



STATE OF TEXAS \*  
COUNTY OF HAYS \*

ON THIS THE 25<sup>TH</sup> DAY OF JANUARY A.D., 2005, 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
WILL CONLEY	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.

**22332 APPROVE PAYMENT OF COUNTY INVOICES**

A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve payment of county invoices in the amount of \$423,741.58 as presented by the County Auditor. All voting "Aye".

**22333 APPROVE BUDGET AMENDMENT # 05-12**

The budget amendment was as follows: Juvenile Probation (405) – transfer \$1,234 from other line item into office equipment line item for replacement printer. CAPCO/Recycle Shed (725) - budget new grant award for recycle shed to house equipment in the amount of \$38,300 (misc. capital improvement). A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve Budget Amendment No. 05-12 as proposed by the County Auditor. All voting "Aye".

**22334 APPROVE AN INCREASE OF \$21,825 IN CONTRACT WITH LANDATA, INC. FOR BACK SCANNING AND INDEXING OF RECORDS AT THE HAYS COUNTY DISTRICT CLERK'S OFFICE AND AMEND THE BUDGET ACCORDINGLY**

Summary: On Nov. 16, 2004 the Commissioners' Court approved an expenditure of \$53,175 for back scanning and indexing of records for the District Clerk and allocated \$17,500 to the Tax Assessor-Collector for similar activities. The Tax A/C has indicated that she will not required the \$17,500 this fiscal year. The District Clerk is requesting that the original requested amount of \$75,000 be approved (\$53,175 already approved, \$17,500 previously budgeted for the Tax A/C, plus the remaining \$4,325.00 in the Records Preservation Fund). A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve an increase of \$21,825 in contract with Landata inc. for back scanning and indexing of records at the Hays County District Clerk's office and amend the budget accordingly. All voting "Aye".

**22335 APPROVE BLOCKING OF TWO DRIVEWAYS ON LBJ DRIVE AT THE HAYS COUNTY JUSTICE CENTER**

A letter was submitted from District Judge Charles Ramsay requesting that the LBJ Drive side of the Justice Center parking lot be closed off so that vehicles cannot "cut through" the side openings. Closing this side off will prevent any accidents from happening and would provide additional parking spaces. A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve blocking of two driveways on LBJ Drive at the Hays County Justice Center. All voting "Aye".

**22336 APPROVE SPECIFICATIONS FOR RFQ #2005-P4, PROFESSIONAL SERVICES/PROJECT MANAGEMENT FOR 5 MILE DAM PROJECT AND AUTHORIZE PURCHASING TO SOLICIT FOR PROPOSAL AND ADVERTISE**

A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve specifications for RFQ #2005-P4, Professional Services/Project Management for 5 Mile Dam Project and authorize Purchasing to solicit for proposal and advertise. All voting "Aye".

**22337 APPROVE SPECIFICATIONS FOR RFQ #2005-P3 PROFESSIONAL SERVICES/LANDSCAPE FOR 5 MILE DAM PROJECT AND AUTHORIZE PURCHASING TO SOLICIT FOR PROPOSAL AND ADVERTISE**

A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve Specifications for RFQ #2005-P3 Professional Services/Landscape for 5 Mile Dam Project and authorize Purchasing to solicit for proposal and advertise. All voting "Aye".



**22338 REAPPOINTMENT OF JAMES HOLT, JR. TO THE PLUM CREEK CONSERVATION DISTRICT BOARD OF DIRECTORS**

**A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to reappoint James Holt, Jr. to the Plum Creek Conservation District Board of Directors. All voting "Aye".**

**Clerk's Note: Agenda Item #8 RE: [PCT. 3 #04-3-076, 12 LOTS] CIELO RANCH - APPROVE PRELIMINARY PLAN was PULLED – no discussion and no action taken.**

**22339 [PCT. 3 #04-3-012, 2 LOTS] PENNINGTON ACRES - APPROVE PRELIMINARY PLAN [T1- 37]**

Frank & Fiona Pennington propose to divide a 5.46 acre tract into 2 lots on CR003/Oakwood Loop and Ranch Road 12. Environmental Health Director Allen Walther gave staff recommendation for preliminary plan approval. **A motion was made by Commissioner Conley, seconded by Commissioner Molenaar to approve preliminary plan for "Pennington Acres". All voting "Aye".**

**22340 [PCT. 4 #04-4-083, 2 LOTS] TEICHELMANN'S SUBDIVISION REPLAT OF LOT 1 - APPROVE PRELIMINARY PLAN [T1- 48]**

R. W. & Jan Teichelmann propose to divide a 4.9422 ac tract into 2 lots located on CR191. Environmental Health Director Allen Walther gave staff recommendation for preliminary plan approval. **A motion was made by Commissioner Molenaar, seconded by Commissioner Conley to approve preliminary plan for "Teichelmann's Subdivision Replat of Lot 1". All voting "Aye".**

**22341 [PCT. 4 #05-4-001, 3 LOTS] THE PROPERTY - APPROVE PRELIMINARY PLAN AND GRANT VARIANCE REQUEST [T1- 58]**

Environmental Health Director Allen Walther advised that this subdivision is being served in part by a SAD – the lots are large – staff recommends approval of variance to length of SAD and approval of preliminary plan. **A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to approve preliminary plan for "The Property" and grant a variance to length of the "Shared Access Driveway". All voting "Aye".**

**22342 APPROVE A RESOLUTION CALLING ON THE TEXAS LEGISLATURE TO APPROVE A NEW DISTRICT COURT FOR HAYS COUNTY [T1- 78]**

Judge Powers spoke of support of this resolution. District Clerk Cecelia Adair spoke in support of creating a new District Court for Hays County. **A motion was made by Judge Powers, seconded by Commissioner Conley to approve a resolution calling on the Texas Legislature to approve a new District Court for Hays County. All voting "Aye".**

**22343 AUTHORIZE THE ROAD DEPARTMENT SUPERINTENDENT (JERRY BORCHERDING, P.E.) TO EXECUTE CHANGE ORDERS RELATING TO THE HAYS COUNTY BOND ROAD PROGRAM PURSUANT TO SECTION 262.031, TEXAS LOCAL GOVERNMENT CODE [T1- 140]**

This action will help projects continue to move forward in the event we are faced with minor change orders. The dollar amount will be limited to a cap of \$50,000 as per Section 262.031 Texas Local Government Code and the County Road Supt. will inform and discuss the change orders with the appropriate Commissioner before agreeing to or accepting a change. Bob Austin (TC&B) spoke of need for change orders and he supports this action. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to authorize the Road Department Superintendent (Jerry Borcharding, P.E.) to execute change orders relating to the Hays County Bond Road Program pursuant to Section 262.031 Texas Local Government Code. All voting "Aye".**

**22344 APPOINT MARK JONES TO THE PLUM CREEK CONSERVATION DISTRICT BOARD OF DIRECTORS [T1- 186]**

**A motion was made by Commissioner Carter, seconded by Commissioner Ingalsbe to appoint Mark Jones to the Plum Creek Conservation District Board of Directors. All voting "Aye".**



22345

**PUBLIC HEARING AND APPROVE AN ORDER CREATING THE SOUTH BUDA WATER CONTROL AND IMPROVEMENT DISTRICT NO. 1 AND APPROVE ORDER APPOINTING TEMPORARY DIRECTORS [T1- 200]**

Judge Powers declared the public hearing open. Bob Mathis (Buda City Manager) spoke of action taken by City Council of Buda in 2004 – he spoke of agreement between the WCID and the City. Mr. Mathias provided a map of the City of Buda Transportation Plan and he spoke of agreement with the developer to assist in these improvements. [T1-410] Richard Schneider (Buda Area Chamber of Commerce President) urged the court to create this district. Buda Mayor John Trube spoke in support of creating this district and getting trucks out of downtown Buda being a primary issue. Mike Willatt (representing the landowners creating the district) spoke of petition that was filed and other documentation (submitted to the County Clerk). The public hearing was closed. Environmental Health Director Allen Walther gave staff recommendation for approval of creating the WCID. **A motion was made by Judge Powers, seconded by Commissioner Carter to approve an Order Creating the South Buda Water Control and Improvement District No. 1. All voting "Aye". A motion was made by Judge Powers, seconded by Commissioner Carter to approve an Order Appointing Temporary Directors. All voting "Aye".**

**PRESENTATION BY BURKE SUNDAY OF SUNDAY AND ASSOCIATES, INC., TO DISCUSS END OF THE PLAN YEAR HEALTH BENEFITS [T1-772]**

Burke Sunday spoke of plan year ending on Sept 30, 2004. He advised that Cigna is now a web based resource providing employees with internet access to their claims, etc. Number of employees covered will drop because Adult Probation will go to a State plan. There has been a growth in employees and claims. He spoke of ongoing discussion with Cigna regarding contracting with new providers and continuing with existing providers. Commissioner Molenaar gave his appreciation for effort put out by Burke Sunday to make this a workable system.

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 JANUARY 25, 2005.




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

