



STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 14th DAY OF DECEMBER 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 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 Ingalsbe led the Court in the Pledge of Allegiance to the Flags.

INTRODUCTION OF RECENTLY HIRED EMPLOYEES

Commissioner Carter introduced Angela Hall (Commissioner Pct. 2). Environmental Health Director Allen Walther introduced Bobby Douglas (Code Enforcement Officer) and David McGhee (Sanitarian). Luis Gonzales introduced So-Fong Wong (Nurse Practitioner in Personal Health).

PRESENTATION OF HAYS COUNTY SERVICE AWARDS

Building Maintenance Supv. Ron Knott presented a 20 year service pin to Fidela Lopez and a 5 year service pin to Tomas Medina. Priscilla Hargrave (Personal Health Dept.) presented a 10 year service pin to Nancy Marmolejo. Graciela Cisneros earned a 5 year service pin. DA Office Manager Caroline Brown presented a 5 year service pin to Jody Ginn, Chief Investigator for the District Attorney's office. Fire Marshal Mark Chambers presented a 5 year service pin to Agripina Lopez (Veterans Administration/Fire Marshal offices). Paulette Wallington (Tax Office) earned a 20 year service pin.

22244 APPROVE PAYMENT OF COUNTY INVOICES - pulled invoices for Trumbles greetings inc (418 & 419)

County Auditor Bill Herzog advised that the two invoices from Trumble Greetings Inc. are being pulled from Dept. 418/Sheriff's Office and 419/Jail Operations (\$190.95). **A motion was made by Commissioner Carter, seconded by Commissioner Molenaar to approve payment of county invoices in the amount of \$699,668.03 (\$699,859.88 - \$190.95) as presented by the County Auditor. All voting "Aye".**

22245 APPROVE BUDGET AMENDMENT # 05-07

Budgets being amended: Fire Marshal (472): \$34,626.00 for a pass-thru donation to Hays County through Homeland Security for video/video thermal system equipment for truck. **A motion was made by Commissioner Carter, seconded by Commissioner Molenaar to approve Budget Amendment NO. 05-07 as proposed by the County Auditor. All voting "Aye".**

22246 APPROVE UTILITY PERMITS #01762-01764

A motion was made by Commissioner Carter, seconded by Commissioner Molenaar to approve Utility Permit #01762 on CR131/Windy Hill Road issued to CenterPoint Energy, #01763 on Picasso Drive issued to Crystal Clear Water Supply, and #01764 on Centerpoint Road issued to Hays County Developers Ltd. as submitted by the County Road Department. All voting "Aye".

22247 APPROVE TWO (2) YEAR REAPPOINTMENT OF MARK CHAMBERS AS HAYS COUNTY FIRE MARSHAL

The appointment of Fire Marshal is required by state statute. This appointment is for a two (2) year term beginning January 1, 2005 and ending December 31, 2006. **A motion was made by Commissioner Carter, seconded by Commissioner Molenaar to approve a two (2) year reappointment of Mark Chambers as Hays County Fire Marshal. All voting "Aye".**

22248 APPROVE REPLACEMENT CONTRACT WITH NETPLEA FOR THE COLLECTION OF DELINQUENT FINES AND COURT COSTS AND AUTHORIZE THE COUNTY JUDGE TO EXECUTE SAME

A motion was made by Commissioner Carter, seconded by Commissioner Molenaar to approve replacement contract with NetPlea for the collection of delinquent fines and court costs as requested by the Justices of the Peace and authorize the County Judge to execute the same. All voting "Aye".



22249 [PCT. 2 #03-2-075, 55 LOTS] **ELLIOTT RANCH SECTION 4 * APPROVE FINAL PLAT AND ACCEPT FISCAL SURETY FOR THE CONSTRUCTION OF ROAD AND DRAINAGE IMPROVEMENTS** [T1-145]

Environmental Health Director Allen Walther gave staff recommendation for approval. **A motion was made by Commissioner Carter, seconded by Commissioner Ingalsbe to approve final plat of "Elliott Ranch Section 4" and accept fiscal surety for the construction of road and drainage improvements. Commissioner Ingalsbe, Commissioner Carter, Commissioner Molenaar, and Judge Powers voting "Aye". Commissioner Burnett not present for vote.**

22250 [PCT. 2 #04-2-082, 2 LOTS] **KAI VISTA SECTION 1 LOTS 5 & 6 * RELEASE OF PUBLIC UTILITY EASEMENT** [T1-156]

Lots 5 & 6 are owned by The Susan Patricia Colvin Revocable Living Trust – easement releases have been received from Goforth Water Supply Corp., Time Warner Cable, Southwestern Bell Telephone Co., and PEC. Environmental Health Director Allen Walther gave staff recommendation for approval. **A motion was made by Commissioner Carter, seconded by Commissioner Ingalsbe to release the public utility easement along the common lot line of "Kai Vista Section 1 Lots 5 & 6". All voting "Aye".**

22251 [PCT. 4 #04-4-078, 2 LOTS] **SPRINGLAKE LOT 51 * APPROVE PRELIMINARY PLAN**

[T1-168] Property owner Patrick Reilly proposed to divide Lot 51 (9.77 acres) into two lots (Tract 5a-B = 8.27 acres & Tract 51-C = 1.50 acres). Environmental Health Director Allen Walther gave staff recommendation for preliminary plan approval. **A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve preliminary plan for "Springlake Lot 51". Commissioner Ingalsbe, Commissioner Burnett, Commissioner Molenaar, and Judge Powers voting "Aye". Commissioner Carter voting "No".**

22252 [PCT. 4 #04-4-038, 91 LOTS] **BELTERRA PHASE 2 SECTION 9B * APPROVE FINAL PLAT AND ACCEPT FISCAL SURETY FOR THE CONSTRUCTION OF ROAD AND DRAINAGE IMPROVEMENTS** [T1-186]

Environmental Health Director Allen Walther spoke of this being a phased development – he gave staff recommendation for final approval. **A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve final plat of "Belterra Phase 2 Section 9B" and accept fiscal surety for the construction of road and drainage improvements. All voting "Aye".**

22253 [PCT. 4 #04-4-079, 2 LOTS] **HAYS COUNTRY ACRES LOT 15 RESUBDIVISION * PUBLIC HEARING AND APPROVAL OF FINAL PLAT** [T1-198]

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 final plat approval. **A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve final plat of "Hays Country Acres Lot 15 Resubdivision". All voting "Aye".**

22254 [PCT. 4 #04-4-043, 3 LOTS] **HIGHLANDS SECTION C LOT 30 RESUBDIVISION * APPROVE FINAL PLAT** [T1-214]

Environmental Health Director Allen Walther gave staff recommendation for final plat approval. Subdivision Coordinator Jon Thompson spoke of corrections that were made since the public hearing. **A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve final plat of "Highlands Section C Lot 30 Resubdivision". Commissioner Ingalsbe, Commissioner Burnett, Commissioner Molenaar, and Judge Powers voting "Aye". Commissioner Carter voting "No".**

22255 [PCT. 4 #04-4-073, 2 LOTS] **HIGHLANDS EAST LOT 6 RESUBDIVISION * APPROVE FINAL PLAT** [T1-266]

Environmental Health Director Allen Walther gave staff recommendation for final plat approval. **A motion was made by Commissioner Molenaar, seconded by Commissioner Carter to approve final plat of "Highlands East Lot 6 Resubdivision". All voting "Aye".**

22256 **CALL FOR A PUBLIC HEARING ON JANUARY 4, 2005 TO ESTABLISH TRAFFIC REGULATIONS FOR A 3-WAY STOP ON COTTONWOOD RD** [T1-275]

Linda Anderson spoke in opposition to placement of a stop sign at this intersection. David Jones urged the court to open up public hearing to other alternatives for this dangerous intersection. **A motion was made by Commissioner Burnett, seconded by Commissioner Molenaar to call for a public hearing on January 4, 2005 to consider establishing traffic regulations on "Cottonwood Road" to include; but not limited to; Stop signs, other additional traffic signage, reflectors, and stripping of centerline and edges of roadway. Commissioner Ingalsbe, Commissioner Burnett, Commissioner Molenaar, and Judge Powers voting "Aye". Commissioner Carter voting "No".**



22257 **CALL FOR A PUBLIC HEARING ON JANUARY 4, 2005 TO ESTABLISH TRAFFIC REGULATIONS ON MAYBROOK DRIVE AND DRYDEN DRIVE IN HUNTINGTON ESTATES [T1-477]**

Road Supt/Engineer Jerry Borcharding spoke of providing for a 4-Way STOP at this intersection. **A motion was made by Commissioner Carter, seconded by Commissioner Ingalsbe to call for a public hearing on January 4, 2005 to establish traffic regulations on Maybrook Drive and Dryden Drive in "Huntington Estates". All voting "Aye".**

22258 **PERMIT CONGRESSMAN-ELECT HENRY CUELLAR USAGE OF ROOM 205 IN THE HAYS COUNTY COURTHOUSE AND AUTHORIZE THE COUNTY JUDGE TO ENTER INTO AN AGREEMENT [T1-495]**

Executive Assistant Brad Bailey spoke of letter of request from Congressman Cuellar for office space to serve Hays-Comal-Guadalupe counties. **A motion was made by Judge Powers, seconded by Commissioner Ingalsbe to permit Congressman-elect Henry Cuellar usage of Room 205 in the Hays County Courthouse and authorize the County Judge to enter into an agreement. All voting "Aye".**

22259 **APPROVE LEASE AGREEMENT WITH CENTURYTEL (NO FUNDS REQUIRED) FOR THE PROVISION OF SPACE AND POWER FOR TELECOMMUNICATIONS FACILITIES TO BE USED BY THE HAYS COUNTY SHERIFF'S OFFICE [T1-537]**

This lease is to document the Sheriff's Dept. radio equipment that was installed at 3125 Ranch Road 12 in San Marcos earlier this year. CenturyTel has decided to not require monetary compensation to keep in line with its commitment to supporting, and in appreciation of, the San Marcos community. **A motion was made by Commissioner Molenaar, seconded by Commissioner Burnett to approve lease agreement with CenturyTel (no funds required) for the provision of space and power for telecommunications facilities to be used by the Hays County Sheriff'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 DECEMBER 14, 2004.



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

