



STATE OF TEXAS \*  
 COUNTY OF HAYS \*

ON THIS THE 6<sup>th</sup> DAY OF APRIL A.D., 2004, 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	COMMISSIONER, PCT. 1
INGALSBE	COMMISSIONER, PCT. 2
H. S. "SUSIE" CARTER	COMMISSIONER, PCT. 3
WILLIAM "BILL" BURNETT	COMMISSIONER, PCT. 4
RUSS G. MOLENAAR	DEPUTY COUNTY CLERK
LINDA C. FRITSCH	

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.

**21718 ADOPT PROCLAMATION DECLARING APRIL 2004 AS CHILD ABUSE PREVENTION AND AWARENESS MONTH IN HAYS COUNTY**

Marla Johnson, Executive Director of the Hays/Caldwell Women's Center, appeared and introduced other representatives from CASA (Court Appointed Special Advocates) and Roxanne's House – she gave their appreciation to the court for adoption of this proclamation. **A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to adopt Proclamation declaring April 2004 as "Child Abuse Prevention and Awareness Month" in Hays County. All voting "Aye".**

**PUBLIC COMMENT**

[T1-77] Sam Davis asked about Road Bond Work Authorization regarding Fischer Store Road – he stated that he has had citizens asking him and he wants to know what is going to happen on this roadway. Commissioner Burnett advised that he will provide Mr. Davis with this information after the meeting.

**21719 APPROVE PAYMENT OF COUNTY INVOICES**

**A motion was made by Commissioner Molenaar, seconded by Judge Powers to approve payment of county invoices in the amount of \$350,519.71 as presented by the County Auditor. All voting "Aye".**

**21720 APPROVE REFUND OF OVERPAYMENT ON TAXES**

**A motion was made by Commissioner Molenaar, seconded by Judge Powers to approve overpayment of taxes in the amount of \$936.54 for 5.102 acres (Acct#R11805). All voting "Aye".**

**21721 AUTHORIZE PURCHASE OF A TRACTOR FOR THE CIVIC CENTER AND AMEND THE BUDGET ACCORDINGLY**

Commissioner Molenaar spoke of quotes received for a tractor for the Civic Center. He recommends purchasing a 4WD/45HP Kubota tractor with an arena works attachment at a price of \$14,500.00. County Auditor Bill Herzog advised that there is money available in the vehicle line items in the Sheriff's Dept. and Environmental Health Dept. (\$11,400 in each). [T1-166] **A motion was made by Commissioner Molenaar, seconded by Judge Powers to authorize purchase of a Kubota Tractor from Ewald Tractor Inc. in the amount of \$14,500.00 for the Civic Center and amend the budget accordingly. All voting "Aye".**

**21722 PARKER'S RIDGE REPLAT OF LOT 1 [PCT. 3 #04-3-021- 1 lot] \* APPROVE PRELIMINARY PLAN [T1-197]**

Environmental Health Director Allen Walther advised that this lot is being amended by reducing it slightly and the remaining portion is being vacated. He gave staff recommendation for preliminary approval only and he will be asking the property owner to include on the final plat the portion being vacated. **A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to approve preliminary plan of "Parker's Ridge Replat Of Lot 1". All voting "Aye".**

**21723 HIDDEN CREEK PHASE 1 REPLAT OF LOTS 14, 15A, 16A & 17A [PCT. 4 #04-4-016 – 4 lots] \* PUBLIC HEARING AND APPROVE FINAL PLAT [T1-212]**

Judge Powers declared the public hearing open. No public input was received and the public hearing was closed. Environmental Health Director Allen Walther advised that lots are being reduced and unplatted portion is being vacated (vacated area is shown on the plat) – he gave staff recommendation for approval. **A motion was made by Commissioner Molenaar, seconded by Commissioner Carter to approve final plat of "Hidden Creek Phase 1 Replat of Lots 14, 15A, 16A & 17A". All voting "Aye".**



21724 MEADOW CREEK RANCH PHASE 1 REPLAT OF LOT 44 [PCT. 4 #04-4-015 – 2 lots] \* PUBLIC HEARINGS AND APPROVE FINAL PLAT [T1-228]

Judge Powers declared the public hearing open. No public input was received and the public hearing was closed. Environmental Health Director Allen Walther gave staff recommendation for approval. **A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve final plat of “Meadow Creek Ranch Phase 1 Replat of Lot 44”. All voting “Aye”.**

21725 HOWARD RANCH [PCT. 4 #03-4-065 – 130 lots] \* APPROVE PRELIMINARY PLAN [T1-243]

Environmental Health Director Allen Walther advised that additional Right-Of-Way has been dedicated as requested by TxDot on Ranch Road 12 – he gave staff recommendation for preliminary approval. **A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve preliminary plat of “Howard Ranch”. All voting “Aye”.**

**Clerk’s Note: Agenda Item# 9 RE: AUTHORIZE THE COUNTY JUDGE TO EXECUTE SUPPLEMENTAL WORK AUTHORIZATION NO. 5 TO WORK AUTHORIZATION NO. 2 WITH HAYS COUNTY/TC&B/SURVCON (MT. GAINOR ROAD) was PULLED. Representative from TC&B was not present.**

**Clerk’s Note: Agenda Item #10 RE: ACTION RELATING TO THE HAYS COUNTY CIVIC CENTER AND THE ANNUAL CINCO DE MAYO CELEBRATION was PULLED.**

21726 AUTHORIZE THE COUNTY JUDGE TO ENTER INTO A CONTRACT WITH HIPPA SOLUTIONS, LC FOR GROUP HEALTH PLAN PRIVACY RULES COMPLIANCE [T1-271]

Human Resources Director Luis Gonzales advised that this is the contract discussed in a previous meeting presented by Burke Sunday. Special Counsel Jacqueline Cullom Murphy suggested that the venue on Provision #11 be changed to Hays County rather than Fort Bend County – if there is a dispute over the contract it would be litigated here. **A motion was made by Commissioner Molenaar, seconded by Commissioner Carter to authorize the County Judge to enter into a contract with HIPPA Solutions, LC for Group Health Plan Privacy Rules Compliance with change in Provision #11 as recommended by Special Counsel [11.Choice of Law – change Fort Bend County to Hays County]. All voting “Aye”.**

Court was adjourned.

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I, LEE CARLISLE, COUNTY CLERK and EXOFFICIO CLERK OF THE COMMISSIONERS’ COURT, do hereby certify that the foregoing contains a true and accurate record of the proceedings had by the Hays County Commissioners’ Court on APRIL 6, 2004.



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LEE CARLISLE, COUNTY CLERK AND EXOFFICIO  
CLERK OF THE COMMISSIONERS’ COURT OF  
HAYS COUNTY, TEXAS

