



STATE OF TEXAS \*  
 COUNTY OF HAYS \*

ON THIS THE 2<sup>ND</sup> DAY OF NOVEMBER A.D., 2004, 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>LEE CARLISLE</b>	<b>COUNTY CLERK</b>

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.

**22169 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 \$572,040.71 as presented by the County Auditor. All voting "Aye".

**22170 APPROVE UTILITY PERMIT #01740**

A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to approve Utility Permit #01740 on Love Drive issued to Goforth Water Supply Corp. All voting "Aye".

**22171 ACCEPT INTERNAL EXAMINATION REPORTS FOR THE CIVIC CENTER AND TAX ASSESSOR-COLLECTOR OFFICES**

A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to accept internal examination reports for the Civic Center and Tax Assessor-Collector Offices. All voting "Aye".

**22172 APPROVE RENEWAL OF CONTRACT FOR "ELECTRICAL SERVICES FOR HAYS COUNTY" FOR ONE ADDITIONAL YEAR AS PROVIDED IN ORIGINAL CONTRACT WITH TED BREIHAN CO.**

A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to approve renewal of contract for "Electrical Services for Hays County" for one additional year as provided in original contract with Ted Breihan Co. All voting "Aye".

**22173 AWARD BLANCO RIVER CLEANUP PROJECT - PHASE II TO ROBLES & SONS, INC. FOR \$247,000, SUBJECT TO FUNDING FROM TEXAS' OFFICE OF RURAL COMMUNITY AFFAIRS (ORCA) AND UNITED STATES DEPARTMENT OF AGRICULTURE - NATURAL RESOURCE CONSERVATION SERVICE (USDA/NRCS) AND APPROVAL OF CONTRACT BY HAYS COUNTY ATTORNEY JACQUELINE CULLOM-MURPHY AND COUNTY AUDITOR BILL HERZOG**

This is the second and final phase of the cleanup of approximately 8 miles of the Blanco River from the confluence for the Blanco and San Marcos Rivers to .25 miles west of the IH 35 bridge. The Texas Office of Rural Community Affair (ORCA) and the U. S. Dept. of Agriculture Natural Resource Conservation Program (USDA/NRCS) are providing 100% of the costs. Robles and Sons Inc. have done demolition work with the county before - they were the company that demolished the 38 homes in Wimberley under the FEMA Buyout Project. A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to award Blanco River Cleanup Project - Phase II to Robles & Sons Inc. for \$247,000 subject to funding from the Texas Office of Rural Community Affair (ORCA) and United States Department of Agriculture - Natural Resource Conservation Service (USDA/NRCS) and approval of contract by Hays County Attorney Jacqueline Cullom Murphy and County Auditor Bill Herzog. All voting "Aye".

**22174 APPROVE OVERTIME COST REIMBURSEMENT AGREEMENT, FOR THE CENTRAL TEXAS JOINT TERRORISM TASK FORCE, BETWEEN THE FEDERAL BUREAU OF INVESTIGATION AND HAYS COUNTY SHERIFF'S OFFICE**

Commissioner Carter asked about costs for overtime. Chief Deputy Sam Williams advised that they have an investigator assigned to the task force and there is no specific amount of overtime - the federal government will reimburse the county for any overtime. A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve overtime cost reimbursement agreement for the Central Texas Joint Terrorism Task Force between the Federal Bureau of Investigation and the Hays County Sheriff's Office. All voting "Aye".



**22175 [PCT. 4 #04-4-032, 14 LOTS] WALKING W RANCH PHASE B \* APPROVE FINAL PLAT; APPROVE COMPLETION OF THE ROAD AND DRAINAGE IMPROVEMENTS, AND ACCEPT MAINTENANCE FISCAL SECURITY [T1-108]**

Environmental Health Director Allen Walther advised that this is part of a phased development – the roads are complete and have been inspected and approved by the Road Department. He gave staff recommendation for approval. A cash bond of \$10,600 has been posted for maintenance fiscal security. **A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve final plat, approve completion of the road and drainage improvements, and accept maintenance fiscal security for “Walking W Ranch Phase B” subdivision. All voting “Aye”.**

**22176 RESCIND ACTION OF OCTOBER 12, 2004 WHICH PROPOSED CANCELLATION OF THE HIGH RIDGE RANCH SUBDIVISION [T1-123]**

Linda Anderson spoke in support of action taken on October 12, 2004 to cancel High Ridge Ranch Subdivision. Gene Majors, Attorney for Moreline Properties, spoke of cancellation of a subdivision must be from the owners of the property – some of the lots have already been sold based on the recorded plat and closings are pending on other lots. He feels like the order is void and invalid and they are requesting that the court rescind the order of October 12, 2004 and reinstate the plat. David Jones advised that the problem is in the submittal of the plat – it does not reflect the property in the Burnett Ranch Subdivision. Special Counsel Jacqueline Cullom Murphy spoke of errors in the submittal process and attempts to correct the problem. Environmental Health Director Allen Walther feels like the replat in Burnett Ranch will correct the errors in High Ridge Ranch and he recommends action to rescind the cancellation of High Ridge Ranch Subdivision. Commissioner Burnett spoke of divisions in the Burnett Ranch Subdivision that were made that need to be looked into and possible prosecution of violations. Commissioner Molenaar spoke of need to take action today. **A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to rescind action of October 12, 2004 which proposed cancellation of the “High Ridge Ranch” subdivision. All voting “Aye”.**

**22177 CALL FOR A PUBLIC HEARING ON NOVEMBER 16, 2004 TO CONSIDER ESTABLISHING TRAFFIC REGULATIONS FOR SADDLEBLANKET TRAIL [T1-478]**

Road Supt/Engineer Jerry Borchering advised that he will recommend a 25MPH speed limit for Saddleblanket Trail. **A motion was made by Commissioner Carter, seconded by Commissioner Molenaar to call for a public hearing on November 16, 2004 to consider establishing traffic regulations for “Saddleblanket Trail”. All voting “Aye”.**

**22178 APPROVE RESOLUTION IN SUPPORT OF THE TEXAS HISTORICAL COMMISSION'S TEXAS HERITAGE TRAILS PROGRAM [T1-499]**

Grants Administrator Richard Salmon explained that this resolution is in support of a grant application by the City of San Marcos to the Texas Historical Commission's Texas Heritage Trails Program. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to approve a resolution in support of the Texas Historical Commission's Texas Heritage Trails Program. All voting “Aye”.**

**22179 APPROVE AUTOMATED VICTIM CRIME NOTIFICATION TECHNOLOGY FOR THE HAYS COUNTY CRIMINAL JUSTICE SYSTEM, THROUGH THE TEXAS VINE PROGRAM, FULLY FUNDED BY THE TEXAS ATTORNEY GENERAL'S OFFICE**

[T1-512] The VINE (Victim Information & Notification Everyday) is the nation's leading automated victim notification solution. VINE allows crime victims across the country to obtain timely, reliable information about criminal cases and the custody status of offenders and makes information about booking and release of inmates housed in county jails and state prison available to the victims at no cost, over the phone or web ([www.vinelink.com](http://www.vinelink.com)). Users can register to be notified immediately of a change in the inmate's status, such as release or escape. Lynn Baker, Appriss Data Center, explained the VINE Program - the amount of funding for Hays County is \$76,000. **A motion was made by Commissioner Molenaar, seconded by Judge Powers to approve automated victims crime notification technology for the Hays County Criminal Justice System through the Texas VINE Program, which is fully funded by the Texas Attorney General's Office. All voting “Aye”.**

**COURT WAS ADJOURNED.**

**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 NOVEMBER 2, 2004.**



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