



STATE OF TEXAS O  
COUNTY OF HAYS O

**ON THIS THE 28<sup>th</sup> DAY OF JANUARY A.D., 2003, THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, MET IN REGULAR MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:**

**JAMES L. POWERS  
DEBBIE GONZALES INGALSBE  
H. S. "SUSIE" CARTER  
WILLIAM "BILL" BURNETT  
RUSS G. MOLENAAR  
LEE CARLISLE**

**COUNTY JUDGE  
COMMISSIONER, PCT. 1  
COMMISSIONER, PCT. 2  
COMMISSIONER, PCT. 3  
COMMISSIONER, PCT. 4  
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.

**PRESENTATION OF RETIREMENT PLAQUE TO MS. HERMINIA G. TAMAYO**

Maintenance Supervisor Ron Knott presented a retirement plaque to Herminia "Minnie" G. Tamayo. The plaque reads: *Hays County Commissioners' Court – Mrs. Herminia G. Tamayo – At retirement and in recognition of your faithful and dedicated service to the Building Maintenance Department. Mrs. Tamayo's loyalty and sustained performance of duty is greatly appreciated by fellow employees and the citizens of Hays County - 1986-2003.*

**PRESENTATION BY STEVEN MUSICK OF THE TEXAS COMMISSION OF ENVIRONMENTAL QUALITY REGARDING PRIORITY GROUNDWATER MANAGEMENT AREAS (PGMAS) AND SUSTAINABLE WATER SUPPLIES [T1-52]**

Steve Musick (Water Quality Planning & Assessment Section – Texas Commission on Environmental Quality) advised that Commissioner Carter asked him to give the court an update on groundwater management issues. He stated that the aquifer of concern is the Trinity Aquifer which has a critical ground water problem (a designated "priority groundwater management area"). The aquifer is tight and the movement of the groundwater is very slow and yield to wells is limited. Future demands are significant and it is clear that groundwater management is needed in this area. He spoke of Legislature's policy that groundwater be managed at the local level – they point to groundwater conservation districts as the primary mode of managing groundwater at the local level. They have also given authority to counties to look at groundwater availability issues in their area and look at it through the land development platting process (Water Code and Local Government Code). He spoke of Water Code Chapter 35 and Local Government Code (LGC) Chapter 230 that addresses water availability. Environmental Health Director Allen Walther advised that we used the water availability statutes when developing our rules. Mr. Musick provided a map of the "Hill Country Priority Groundwater Management Area (PGMA). He spoke of SB2 regarding management plans – requiring joint planning by groundwater districts. Chapter 230 LGC enables the county to establish guidelines and get very good information from developers in the platting process that would identify the amount of water needed by the land-use being contemplated and provide information of effects on the water table and how much water levels might decline and how much is available to meet the needs. The statute is aimed at domestic wells rather than public supply system at the county level. In response to questions from Commissioner Carter, Steve Musick spoke of changes that added hydro-geologist, along with engineer, to address future water availability (20 years). Allen Walther advised that our rules are more expansive than LGC Chapter 230 – water quality and water quantity are also considered – we require in their report that they demonstrate that they have capacity to serve that subdivision at full build-out – the reports go well beyond any short term – we also require that they identify impact on adjacent wells. No one can guarantee that water will be there forever – no district could provide a letter guaranteeing a 100-150 year water supply. Allen Walther advised that they are required to look at the capacity of the aquifer and feels like our rules are comprehensive. Steve Musick spoke of Water Code Chapter 35 being meant for Priority Groundwater Management Areas (PGMA) and to provide more flexibility and authority for the county to do more and Chapter 230 provides a more routine process to facilitate counties that don't have the staff to do a more detailed evaluation.

**20798 AUTHORIZE THE COUNTY JUDGE TO SIGN AND EXECUTE THE JOINT POWERS AGREEMENT WITH CAPITAL AREA METROPOLITAN PLANNING ORGANIZATION (CAMPO) [T1-562]**

Maureen Daniels (Assistant Director of CAMPO) spoke of minimal changes in the joint powers agreement – it increases the voting membership by one (1) and changes the name of the organization from Austin Transportation System (ATS) to Capital Area Metropolitan Planning Organization (CAMPO). A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to authorize the County Judge to sign and execute the Joint Powers Agreement with the Capital Area Metropolitan Planning Organization (CAMPO) and forward it to the Executive Director. All voting "Aye".



**PRESENTATION BY COMMISSIONER RUSS MOLENAAR REGARDING REGIONAL PLANNING ISSUES INCLUDING, BUT NOT LIMITED TO TOPICS SUCH AS PLANNING FOR OPEN SPACES, DEVELOPMENT STRATEGIES, INFRASTRUCTURE NEEDS, WATER QUALITY AND SUPPLY, DEVELOPMENT AGREEMENTS, AND ROADWAY PLANNING (SPECIFIC COMMENTS RELATING TO THE POTENTIAL DEVELOPMENT AROUND STATE HIGHWAY 45 AND RM 967 INCLUDED) [T1-706]**

Commissioner Russ Molenaar advised that this is not a 2020 Plan – it is a vision he had when visiting with a developer regarding potential development around State Highway 45 and RM967. This proposed development borders the Proposition 2 land and lies over the aquifer. He spoke of greenbelts and park roads and he spoke of creating a wildlife preserve with natural vegetation. The City of Austin wants to create a hike and bike trail. He spoke of cluster development in order to come up with greenbelts. He spoke of working with TNRCC, Edwards Aquifer Authority, etc. to create a regional plan to prevent future problems (protect the aquifer) – development is going to happen – he supports development agreements and urged everyone to work together (no criticizing and no lawsuits). Developers would be a part of regional planning and would give greenbelts. Commissioner Molenaar spoke of “no growth policy” mentality and protecting property owners rights. He spoke of water availability – surface water and public wastewater systems fall under TNRCC and not local authority. [T1-1200] Jim Green urged the court to be careful regarding parkland dedication – may be a federal violation of “taking of property without just compensation”.

**PRESENTATION BY THE COUNTY SENATE BILL 873 PLANNING COMMITTEE, DESCRIBING GOALS AND OPTIONS WHICH MAY BE AUTHORIZED BY THIS LEGISLATION - INCLUDING STRATEGIES FOR IMPLEMENTATION AND POSSIBLE PROCEDURES FOR RULES DEVELOPMENT [T1-1226]**

Environmental Health Director Allen Walther spoke of Senate Bill 873 which gave authority to certain counties addressing rapidly urbanizing areas – it allows counties to address rules concerning development related to protecting the health safety and welfare of our citizens – it has a very broad definition. They gave counties the ability to adopt rules consistent with the rules of cities. We are growing and will continue to grow and their focus has been to try and identify areas that need protection .

**SB 873 Goals/Options**

- |   |   |
|---|---|
| ? Low Impact developments                           | ? Limit impacts on existing infrastructure      |
| ? Open space preservation                           | ? Advanced treatment of wastewater              |
| ? Reduced demands on groundwater                    | ? Environmentally friendly landscape initiative |
| ? Aquifer protection through storm-water management |   |

**Strategies**

**Low Impact Development:**

- |   |   |
|---|---|
| ? Impervious cover limits                   | ? Clustered development with shared green spaces                |
| ? Reduced rights of way and pavement widths | ? Setbacks from environmental features & streams                |
| ? Shared driveways                          | ? Limit site disturbance & re-vegetate all sites within 30 days |

**Open Space Preservation:**

- |   |  |
|---|--|
| ? Require parks or open space dedication  | ? Density = or < one unit acre average                               |
| ? Fees for parks or open space in lieu of dedication  | ? Design open spaces to be contiguous between adjoining developments |
| ? Site surveys to determine areas of special historical, cultural, or biological importance |  |

**Reduced demands on Groundwater**

- ? Incentives for use of surface water as the sole potable water
- ? Incentives for all homes to have at least some level of rainwater collection (5,000 gal min?)
- ? Irrigation of open spaces using treated wastewater only
- ? Prohibit drilling of water wells

**Aquifer protection through stormwater management**

- ? Require retention of first 1 -2" rainfall
- ? Direct flow from impervious cover (roofs and driveways) to vegetative filter strips or mulch strips
- ? Designs to reduce stormwater velocities & concentrated flows
- ? Require detention for sedimentation elimination

**Limit impacts on existing infrastructure**

- ? Request provision of sites for potential new schools and emergency services facilities
- ? Dedication for roadway expansion or new roadways because of new development
- ? Financial partnerships for roadway improvements
- ? Compliance with the Hays County Transportation Plan
- ? Mixed use developments

**Advanced treatment of wastewater**

- ? Use of regional wastewater treatment facilities
- ? Treat to 5-5-2-1 standards when used for on-site irrigation

**Environmentally friendly landscape initiatives**

- ? Limit size of high water demand lawns to size of building footprint
- ? Eradicate all cedar (juniper) 6" and smaller (measured 48" above ground)
- ? Require at least 50% of new landscape be native/drought tolerant
- ? Use captured rainwater for landscape irrigation



Allen Walther spoke of being unable to control density except through the on-site sewage system regulations. He spoke of offering incentives to encourage developers to do things that are not required by law. He spoke of identifying stakeholders and meeting with them. They will need technical and legal expertise to develop draft rules, public hearings will be held, and they will need to get someone to conduct the necessary legal reviews. Commissioner Molenaar advised that they are open to input from anyone.

20799      APPROVE THE COMMISSIONERS’ COURT MINUTES OF JANUARY 21, 2003

A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to approve the Commissioners’ Court Minutes of January 21, 2003 as presented by the County Clerk. All voting “Aye”.

20800      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 \$343,990.51 as presented by the County Auditor. All voting “Aye”.

Public Safety Services	\$ 10.00	Fines	\$ 150.00	Auditors Office	\$ 132.46
Treasurers Office	\$ 10.32	Extension Office	\$ 22,611.79	Juvenile Probation	\$ 475.68
Election Admin Office	\$ 50.00	Comm & Soc Svcs	\$ 16,333.34	Transfer Station	\$ 726.41
Environmental Health	\$ 517.74	Civic Center	\$ 2,623.70	Countywide Oper	\$ 43,283.79
Tax Assessor/Collector	\$ 165.21	District Clerk’s Office	\$ 473.86	Sheriff’s Office	\$ 13,136.09
Jail Operations	\$ 24,533.82	Human Resources	\$ 463.19	County Crt @ Law 1	\$ 16.02
District Attorneys Office	\$ 272.16	J.P. 1-2	\$ 1,032.47	J.P. 3	\$ 65.90
J.P. 4	\$ 534.23	J.P. 5	\$ 350.01	DPS	\$ 730.28
Constable 2	\$ 471.51	Constable 3	\$ 70.90	Constable 5	\$ 287.14
District Court Operations	\$ 10,130.02	Co & JP Court Oper	\$ 4,158.65	Precinct 1	\$ 24.12
Precinct 2	\$ 32.04	Precinct 3	\$ 196.94	Precinct 4	\$ 132.24
Veterans Admin Ofc	\$ 527.45	Computer Svcs	\$ 2,443.32	DPS/Lic & Wgts	\$ 71.70
TJPC CCAP Grant	\$ 6,202.96	Spec Counsel Ofc	\$ 43.24	Gen Fund Credit	<\$395.84>
Road & Bridge Oper	\$ 64,625.74	Co Engineer Office	\$ 11.00	R&B Gen Credit	<\$34.75>
County Parks Fund	\$ 180.80	Juvenile Center	\$ 8,351.33	Courthouse Security	\$ 41.96
Medical & Dental Insur	\$ 92,102.06	Sheriffs Drug Forf	\$ 140.50	Family Health Svcs	\$ 8,637.33
Road Bond S.2001 Constr	\$ 1,474.88				

20801      APPROVE BUDGET AMENDMENT 03-10

A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to approve Budget Amendment No. 03-10 as proposed by the County Auditor. All voting “Aye”.

AMENDMENT NO. 2003-10 FY 2003 BUDGET 01-28-03				
FUND NO. 01 FUND TITLE GENERAL FUND				
	APPROPRIATION BEFORE AMENDMENT	AMENDMENT INCREASES      DECREASES		APPROPRIATION AS AMENDED
LINE ITEM - EXPENDITURES				
GRANTS ADMINISTRATION (404):				
01-404-5331 Cont Ed	277	25		302
01-404-5211 Office Supplies	2,373		(25)	2,348
Transfer for balance of conference expense				
TAX OFFICE (415):				
01-415-5101 FICA/RET	81,045		(1,000)	80,045
01-415-5160 Insurance	82,617		(2,000)	80,617
COMPUTER SERVICES (456):				
01-456-5712 Data Proc Equipment	180,497	3,000		183,497
Transfer for cost of replacement printer from tax office to Computer Services as purchased due to acute need				
BUILDING MAINTENANCE (410):				
01-410-5241 Building Supplies	20,837	600		21,437
JUSTICE OF THE PEACE, PCT. 3 (427):				
01-427-5335 Time Payment Exp	661		(600)	61
Transfer part cost on JP-3 office construction to Building Maintenance per Judge Cable				
JUSTICE OF THE PEACE 1-2 (425):				
01-425-5021 Staff	105,631	1,634		107,265
01-425-5101 FICA/RET	25,922	125		26,047
01-425-5335 Time Payment Exp	4,696		(1,759)	2,937
		1,759	(1,759)	
Transfer part-time Bookkeeper cost through 3/31/03 for JP1-2 as authorized				
COMPUTER SERVICES (456):				
01-456-5421 Maintenance	42,000	2,196		44,196
01-456-5418 Software	6,536	980		7,516
01-456-5713 Vehicle	24,330		(3,176)	21,154
		3,176	(3,176)	
Transfer to rebuild/replace E-mail server from remainder of vehicle balance				



				AMENDMENT NO. <u>2003-10</u> FY 2003 BUDGET 01-28-03
FUND NO. <u>03</u>				
FUND TITLE <u>ROAD &amp; BRIDGE 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>ROAD &amp; BRIDGE OPERATIONS (438):</u>				
03-438-5391 Other	1,100	7,000		8,100
03-438-5351 Materials	2,049,433		(7,000)	2,042,433
Transfer for line damage payments				
03-438-5331 Cont Ed	5,000	500		5,500
03-468-5211 Office Supply	1,500		(500)	1,000
Transfer for balance of registration for conference				
03-438-5217 Supplies/Miscellaneous	800	500		1,300
03-438-5217 Misc Tools	3,000		(500)	2,500
Transfer for needed miscellaneous supplies				

**20802            APPROVE UTILITY PERMITS #01631 - #01633**

A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to approve Utility Permit #01631 on CR127/High Road issued to Goforth Water Supply, #01632 on CR212/So Turnersville Road issued to Verizon, and #01633 on CR198/Pursley Road issued to Verizon. All voting "Aye".

**20803            APPROVE REQUEST FOR PROPOSAL FOR MULTIPLE NATIONAL REGISTER NOMINATIONS FOR HAYS COUNTY AND AUTHORIZE PURCHASING TO SOLICIT FOR PROPOSALS AND ADVERTISE**

Project Description: The objective of this Request for Proposal is to select a professional qualified historic consultant with appropriate experience to prepare a multiple property nomination to the National Register of Historic Places. This project will provide historic designation and public awareness of the significance of the county's historic resources. A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to approve request for proposal for multiple National Register Nominations for Hays County and authorize Purchasing to solicit for proposals and advertise. All voting "Aye".

**20804            APPROVE RENEWAL OF CONTRACT FOR "HAULING OF SOLID WASTE" WITH TEXAS DISPOSAL SERVICE FOR THE TRANSFER STATION FOR ONE (1) ADDITIONAL YEAR AS PROVIDED IN THE ORIGINAL CONTRACT**

Texas Disposal has asked for a 2% CPI adjustment and a landfill increase. The rates will be adjusted based on section 2.5 of the original contract. No increase was made by Texas Disposal during the past contract year. The increase is within the provisions of the contract. Purchasing Dept. staff has spoke with Jerry Pinnix, Director of the Transfer Station) and he is in agreement with the increase and is pleased with the performance of this vendor and would like to make a recommendation to renew the contract for one (1) additional year. A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to approve renewal of contract for "hauling of sold waste" with Texas Disposal Service for the Transfer Station for one (1) additional year as provided in the original contract. All voting "Aye".

**20805            APPROVE REQUEST FOR PROPOSAL FOR PRESERVATION PLAN FOR TRANSPORTATION RELATED HISTORIC RESOURCES IN HAYS COUNTY AND AUTHORIZE PURCHASING TO SOLICIT FOR PROPOSAL AND ADVERTISE [T1-1797]**

Hays County Historical Commission Chairperson Kate Johnson advised that this plan is for the entire county – it will help preserve and protect resources along transportation corridors and documents those resources. A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to approve request for proposal for preservation plan for transportation related historic resources in Hays County and authorize Purchasing to solicit for proposals and advertise. All voting "Aye".

**20806            CRESTVIEW RANCH RESUBDIVISION OF LOTS 1 & 2 OF THE RESUBDIVISION OF LOT 2 [PCT. 4 #03-4-004] \* APPROVE PRELIMINARY PLAT [T1-1873]**

Environmental Health Director Allen Walther advised that the numbering of the lots is being corrected - he gave staff recommendation for preliminary plat approval. A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve preliminary plat of "Crestview Ranch Resubdivision of Lots 1 & 2 of the Resubdivision of Lot 2. All voting "Aye".



**20807 ACORN ACRES [PCT 4 #00-4-097] \* APPROVE EXTENSION OF FISCAL SECURITY**

[T1-1890] Environmental Health Director Allen Walther advised that the developer is requesting extension of road construction security and an extension letter has been received from the Bank of America. A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve extension of road construction fiscal security for 6 months (to expire July 29, 2003) for Acorn Acres Subdivision. All voting "Aye".

**20808 APPROVE APPOINTMENT OF MICHAEL C. INMAN SR. TO REPLACE CHRIS TORTI ON THE NORTHWEST HAYS COUNTY EMERGENCY SERVICES DISTRICT #5**

[T1-1903] A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve appointment of Michael C. Inman Sr. to replace Chris Torti on the Northwest Hays County Emergency Services District #5. All voting "Aye".

**20809 APPOINT MATT GILLIAM TO THE HAYS COUNTY RURAL FIRE PREVENTION DISTRICT #5 [T1-1913]**

A motion was made by Commissioner Carter, seconded by Commissioner Molenaar to appoint Matt Gilliam to the Hays County Rural Fire Prevention District #5. All voting "Aye".

**20810 APPOINT JERRY KOLACNY AS CHAIRMAN OF THE HAYS COUNTY HISTORICAL COMMISSION [T1-1929]**

A motion was made by Judge Powers, seconded by Commissioner Carter to appoint Jerry Kolacny as Chairman of the Hays County Historical Commission. All voting "Aye".

**20811 APPOINT BOB CAVENDISH, DORIS B. JOHNSON, JAMES TATE, MARILYN ELWELL AND RON WILSON TO THE HAYS COUNTY HISTORICAL COMMISSION**

[T1-1942] A motion was made by Commissioner Molenaar, seconded by Commissioner Carter to appoint Bob Cavendish, Doris B. Johnson, James Tate, Marilyn Elwell and Ron Wilson to the Hays County Historical Commission. All voting "Aye".

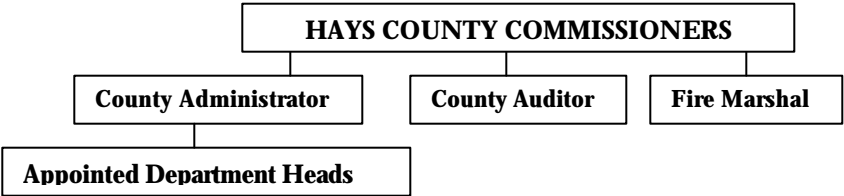
**20812 APPOINT MARSHALL B. KUYKENDALL, DEDE STEVENSON, EUGENE R. FOSTER, RAYMOND LANKFORD AND BARBARA GREMILLION TO THE HAYS COUNTY HISTORICAL COMMISSION [T1-1980]**

A motion was made by Commissioner Carter, seconded by Commissioner Molenaar to appoint Marshal B. Kuykendall, DeDe Stevenson, Eugene R. Foster, Raymond Lankford and Barbara Gremillion to the Hays County Historical Commission. All voting "Aye".

**20813 EXECUTIVE SESSION PURSUANT TO SECTION 551.074, TEXAS GOVERNMENT CODE, RELATING TO POSSIBLE REVISIONS TO THE TITLE, JOB DUTIES AND COMPENSATION FOR THE POSITION PRESENTLY IDENTIFIED AS THE DIRECTOR OF ENVIRONMENTAL HEALTH WITH ACTION [T1-2038]**

The court convened into closed Executive Session pursuant to Section 551.074 of the Texas Government Code, relating to possible revisions to the title, job duties and compensation for the position presently identified as the Director of Environmental Health. Upon completion of the closed session, the court reconvened into open meeting and the following action was taken. [T1-2045] A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to accept organizational chart with Allen Walther as County Administrator and accept that job description at a salary of \$90,000 per year effective February 1, 2003 with additional funding required to come out of contingency funds. Commissioner Ingalsbe felt like more discussion is needed and she would like to postpone action for another week. Commissioner Carter felt like it is not right to put a person over other department heads who does not have greater credentials than that department head and she felt like you should put the County Engineer over Environmental Health. Jim Green (Public Comment) advised that he protests this action - we do not need a county manager because we have elected officials to do that job. He feels like department heads should report to the court and not to a county manager. Pat Moore (Public Comment) concurred with Jim Green and opposes creating this position and increase the salary - we have five elected people to oversee our county and she would like to see it continue "as is". Jackie Craig (Public Comment) does not feel like we need this position and she urged the court to not do this. Commissioner Carter spoke in opposition to this action. Commissioner Molenaar, Commissioner Burnett, and Judge Powers voting "Aye". Commissioner Ingalsbe and Commissioner Carter voting "No".

**County Administrator of Programs and Planning  
Organizational Chart**





**Hays County Job Description**

**County Administrator  
Of Programs and Planning**

**Summary:**

Under general supervision of the Hays County Commissioners Court directs all departments not under the appointment and direct supervision of other elected officials.

**Tasks**

Provides management supervision of all assigned department heads. Additional tasks related to assigned departments include program development & oversight, department head performance evaluations, budgetary review, and time.

With direction from Commissioners Court, prepares and directs policy and planning relating to inter-jurisdictional agreements and partnerships including, but not limited to, regional planning, environmental protection, infrastructure development, and county subdivision and development regulations. Reviews and negotiates related contracts.

Develops, recommends, and implements policies and procedures to advance Hays County's missions, goals, and objectives. Handles and oversees the resolution of inter-departmental issues. Provides informational programs and workshops to the commissioners court and public on county activities.

Serves as primary liaison between Hays County Commissioners' Court and other elected officials.

**Supervisory Responsibilities**

Hires, evaluates, promotes, disciplines, and terminates employees following procedures and policy as may be directed by the commissioners court. Assigns work to employees and department heads and monitors their progress. Guides and develops employees in the accomplishment of their duties and professional growth.

**EXECUTIVE SESSION PURSUANT TO SECTION 551.072, TEXAS GOVERNMENT CODE, RELATING TO POSSIBLE REAL ESTATE PURCHASES CONSISTENT WITH THE HAYS COUNTY PARKS AND OPEN SPACE MASTER PLAN, INCLUDING BUT NOT LIMITED TO SUBMISSION OF A GRANT APPLICATION TO THE TEXAS DEPARTMENT OF PARKS & WILDLIFE FOR PARTIAL FUNDING**

The Court convened into closed Executive Session pursuant to Section 551.072, Texas Government Code, relating to possible real estate purchases consistent with the Hays County parks and Open Space Master Plan including but not limited to submission of a Grant Application to the Texas Department of Parks & Wildlife for partial funding. Upon completion of the closed session, the court reconvened into open meeting. [T1-2220] Commissioner Molenaar advised that there is no action to be taken.

**COURT WAS ADJOURNED.**

**MINUTES APPROVED IN OPEN COURT ON THE 4th DAY OF FEBRUARY, 2003.**

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

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

