



STATE OF TEXAS 0  
 COUNTY OF HAYS 0

ON THIS THE 26<sup>th</sup> DAY OF AUGUST A.D., 2003, THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, MET IN REGULAR MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:

<b>JAMES L. POWERS</b>	<b>COUNTY JUDGE</b>
<b>DEBBIE GONZALES INGALSBE</b>	<b>COMMISSIONER, PCT. 1</b>
<b>H. S. "SUSIE" CARTER</b>	<b>COMMISSIONER, PCT. 2</b>
<b>WILLIAM "BILL" BURNETT</b>	<b>COMMISSIONER, PCT. 3</b>
<b>RUSS G. MOLENAAR</b>	<b>COMMISSIONER, PCT. 4</b>
<b>LINDA C. FRITSCH</b>	<b>DEPUTY COUNTY CLERK</b>

WHEN THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Judge Powers called the meeting to order and gave the invocation. Commissioner Ingalsbe led the Court in the Pledge of Allegiance to the Flags.

**21243 ADOPT A PROCLAMATION NAMING THE 17 ACRE PARK ADJOINING DUDLEY JOHNSON PARK AS "RANDALL WADE VETTER PARK"**

Commissioner Ingalsbe advised that she is honored to present this agenda item to the court in memory and honor of Trooper Randy Vetter who dedicated his life to protect and serve the citizens of Hays County and the State of Texas. She read the proclamation. Commissioner Burnett gave his appreciation for bringing this to the court for consideration and he commended law enforcement officers for their service. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Molenaar to adopt a Proclamation naming the 17 acre park adjoining Dudley Johnson Park as "Randall Wade Vetter Park". All voting "Aye". Commissioner Ingalsbe presented Mrs. Vetter with a commemorative plaque that was purchased with the help of Jerry Pinnix, Richard Salmon and Allen Walther.

**A PROCLAMATION OF HAYS COUNTY COMMISSIONERS' COURT NAMING THE 17 ACRE COUNTY PARK ADJOINING DUDLEY JOHNSON PARK "RANDALL WADE VETTER PARK"**

**WHEREAS**, Randall Wade Vetter dedicated his life to excellence graduating with honors from St. Edward's University, as a loving husband and father, and a commissioned law enforcement officer with the Texas Department of Public Safety, and

**WHEREAS**, on August 7, 2000, while serving the citizens of Hays County, Trooper Vetter made the ultimate sacrifice, losing his life in the line of duty, and

**WHEREAS**, Hays County Commissioners Court desires to forever honor the memory of Trooper Vetter, and acknowledge his service to our community by providing a lasting tribute to his memory.

**NOW, THEREFORE, BE IT PROCLAIMED** by the Commissioners' Court of Hays County that the County Park adjoining Dudley Johnson be forever named "RANDALL WADE VETTER PARK".

**ADOPTED** this the 26<sup>th</sup> day of August, 2003.

**21244 APPROVE THE COMMISSIONERS' COURT MINUTES OF AUGUST 18-21, 2003**

A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve the Commissioners' Court Minutes of August 18 – 21, 2003 as presented by the County Clerk. All voting "Aye".

**21245 APPROVE PAYMENT OF COUNTY INVOICES**

A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve payment of county invoices in the amount of \$427,898.07 as presented by the County Auditor. All voting "Aye".



Licenses & Permits	\$ 245.00	State Shared Rev	\$ 4,256.54	Public Safety Svcs	\$ 56,520.17
Fines	\$ 194.00	Expend Refunds/Voids	\$ 222.25	Auditors Office	\$ 860.58
Treasurers Office	\$ 23.04	Extension Office	\$ 920.94	Grants Admin	\$ 1,500.00
Juvenile Probation	\$ 1,617.53	Election Admin	\$ 50.00	Comm & Soc Svcs	\$ 52,963.34
Indigent Care	\$ 157.24	Transfer Station	\$ 3.35	Building Maint	\$ 7,530.19
Environ Health	\$ 851.37	Civic Center	\$ 377.22	Countywide Oper	\$ 30,135.04
Tax A/C Office	\$ 544.33	District Clerks Office	\$ 424.88	Sheriffs Office	\$ 7,227.33
Jail Operations	\$ 34,877.81	Human Resources	\$ 127.67	Co Court at Law 1	\$ 590.00
District Attorney	\$ 303.12	J.P. 1-1	\$ 145.00	J.P. 1-2	\$ 169.20
J.P. 2	\$ 139.00	J.P. 4	\$ 398.27	J.P. 5	\$ 1,083.95
DPS	\$ 242.30	Constable 1	\$ 119.50	Constable 2	\$ 9.86
Constable 3	\$ 20.19	Constable 4	\$ 494.30	Constable 5	\$ 174.92
District Court Oper	\$ 20,363.49	Co & JP Court Oper	\$ 3,061.92	Precinct 1	\$ 400.00
Precinct 4	\$ 576.17	Veterans Admin	\$ 60.00	Computer Svcs	\$ 443.32
Co Court at Law 2	\$ 14.50	CJD/TCOMI/Juv Prob	\$ 38.45	DPS/Lic & Wghts	\$ 195.28
Fire Marshal/EMC	\$ 571.11	TJPC CCAP Grant	\$ 166.00	Comm Court Exp	\$ 340.50
DJP/Bulletproof Vests	\$ 790.00	CJD/VOCA Grant	\$ 235.00	TJPC/Juv Just Alt Ed	\$ 162.98
Gen Fund Credit	<\$1,601.99>	R&B Operations	\$ 53,008.97	Hays Co Parks Fund	\$ 13,577.63
Rec Mng/Co Clerk	\$ 613.13	Health Svcs Grants	\$ 33,485.75	Law Library Fund	\$ 377.00
Juvenile Center	\$ 14,025.12	Sheriff Spec Projects	\$ 12.00	Courthouse Security	\$ 139.53
Med/Dental Insur	\$ 66,822.01	Sheriffs Drug Forf	\$ 702.69	Family Health Svcs	\$ 11,273.09
Road Bond '01 Constr	\$ 2,524.99				

**21246 APPROVE BUDGET AMENDMENT NO. 03-39**

A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve Budget Amendment No. 03-39 as proposed by the County Clerk. All voting "Aye".

AMENDMENT NO. 2003-39				
FY 2003 BUDGET				
08-26-03				
FUND NO. 01				
FUND TITLE GENERAL FUND				
	APPROPRIATION	AMENDMENT		APPROPRIATION
	BEFORE			AS
<u>LINE ITEM - EXPENDITURES</u>	<u>AMENDMENT</u>	<u>INCREASES</u>	<u>DECREASES</u>	<u>AMENDED</u>
<b>EXTENSION OFFICE (403):</b>				
01-403-5712 Data Proc Equipment	-0-	2,400		2,400
01-403-5021 Staff	66,138		(2,400)	63,738
<i>Authorize and transfer for printer from personnel savings</i>				
01-403-5741 Building Improvements	-0-	650		650
01-403-5411 Equipment Maintenance	850		(650)	200
01-403-5331 Cont Ed	2,000	400		2,400
01-403-5413 Vehicle Maintenance	1,000		(400)	600
		<u>1,050</u>	<u>(1,050)</u>	
<i>Transfer for rainwater collection (Bldg Improv) and balance of training</i>				
<b>GRANT ADMINIS TRATOR (404):</b>				
01-404-5489 Telephone	1,380	700		2,080
<b>COMMISSIONERS' COURT (608):</b>				
01-608-5461 Committees	500		(500)	-0-
<b>REVENUE:</b>				
01-345-3404 Grant Administration Fees	-0-		<u>200</u>	200
		<u>700</u>	<u>700</u>	
<i>Transfer for telephone expense using committee expense and fees received for grant administration</i>				
<b>COUNTYWIDE OPERATIONS (414):</b>				
01-414-5935 Trnsfr to 35/Family Health	421,336	40,000		461,336
01-414-5999 Trnsfr to 10/Health Svcs	107,017	40,000		147,017
01-414-5903 Trnsfr to 03/Rd & Bridge	525,645		(80,000)	445,645
		<u>80,000</u>	<u>(80,000)</u>	
<i>Allow additional permanent transfer to Fund 10 &amp; 35 from savings of transfer to Fund 03</i>				
<b>JUSTICE OF THE PEACE 1-2 (425):</b>				
01-425-5211 Office Supplies	3,410	500		3,910
01-425-5213 Books	425	1		426
01-425-5331 Cont Ed	1,000	275		1,275
01-425-5473 Copier Lease	2,500	675		3,175
01-425-5335 Time Payment Expense	2,812		(1,451)	1,361
		<u>1,451</u>	<u>(1,451)</u>	
<i>Transfer for needed office supply, balance of training and (2) copier leases</i>				



AMENDMENT NO. <u>2003-39</u>				
FY 2003 BUDGET				
08-26-03				
FUND NO. <u>01</u>				
FUND TITLE <u>GENERAL FUND</u>				
<u>LINE ITEM - EXPENDITURES</u>	<u>APPROPRIATION</u>	<u>AMENDMENT</u>		<u>APPROPRIATION</u>
	<u>BEFORE</u>	<u>INCREASES</u>	<u>DECREASES</u>	<u>AS</u>
	<u>AMENDMENT</u>			<u>AMENDED</u>
<b><u>CONSTALBE 1 (431):</u></b>				
01-431-5717 Law Enf Equipment	600	9,939		10,539
01-431-5021 Staff	99,633		(1,500)	98,133
01-431-5101 FICA/RET	22,505		(115)	22,390
01-431-5160 Insurance	17,950		(380)	17,570
01-431-5413 Vehicle Maintenance	1,600		(500)	1,100
<b><u>COMMISSIONER PCT. 1 (439):</u></b>				
01-439-5021 Staff	21,524		(7,444)	
		<u>9,939</u>	<u>(9,939)</u>	
<i>Transfer to authorize and purchase video/radar/laptops for Constable 1 from personnel savings in Constable 1 and Commissioner 1 for the balance</i>				
FUND NO. <u>03</u>				
FUND TITLE <u>ROAD &amp; BRIDGE GENERAL FUND</u>				
<b><u>ROAD &amp; BRIDGE OPERATIONS (438):</u></b>				
03-438-5031 Holiday/OT	85,640	20,000		105,640
03-438-5448 Contract Road	975,598	32,500		1,008,098
03-438-5021 Staff	2,074,530		(52,073)	2,022,457
03-438-5101 FICA/RET	341,493		( 6,000)	335,493
<b><u>COUNTY ENGINEER (468):</u></b>				
03-468-5011 Department Head	88,994	1,142		90,136
03-468-5021 Staff	20,290	4,116		24,406
03-468-5101 FICA/RET	18,050	<u>315</u>		
		<u>58,073</u>	<u>(58,073)</u>	
<i>Transfer for needed OT and Contract Road, balance of authorized 4/7 increases from other personnel savings</i>				

**21247 APPROVE THE JUNE 2003 TREASURER'S REPORT**

A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve the June 2003 Treasurer's Report. All voting "Aye". [SEE REPORT IN FILE]

**21248 APPROVE REFUND OF OVERPAYMENTS ON TAXES**

County Tax Assessor-Collector Luanne Caraway presented the following applications for tax refund:

230.94 ac. Thomas Bell Survey	\$ 1,355.32	overpayment
Lot 7 Polo Club @ Rooster Springs Ph I	\$ 530.63	overpayment
Pt. Tract 5 Pioneer Ranch Sec. 1	\$ 806.81	overpayment

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

**21249 AUTHORIZE EXPENDITURE OF RECORDS PRESERVATION FUNDS FOR ENVIRONMENTAL HEALTH**

A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to authorize expenditure of Records Preservation Funds for purchase of a scanner and supporting equipment and system upgrades for the Environmental Health Department. All voting "Aye".

**21250 APPROVE ITEMS #85-88 ON BID 2003-B09 FOR REGULATORY WARNING & ROAD SIGNS TO BE AWARDED TO WENZEL, WENZEL & ASSOCIATES**

Summary: Wenzel, Wenzel & Associates actually had the lowest bid on items #85-88 and in the award that was made in Commissioners' Court on August 12, 2003 which was incorrectly awarded to Custom Products. Both vendors have been notified and will receive a copy of the correction. A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve items #85-88 on Bid #2003-B09 for regulatory warning and road signs to be awarded to Wenzel, Wenzel & Associates. These items were incorrectly awarded on August 12, 2003 to Custom Products. All voting "Aye".



**21251 AUTHORIZE OUT OF STATE TRAVEL FOR GAY HELMLY, R.N., AND NANCY NEIGHBORS, R.N. (BT COORDINATOR & DIRECTOR) TO ATTEND THE NATIONAL SYNDROMIC SURVEILLANCE CONFERENCE IN NEW YORK, NEW YORK**

The National Syndromic Surveillance Conference will be held October 20-24, 2003 in New York, N.Y. It is being hosted by the New York Academy of Medicine, NYC Dept. of Health and Mental Hygiene and the Centers for Disease Control & Prevention. This conference will bring together leading public health practitioners from the federal to local level with the foremost academicians, data providers, and policy-makers, to discuss the rapidly evolving field of Syndromic surveillance. Money is currently available in the FY2003 budget through the TDH Bioterrorism Grant under Travel line item #10-737-5311. A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to authorize out-of-state travel for Gay Helmly, R.N. and Nancy Neighbors, R.N. (BT Coordinator & Director) to attend the National Syndromic Surveillance Conference in New York, New York. All voting "Aye".

**20252 APPROVE CONTRACT WITH THE TEXAS ATTORNEY GENERAL'S OFFICE FOR THE USE OF A COPY MACHINE IN THE DISTRICT CLERK'S OFFICE AND AUTHORIZE THE COUNTY JUDGE TO EXECUTE SAME**

A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve contract with the Texas Attorney General's Office for the use of a copy machine in the District Clerk's Office and authorize the County Judge to execute the same. All voting "Aye".

**21253 APPROVE RENEWAL OF CONTRACT WITH DENTRUST DENTAL**

This contract is for dental services provided to inmates in the Hays County jail. The terms and conditions remain unchanged, with the exception of a slight increase in the fee schedule. A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve renewal of contract with Dentrust Dental. All voting "Aye". [See contract in file]

**21254 APPROVE EXECUTION OF AGREEMENT BETWEEN THE HAYS COUNTY HEALTH DEPARTMENT AND HEAD START RELATING TO PHYSICAL EXAMINATIONS, IMMUNIZATIONS AND LAB WORK FOR 2003-2004 SCHOOL YEAR**

A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve execution of Agreement between the Hays County Health Department and Head Start relating to physical examinations, immunizations and lab work for 2003-2004 school year. All voting "Aye".

**COMMUNITY ACTION INC. OF HAYS, CALDWELL AND BLANCO COUNTIES  
CHILD AND FAMILY SERVICES**

**HEALTH SERVICES AGREEMENT  
2003-2004**

We hereby agree to conduct physical examinations, immunizations and lab work on enrolled Head Start / Early Head Start children in Hays and Caldwell Counties for the 2003-2004 school year at the request of the Child Health Services Director.

A Texas Licensed Nurse Practitioner, contracted by the Hays County Health Dept., with advanced preparation in physical assessments, or a Registered Nurse with Pediatric Physical Assessment training, will conduct each physical exam. The required immunizations and lab work will be completed by the Health Department's nursing staff. The developmental, vision, and hearing screenings will be conducted by Head Start staff on Head Start children

The agreed upon fee to be paid to the Hays County Health Department for said physical exam, lab work and immunization is twelve dollars (\$12.00) per child, if the child is not eligible for Title V reimbursement.

**21255 [PCT. 4 #03-4-063] SILVERADO ESTATES PHASE 1 (38 LOTS) \* APPROVE PRELIMINARY PLAN [T1-134]**

The water availability report for this subdivision was previously approved when submitted along with the Shady Valley Section 2 preliminary plan. The report included Sections 3 & 4 of Shady Valley – Shady Valley Section 4 has been renamed "Silverado Estates". Environmental Health Director Allen Walther advised that this development complies with county requirements and he gave staff recommendation for preliminary plan approval. A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve preliminary plan for "Silverado Estates Phase I" subdivision. Commissioner Ingalsbe, Commissioner Burnett, Commissioner Molenaar and Judge Powers voting "Aye". Commissioner Carter voting "No" – she feels like the application is incomplete and the plat is not ready for recording.



**21256 PUBLIC HEARING WITH ACTION TO ESTABLISH TRAFFIC REGULATIONS AT VALLEY VIEW AND MERRYWOOD LANE [T1-170]**

Judge Powers declared the public hearing open. No public input was received and the public hearing was closed. Residents have requested placement of a STOP sign on Merrywood Lane at its intersection with Valley View Drive – traffic to STOP on Merrywood Lane. A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to establish traffic regulation of STOP signs on Merrywood Lane at its intersection with Valley View Drive. All voting "Aye".

**21257 AUTHORIZE THE COUNTY JUDGE TO SUBMIT A GRANT APPLICATION TO THE BUREAU OF JUSTICE ASSISTANCE, DEPARTMENT OF JUSTICE, FOR UP TO \$27,001 AND TO EXECUTE THE CONTRACT [T1-204]**

Grants Administrator Richard Salmon advised that this Local Law Enforcement Grant (LLEBG) is administered by the Bureau of Justice Assistance, U.S. Dept. of Justice. The 104<sup>th</sup> US Congress passed the LLEBG Act in 1996. The purpose of the grant is to reduce crime and improve public safety. Hays County Sheriff's Office, Constables and District Attorney's Office will use the grant to purchase technology based equipment that is not included in their normal budget. If approved, this will be the 8<sup>th</sup> year we have received this grant. No administrative funds are included in the grant and the 10% matching funds is budgeted in the FY2003-2004 Budget. Grant is \$27,001 and match is \$3,000 for a total of \$30,001. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Molenaar to authorize the County Judge to submit a grant application to the Bureau of Justice Assistance, Department of Justice, for up to \$27,001 and to execute the contract. All voting "Aye".

**21258 ACTION TO ALLOCATE FUNDS TO HAYS COUNTY CRIME STOPPERS PROGRAM FROM COMMISSIONERS' AND COUNTY JUDGE SPECIAL PROJECTS LINE ITEMS**

[T1-278] The Court had discussed, in budget workshop, donating the balance of their Special Project Funds to the Hays County Crime Stoppers Program. County Auditor Bill Herzog gave balance of Special Project Funds for each precinct: Pct. 1 = 50¢ Pct. 2 = \$1500 Pct. 3 = \$1196 Pct. 4 = \$414.61 County Judge = \$12. Commissioner Carter requested a copy of the statute that allows allocation of funds to this program before she will make allocation of her Special Project funds. A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve allocation of Special Project funds from Commissioner Precinct 1, Commissioner Precinct 3, Commissioner Precinct 4, and County Judge – a total of \$1,623.11 - to the Hays County Crime Stoppers Program. All voting "Aye".

**21259 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN AGREEMENT FOR THE CREATION AND MAINTENANCE OF A WEBSITE FOR THE HAYS COUNTY HEALTH DEPARTMENT [T1-355]**

Health Department Director Gay Helmlly spoke of a stand-alone website for the Health Department which would have a link from the county website which would provide another avenue available to the citizens of Hays County – it would have clinic information regarding immunization, etc. Two quotes were obtained and there will be a limited expenditure of \$15,000 (not \$20,000) – she has a person in-house with computer skills that will be trained to maintain the website with the assistance of county computer services – it will be on a separate server from the county. This website is required in the grant. [T1-724] Charles O'Dell spoke. County Computer Services Director Jeff McGill explained the website and its maintenance. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Molenaar to authorize the County Judge to execute an agreement with EnThused Designs for the creation and maintenance of a website for the Hays County Health Department at a fee not to exceed \$15,000. Commissioner Molenaar, Commissioner Burnett, Commissioner Ingalsbe and Judge Powers voting "Aye". Commissioner Carter voting "No".

**Court was ADJOURNED.**

**MINUTES APPROVED IN OPEN COURT ON THE 2<sup>nd</sup> DAY OF SEPTEMBER, 2003.**

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

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

