



STATE OF TEXAS 0
 COUNTY OF HAYS 0

ON THIS THE 17TH DAY OF DECEMBER 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. Judge Powers advised that Jerry Borchering (Road Dept. Supt/Eng) is not present today because his mother passed away – he asked everyone to remember him and his family in their prayers. Commissioner Ingalsbe asked to also remember County employee Keith DeLaRosa who was burned. Commissioner Carter advised that she was not present at the Commissioners' Court meeting last week because she was at a continuing education seminar in Bastrop (LCRA Center).

PRESENTATION HONORING JUSTICE OF THE PEACE BECKY SIERRA ON HER RETIREMENT AFTER 30 YEARS OF PUBLIC SERVICE

Judge Powers presented J.P. Becky Sierra with a retirement plaque and commended her for 30 Years of service to Hays County. She thanked the court for their support throughout the years and recognized her staff. She spoke of her appointment in 1973 and she recognized the Commissioners' Court at that time (Lynn McCarty, Ruben Ruiz, Benny Wranitzky, Jack Oldham, and Judge Max Smith). Commissioner Burnett advised that a wood frame is being made out of the old courtroom oak floor and a flag will be flown over the courthouse on Dec 31st - her last day as a county employee - and will be placed in the frame and given to Judge Sierra in her honor.

PUBLIC COMMENT

[T1-100] John Parks appeared requesting that an item be placed on the next Commissioners' Court agenda allowing him to address concerns regarding lack of environmental cleanup and sanitation control. He stated that he began what now seems like a quest to revitalize the Green Pastures Section of Hays County in approximately October 2001. He is concerned about the length of time it is taking the Hays County Environmental Health Dept. to issue citations and about rejection of his agenda request for today's meeting. Judge Powers advised that backup material is needed. Environmental Health Director Allen Walthers spoke of enforcement matters over the years – we may have as many as 30-40 enforcement issues throughout the county and they are long term and take a great deal of time to resolve. He stated that the Commissioners' Court is not the court of jurisdiction to handle these issues – they are Justice of the Peace issues. Commissioner Carter advised that this is the place for the public to address their concerns.

20740 APPROVE THE COMMISSIONERS' COURT MINUTES OF DECEMBER 10, 2002

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to approve the Commissioners' Court Minutes of December 10, 2002 as presented by the County Clerk. All voting "Aye".

20741 APPROVE PAYMENT OF COUNTY INVOICES

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to approve payment of invoices in the amount of \$582,706.88 as presented by the County Auditor. All voting "Aye".

Public Safety Svcs	\$ 216.87	Fines	\$ 185.00	TDHCA Funds	\$ 2,072.63
Auditor's Office	\$ 1,739.72	Treasurer's office	\$ 177.55	Extension Office	\$ 353.23
Grants Administration	\$ 1,925.26	Juvenile Probation	\$ 49,573.07	Election Admin	\$ 183.37
Transfer Station	\$ 4,271.74	Building Mtc. Dept.	\$ 1,466.36	Environ Health	\$ 893.09
Civic Center	\$ 360.12	Countywide Oper	\$ 181,781.02	Tax A/C	\$ 1,911.80
District Clerk's Office	\$ 1,218.31	Sheriff's Office	\$ 163,262.36	Jail Operations	\$ 22,168.17
County Judge's Office	\$ 178.00	Human Resources	\$ 293.81	Co Court at Law 1	\$ 186.97
District Attorneys Office	\$ 1,110.06	Justice of Peace 1-1	\$ 106.61	Justice of Peace 1-2	\$ 379.85
Justice of Peace 3	\$ 209.08	Justice of Peace 5	\$ 234.50	Dept of Public Safety	\$ 188.16
Constable 1	\$ 357.98	Constable 2	\$ 69.99	Constable 3	\$ 58.72
Constable 4	\$ 338.02	Constable 5	\$ 2,519.49	District Court Oper	\$ 10,398.29
Co & JP Court Oper	\$ 593.86	Precinct 1	\$ 163.85	Precinct 3	\$ 46.06
Veterans Adm Office	\$ 503.05	Co & JP Crt Oper	\$ 593.86	Precinct 1	\$ 163.85
Precinct 3	\$ 46.06	Veterans Admin	\$ 503.05	Computer Services	\$ 11,259.78
Fire Marshal/EMC	\$ 633.63	TABC Office	\$ 163.65	District Court Reprtrs	\$ 80.11
TJPC CCAP Grant	\$ 5,669.00	Assoc Judge/Family	\$ 47.15	Animal control	\$ 50.00
Special Counsel	\$ 201.13	CJD/VOCA Grant	\$ 498.17	CJD/AWA Grant	\$ 174.20
CAPCO/911 Adrrs Mtc.	\$ 125.56	Title 4 Juv Prob Grnt	\$ 12,596.40	Juv Acctblty Grant	\$ 39.00
General Fund Credit	<\$441.36>	Road & Bridge Oper	\$ 76,469.84	Sheriffs Abandon Veh	\$ 78.73
Hays Co Parks Fund	\$ 2,448.85	Rec Mng/Co Clerk	\$ 10,938.06	Law Library Fund	\$ 2,428.52
Juvenile Center	\$ 3,278.32	Sheriffs Bail Bond	\$ 105.00	Sheriffs Spec Projects	\$ 34.46
Courthouse Security	\$ 269.77	Sheriffs Drug Forf	\$ 801.76	Family Health Svcs	\$ 911.15
Road Bond S.2001	\$ 2,149.98				



20742 APPROVE BUDGET AMENDMENT 03-06

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to approve Budget Amendment No. 03-06 as proposed by the County Auditor. All voting "Aye".

					AMENDMENT NO. <u>2003-06</u> FY 2003 BUDGET 12-17-02
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>JUVENILE PROBATION (405):</u>					
01-405-5711 Office Equipment	-0-	700		700	
01-405-5391 Other	10,000		(700)	9,300	
<i>Authorize and transfer for replacement desk/additional desk</i>					
<u>ENVIRONMENTAL HEALTH (411):</u>					
01-411-5211 Office Supply	4,800	823		5,623	
<u>COMPUTER SERVICES (456):</u>					
01-456-5712 Equipment	181,320		(823)	180,497	
<i>Transfer for cameras purchase from Equipment schedule for camera</i>					
<u>DISTRICT CLERK (416):</u>					
01-416-5219 Case Binders	2,010	50		2,060	
01-416-5391 Other	300		(50)	250	
<i>Transfer for balance of case binder shipping</i>					
<u>JUSTICE OF THE PEACE 1-2 (425):</u>					
01-425-5211 Office Supply	3,000	410		3,410	
01-425-5335 Time Payment Expense	5,131		(410)	4,721	
<i>Transfer for office chair and equipment considered supplies</i>					
<u>CONSTABLE, PCT. 5 (435):</u>					
01-435-5717 Law Enf Equipment	6,150	770		6,920	
01-435-5713 Vehicle	19,842		(770)	19,072	
<i>Transfer in car video hook up from part vehicle savings</i>					

20743 APPROVE THE DISASSOCIATION WITH CORRIDOR BUSINESS INCUBATOR

In August 1997 the Commissioners' Court allowed the Corridor Business Incubator (a non-profit organization set up by the City of San Marcos and the County to work with and educate small businesses) employee (a secretary) to be included in the Hays County medical & dental plan. The Corridor Business Incubator was acquired by the San Marcos Industrial Foundation in September 2002. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to approve the disassociation with Corridor Business Incubator. All voting "Aye".

20744 PARK 35 SOUTH SECTION 4B (11 LOTS) [PCT 2 #02-2-083] * APPROVE FINAL PLAT

[T1-181] Environmental Health Director Allen Walther advised that this is a phased commercial development and he gave staff recommendation for approval. Commissioner Carter spoke of this being in an area that is residential and in need of additional tax base. A motion was made by Commissioner Carter, seconded by Commissioner Ingalsbe to approve final plat of "Park 35 South Section 4B". All voting "Aye".

20745 NORTHRIDGE PHASE 1 REPLAT OF LOTS 15 & 16 [PCT 4 #02-4-097] * WAIVE PUBLIC NOTIFICATION AND APPROVE FINAL PLAT [T1-201]

Environmental Health Director Allen Walther advised that this involves moving a common lot line and he requested waiver of public notification and approval of final plat. A motion was made by Commissioner Molenaar, seconded by Commissioner Carter to waive public notification and approve final plat of "Northridge Phase 1 Replat of Lots 15 & 16". All voting "Aye".



20746 APPROVE THE REMOVAL OF INSURED ITEMS FROM THE COUNTY'S PROPERTY INSURANCE POLICY IN WHICH THE VALUE IS LESS THAN THE INSURANCE DEDUCTIBLE [T1-216]

Human Resources Director Luis Gonzales reported that currently listed on the County's Property Insurance Schedule are buildings, building contents, and mobile equipment whose value is less than the insured deductible. Additionally, inoperable vehicles continue to be insured until after they are auctioned. He is requesting authority to delete buildings, building contents, and mobile equipment whose value is less than the insured deductible. In addition, he is requesting the authority to remove inoperable vehicles from our vehicle insurance policy – after the license plates have been retrieved by the Human Resources Department. Mr. Gonzales advised that the savings would be \$250-300 on buildings and building contents and approximately \$10,000 (\$385 each) for parked vehicles [most are salvaged vehicles and are auctioned off over the internet and picked up by the buyer]. Commissioner Molenaar asked about coverage if these items are lost by fire or stolen. Luis Gonzales advised that the vehicles only had liability insurance and he advised that the contents of buildings are covered (cumulative value) in case of fire. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to approve the removal of insured items from the County's property insurance policy in which the value is less than the insurance deductible. All voting "Aye".

Clerk's Note: Agenda Item #9 RE: ACCEPT MR. DONALD DACY AND MR. DOUGLAS DACY'S PROPOSAL TO CEDE TO HAYS COUNTY A FIFTEEN FOOT RIGHT OF WAY ON THE SOUTH SIDE OF SMITH LANE FOR CERTAIN CONSIDERATIONS **was PULLED.**

20747 AUTHORIZE THE COUNTY JUDGE TO EXECUTE WORK AUTHORIZATION NO. 13 WITH TURNER, COLLIE & BRADEN, INC/CMA, INC. FOR THE HAYS COUNTY ROAD BOND PROGRAM (SAWYER RANCH ROAD) [T1-341]

Bob Austin (Turner, Collie & Braden Inc.) spoke of the Sawyer Ranch Road bond project. The "Sawyer Ranch Road" project is approximately 3.18 miles long, starting at Darden Hill Road and ending at US 290-. The proposed 44' of paved roadway will provide two 12-foot lanes and 10-foot shoulders. The roadway will be surfaced with HMAC overlay. A motion was made by Commissioner Molenaar, seconded by Judge Powers to authorize the County Judge to execute Work Authorization No. 13 with Turner, Collie & Braden Inc./CMA, Inc. for the Hays County Road Bond Program (Sawyer Ranch Road). All voting "Aye".

20748 AUTHORIZE THE COUNTY JUDGE TO EXECUTE WORK AUTHORIZATION NO. 14 WITH TURNER, COLLIE & BRADEN, INC/PATE, INC. FOR THE HAYS COUNTY ROAD BOND PROGRAM (POSEY ROAD) [T1-374]

Bob Austin (Turner, Collie & Braden Inc.) spoke of the Posey Road bond project. The "Posey Road" project is approximately 1.31 miles long, starting at IH35 and ending at Old Bastrop Highway. The proposed 44' of paved roadway will provide two 12-foot lanes and 10-foot shoulders. The roadway will be surfaced with HMAC overlay. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Burnett to authorize the County Judge to execute Work Authorization No. 14 with Turner, Collie & Braden Inc./Pate, Inc. for the Hays County Road Bond Program (Posey Road). All voting "Aye".

20749 AUTHORIZE THE COUNTY JUDGE TO EXECUTE WORK AUTHORIZATION NO. 15 WITH TURNER, COLLIE & BRADEN, INC/LAN, INC. FOR THE HAYS COUNTY ROAD BOND PROGRAM (DRY HOLE ROAD) [T1-396]

Bob Austin (Turner, Collie & Braden Inc) spoke of the Dry Hole Road bond project. The "Dry Hole Road" project is approximately 1.93 miles long and starts at its north intersection with the southbound frontage road of IH35. The proposed roadway will provide two 11-foot lanes and 4foot shoulders. The roadway will be realigned. The roadway will be surfaced with a two course surface treatment and the project will also provide a left-hand turn lane for northbound traffic at the intersection of Dry Hole Road and Kohler's Crossing. The Historic bridge will be left in place and a parallel bridge will be put in. A motion was made by Commissioner Carter, seconded by Commissioner Burnett to authorize the County Judge to execute Work Authorization No. 15 with Turner, Collie & Braden Inc./Lan, Inc. for the Hays County Road Bond Program (Dry Hole Road). All voting "Aye".

**20750 ACTION DISBANDING THE HAYS COUNTY PARKS & OPEN SPACE ADVISORY BOARD [T1-443]**

The period served by members of the Hays County Parks & Open Space Advisory Board will expire on December 31, 2002. The board successfully completed their mission of developing a parks and open space master plan, which has been approved by Texas Parks & Wildlife Dept. Judge Powers thanked all members who volunteered their time and expertise to make this master plan a reality. The court will continue to obtain citizen input on all park projects. Commissioner Burnett spoke of need to move fairly quickly and possibly have an agenda item or discussion with Richard Salmon about putting together a scope of work for a consultant to help implement the plan or restructuring the parks board to help advise the court or deal with some of the proposals that will be coming forth as far as parkland acquisition and making sure they fit within the matrix of the parks plan that has been put together. A motion was made by Judge Powers, seconded by Commissioner Burnett to disband the Parks Board and follow up later with other action if needed. All voting "Aye".

Clerk's Note: Agenda Item #14 was PULLED Re: Workshop on Hays County Road Programs

Court was ADJOURNED.

MINUTES APPROVED IN OPEN COURT ON THE 7th DAY OF JANUARY, 2003.

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

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

