officer Grant	28,216		2,500	30,716
<i>Record and budget additional grant funding from Wimberley ISD</i>				
FUND NO. <u>03</u>				
FUND TITLE <u>ROAD & BRIDGE GENERAL FUND</u>				
<u>COUNTY ENGINEER (468):</u>				
03-468-5712 Data Proc Equipment	-0-	565		565
03-468-5211 Office Supply	1,855		(565)	1,290
<i>Transfer for purchase of P.C.</i>				

21109 ACCEPT INTERNAL EXAMINATION OF CONSTABLE PRECINCT 4

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Burnett to accept internal examination (audit) of Constable Precinct 4. All present voting "Aye".

21110 APPROVE RENEWAL OF ANNUAL DUMPSTER CONTRACT FOR ONE (1) ADDITIONAL YEAR AS PROVIDED IN THE ORIGINAL CONTRACT WITH IESI CENTEX WASTE AND TEXAS DISPOSAL SYSTEMS INC.

Summary: There will be an 8% increase as allowed in the original contract for the 3rd year renewal with Texas Disposal Services. This increase will bring the price for a 4yd dumpster from \$35.00 to \$37.80. This pricing is still below the cost of the next lowest bidder which is \$42.00. There will be no increase in price from IESI Centex Waste for their portion of the bid. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Burnett to approve renewal of annual dumpster contract for one (1) additional year as provided in the original contract with IESI Centex Waste and Texas Disposal Systems, Inc. All present voting "Aye".

21111 AUTHORIZE THE EXTENSION OFFICE TO PURCHASE TABLES WITH MONIES PREVIOUSLY ALLOCATED TO PURCHASE CHAIRS

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Burnett to authorize the County Extension Office to purchase tables with monies previously allocated to purchase chairs. All present voting "Aye".

21112 ARROYO RANCH SECTION 1 [Pct. 2 #01-2-055] * APPROVE ROAD AND DRAINAGE CONSTRUCTION, RELEASE FISCAL SECURITY AND ACCEPT MAINTENANCE SECURITY [T1-30]

Environmental Health Director Allen Walther gave staff recommendation for approval of road construction and drainage, release of fiscal construction security, and acceptance of road maintenance security. A motion was made by Commissioner Carter, seconded by Commissioner Ingalsbe to approve road and drainage construction, release fiscal security (Subdivision Performance Bond #111 4175 8406 – OPR Doc#01031041) and accept maintenance security for Arroyo Ranch Section 1. All present voting "Aye".



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21113 BUNTON CREEK VILLAGE [Pct. 1 #02-2-015] * **APPROVE PRELIMINARY PLAT** [T1-40]

Environmental Health Director Allen Walther advised that this subdivision gains access by an adjoining subdivision to the west – both subdivisions will be annexed into the City of Kyle. The City of Kyle has agreed to access through the other subdivision which is now in their review process. There are some minor issues regarding the roads, however, he gave staff recommendation for preliminary plat approval. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to approve preliminary plat of "Bunton Creek Village". All present voting "Aye".

21114 ROLLING OAKS SECTION 4 REPLAT OF TRACTS 50 & 78 [Pct. 2 #02-2-003] *
APPROVE FINAL PLAT [T1-63]

Environmental Health Director Allen Walther advised that this subdivision is in Pct. 4 and not Pct. 2 as posted. No new lots are being created, the replat is being done to amend the common lot line between the two lots and by precedent public notification is waived and final approval is recommended by staff. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to approve final plat of "Rolling Oaks Section 4 Replat of Tracts 50 & 78". All present voting "Aye".

21115 SYCAMORE VALLEY ADDITION RESUBDIVISION OF TRACT 9 [Pct.4 #02-4-019] *
APPROVE PRELIMINARY PLAT [T1-83]

Environmental Health Director Allen Walther advised that property owners (John & Billie Chapman) are creating two lots which have direct access onto a permitted street. He gave staff recommendation for preliminary plat approval. A motion was made by Commissioner Burnett, seconded by Commissioner Carter to approve Preliminary Plat of "Sycamore Valley Addition Resubdivision of Tract 9". All present voting "Aye".

**21116 EXECUTIVE SESSION AND ACTION REGARDING VERIFICATION OF LOCAL
OPTION ELECTION PETITIONS IN JUSTICE PRECINCT 2 AND JUSTICE
PRECINCT 5** [T1-100]

The Court Convened into closed session (9:10 a.m.) pursuant to Local Government Code Section 551.071 [Consultation with Attorney] regarding Verification of Local Option Election Petition in Justice Precinct 2 & Justice Precinct 5. Upon completion of the closed session, the court reconvened into open meeting at 10:20 a.m. Judge Powers thanked Elections Administrator Joyce Cowan for her hard work and made the following motion:

[T1-112] A motion was made by Judge Powers, seconded by Commissioner Burnett to allow volunteers for the Local Option Election Petitions for Justice of the Peace Precincts 2 and 5 to provide credible evidence that will verify the total number of voters. The evidence to be provided shall include names of voters who are deceased, voters who have moved and re-registered in another jurisdiction, and duplicate entries of the same registered voter. Credible evidence of a Deceased voter shall mean a sworn statement (an affidavit) from a person related to the deceased within the 2nd degree of consanguinity or affinity or a copy of an official death certificate. Credible evidence of a voter who has moved to a new jurisdiction shall mean a cancellation notice from the voter registrar in the new jurisdiction. This evidence is to be provided to the Commissioners' Court by May 28, 2002. All present voting "Aye".

[T1-128] Commissioner Carter advised that the Hays County Election Office continues to update their records on a daily basis and she stated that we welcome any bonified information to help in this daily process of keeping the voter records data up to date. Commissioner Ingalsbe spoke of need to give the Elections Administrator time to verify this information. Commissioner Burnett advised that he wanted to clarify that people on the death rolls have not mysteriously voted, a percentage of people on the death roll defines the percentage of people they have to get on the petitions – if you take off the people on the death rolls, it lowers the number of people required to sign the petition

Court was adjourned.

MINUTES APPROVED IN OPEN COURT ON THE 16TH DAY OF APRIL, 2002

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

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

