



MARCH 29, 2005

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STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 29TH DAY OF MARCH 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 Conley led the Court in the Pledge of Allegiance to the Flags.

22475 ADOPT A PROCLAMATION DECLARING APRIL 4 – 10, 2005 AS HAYS COUNTY PUBLIC HEALTH WEEK

Human Resources Director Luis Gonzales introduced Health Dept. Clinic Manager Priscilla Hargraves and new Public Health Educator Patrick Bloomingdale. Patrick Bloomingdale spoke of free health assessments for adults 65 yrs. and older [Mon-Fri from 10am – 2pm] and an online health assessment. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Molenaar to adopt a Proclamation declaring April 4-10, 2005 as Hays County Public Health Week. All voting "Aye".**

PUBLIC COMMENT

[T1-72] Richard Schneider spoke of rock crusher being installed west of Ruby Ranch – he would like for the county to do an inspection of the quarry site to make sure it is operating according to the permit by rule.

22476 APPROVE BUDGET AMENDMENT NO. 05-19

A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to approve Budget Amendment NO. 05-19 as proposed by the County Auditor. All voting "Aye".

22477 APPROVE PAYMENT OF COUNTY INVOICES

A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to approve payment of county invoices in the amount of \$ 411,795.71 as presented by the County Auditor. All voting "Aye".

22478 APPROVE UTILITY PERMITS #01786-01789

The following Utility Permits were submitted for approval: #01786 on CR125/Fosters Place issued to Verizon, #01787 on Huber Lane issued to Verizon, #01788 on CR157/Goforth Rd issued to Verizon, #01789 on CR157/Goforth Rd issued to Verizon. **A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to approve Utility Permits #01786-01789 as submitted by the Road Department. All voting "Aye".**

22479 APPROVE RENEWAL OF CONTRACT FOR COUNTY-WIDE DUMPSTERS FOR ONE (1) ADDITIONAL YEAR AS PROVIDED IN THE ORIGINAL CONTRACT

Purchasing recommends renewal of BFI & IESI contract for one additional year. All terms and conditions remain unchanged and in full force and effect. **A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to approve renewal of contract for county-wide dumpsters for one (1) additional year as provided in the original contract. All voting "Aye".**

22480 APPROVE RESOLUTION FOR PREVIOUSLY SUBMITTED GRANT APPLICATION TO THE SAFE & DRUG FREE GRANT PROGRAM OF THE OFFICE OF THE GOVERNOR – CRIMINAL JUSTICE DIVISION

This resolution is required for a grant application that was approved by the Court on March 15th and submitted to the Office of the Governor to secure a School Resource Officer for the Wimberley ISD. **A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to approve resolution for previously submitted grant application to the Safe & Drug Free Grant Program of the Office of the Governor – Criminal Justice Division. All voting "Aye".**

22481 AUTHORIZE COUNTY JUDGE TO ACCEPT \$500,000 GRANT FROM TEXAS PARKS AND WILDLIFE DEPARTMENT FOR THE 5-MILE DAM PARK PROJECT AND EXECUTE CONTRACT

A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to authorize the County Judge to accept \$500,000 Grant from Texas Parks and Wildlife Department for the 5-Mile Dam Park Project and execute contract. All voting "Aye".



22482 APPROVE WAIVER OF PERSONNEL POLICY MANUAL, PARAGRAPH 2.16

Personnel Policy Paragraph 2.16 states: *It is necessary from time to time to have two employees in one position in order to train a new employee. In such cases, there must be funds available in the department's budget to do so. Under no circumstance should the position be shared for more than two weeks.* Human Resources Director Luis Gonzales spoke of the current Administrative Coordinator (Position Code 0730) at the Health Dept. being ill and unable to work fulltime and not yet able to retire – funds are available to pay for an additional person. Commissioner Carter spoke in support of the current employees and she would prefer that we not put someone in her place, but train someone who already works for this department. Luis Gonzales advised that every step has been taken to accommodate this employee and it is time to put in a replacement. The current employee is eligible for retirement in May and is still entitled to 12 weeks of family leave. Clinic Manager Priscilla Hargraves advised that they are 4 people down at this time and this position is critical to the health department (audits, grants, etc.) and the time being spent on the job is not sufficient. It was stated that the current employee will be able to come back to work fulltime at some capacity in the department – she will not be terminated. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Molenaar to approve waiver of Personnel Policy Manual Paragraph 2.16. All voting "Aye".**

22483 AUTHORIZE PURCHASE OF TRUCK BED STORAGE CONTAINER AND DIVIDER KIT FOR CONSTABLE PCT. 2 VEHICLE FROM AVAILABLE FUNDS

Constable Pct. 2 James Kohler spoke of storage container that he purchased for his current county vehicle (truck) that holds what he normally carried in the trunk of his car. **A motion was made by Judge Powers, seconded by Commissioner Ingalsbe to authorize purchase of full pull 2X4 Truck Bed Storage Container and Divider Kit for Constable Pct. 2 vehicle from funds available in his Law Enforcement Equipment Line Item. Commissioner Ingalsbe, Commissioner Carter, Commissioner Conley and Judge Powers voting "Aye". Commissioner Molenaar voting "No".**

22484 [PCT. 2 #05-2-006, 3 LOTS] AGUIRRE PARTNERSHIP SUBDIVISION - APPROVE FINAL PLAT [T1-418]

Environmental Health Director Allen Walther gave staff recommendation for final plat approval. **A motion was made by Commissioner Carter, seconded by Commissioner Ingalsbe to approve final plat of "Aguirre Partnership Subdivision". All voting "Aye".**

22485 AUTHORIZE THE COUNTY JUDGE TO SUBMIT A GRANT APPLICATION TO THE U.S. DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE, JAG GRANT PROGRAM FOR UP TO \$14,322 AND TO EXECUTE A CONTRACT [T1-430]

Grants Administrator Richard Salmon advised that the purpose of this grant will be to purchase tasers. **A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to authorize the County Judge to submit a Grant Application to the U.S. Department of Justice, Bureau of Justice Assistance, JAG Grant Program for up to \$14,322 and to execute a contract. All voting "Aye".**

22486 EXECUTIVE SESSION PURSUANT TO SECTION 551.071, TEXAS GOVERNMENT CODE, TO MEET WITH LEGAL COUNSEL TO DISCUSS CAUSE NO. 6944-C, HAYS COUNTY V. JOSEPH ALEXANDER, ET AL WITH ACTION [T1-460]

Court convened into closed executive session at 9:30 a.m. and reconvened into open meeting at 9:50 a.m. **A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe to authorize condemnation counsel to finalize settlement agreement in Cause No. 6944-C styled Hays County versus Joseph Alexander, et al to include acceptance of donated Swanger property. 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 MARCH 29, 2005.



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