



STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 1st DAY OF AUGUST A.D., 2006, 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 and Commissioner Ingalsbe led the Court in the Pledge of Allegiance to the Flags.

23565 APPROVE PAYMENT OF COUNTY INVOICES

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to approve payment of county invoices in the amount of \$263,564.13 as presented by the County Auditor. All voting "Aye".

23566 APPROVE BUDGET AMENDMENT # 06-34

Budgets being amended: District Clerk = \$850 transfer for conference & training from personnel savings, Commissioner Pct. 2 = \$200 transfer for needed printer cartridges from personnel savings, OJP Bulletproof Vests Grant = \$213 transfer for Fire Marshal's matching funds for bulletproof vests, Jail Operations/Inf Tech = \$2,000 to purchase 6 MS Works 8 and 7 XP Pro 9 software upgrades to support the Odyssey system, Road & Bridge = \$2,000 transfer to purchase trash bags, oil rags and other misc. supplies, DSHS TB Grant = \$500 transfer to purchase TB vaccine, Personal Health = \$55 transfer for TPHA membership dues. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to approve Budget Amendment #06-34 as proposed by the County Auditor. All voting "Aye".

23567 APPROVE CONTINUATION OF BURN BAN ISSUED BY THE COUNTY JUDGE ON JULY 26, 2006, UNTIL REPEALED BY THE COUNTY JUDGE OR COMMISSIONERS COURT

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to approve continuation of Burn Ban issued by the County Judge on July 26, 2006, until repealed by the County Judge or Commissioners Court. All voting "Aye".

23568 AUTHORIZE THE COUNTY JUDGE TO ACCEPT A RENEWAL CONTRACT FROM THE DEPARTMENT OF STATE HEALTH SERVICES, TITLE V FEE-FOR-SERVICE MATERNAL-AND-CHILD HEALTH SERVICES FOR UP TO \$60,311

The Texas Dept. of Health is providing grant funds to provide services to Title V eligible clients on an individual basis and may include: prenatal care, preventive, primary child health, dysplasia, and dental services (for children and adolescents). A motion was made by Commissioner Ingalsbe, seconded by Commissioner Carter to authorize the County Judge to accept a renewal contract from the Department of State Health Services, Title V Fee-for-Service Maternal-and-Child Health Services for up to \$60,311.00. All voting "Aye".

23569 AUTHORIZE THE DEPUTY CONSTABLE, PCT. 2 TO ACCRUE COMPENSATORY TIME HOURS ABOVE THE LIMIT ESTABLISHED BY THE HAYS COUNTY PERSONNEL POLICY

Constable James Kohler spoke of comp time being accumulated by Deputy Mark Hanna. He gave figures for papers served. Commissioner Molenaar spoke of possible need for another Deputy – he does not want to set a precedent by allowing this request. Commissioner Ingalsbe voiced her concerns. A motion was made by Judge Powers to authorize Deputy Constable Pct. 2 to accrue compensatory time hours above the limit established by the Hays County Personnel Policy. Motion died for lack of a second.

23570 [PCT. 3 #05-3-048, 2 LOTS] BURNETT RANCH SECTION 4 BLK 2 RESUBDIVISION OF LOT 8 –PUBLIC HEARING AND APPROVE FINAL PLAT [T1-149]

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 Conley, seconded by Commissioner Molenaar to approve final plat of "Burnett Ranch Section 4 Block 2 Resubdivision of Lot 8". All voting "Aye".



23571 [PCT. 4 #06-4-040, 2 LOTS] **DEERFIELD ESTATES SECTION II LOT 24 AND PATRICIA FALLS LOT 3 – RESUBDIVISION VACATING A PORTION OF PATRICIA FALLS – CALL FOR PUBLIC HEARING AND APPROVE PRELIMINARY PLAN** [T1-165]

Environmental Health Director Allen Walther gave staff recommendation for preliminary plan approval and call for a public hearing on August 15, 2006. **A motion was made by Commissioner Molenaar, seconded by Commissioner Ingalsbe call for a public hearing on August 15, 2006 and approve preliminary plan for Deerfield Estates Section II Lot 24 and Patricia Falls Lot 3 - resubdivision vacating a portion of Patricia Falls. All voting “Aye”.**

23572 [PCT. 4 #06-4-018, 2 LOTS] **KEY RANCH AT THE POLO CLUB RESUBDIVISION OF TRACT L –PUBLIC HEARING AND APPROVE FINAL PLAT** [T1-186]

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 Conley to approve final plat of “Key Ranch at the Polo Club Resubdivision of Tract L”. Commissioner Ingalsbe, Commissioner Conley, Commissioner Molenaar, and Judge Powers voting “Aye”. Commissioner Carter voting “No”.**

23573 [PCT. 4 #06-4-031, 2 LOTS] **SPRINGLAKE REPLAT OF LOT 98A-1 AND 98B-1 – APPROVE FINAL PLAT** [T1-201]

Environmental Health Director Allen Walther gave staff recommendation for final plat approval. Springlake is an unrecorded subdivision. This replat is an adjustment to the common lot line, the acreage of both lots remain the same. **A motion was made by Commissioner Molenaar, seconded by Commissioner Conley to approve final plat of “Springlake Replat of Lot 98A-1 and 98B-1. All voting “Aye”.**

23574 [PCT. 4 #06-4-042, 2 LOTS] **SPRINGLAKE RESUBDIVISION TRACTS 153A AND 110A – APPROVE FINAL PLAT** [T1-214]

Environmental Health Director Allen Walther gave staff recommendation for final plat approval. Springlake is an unrecorded subdivision. This resubdivision is an adjustment of the common lot line, adding 1.313 acres from Tract 110A to Tract 153A (creating Tract 153-A1 = 7.209 ac. And Tract 110-A1 = 3.00 ac.). **A motion was made by Commissioner Molenaar, seconded by Commissioner Conley to approve final plat of “Springlake Resubdivision of Tracts 153A and 110A”. All voting “Aye”.**

23575 **ACTION, PURSUANT TO CHAPTER 253, TEXAS TRANSPORTATION CODE, RELATING TO ROADS IN CEDAR OAKS MESA SUBDIVISION - REPORT FROM THE COUNTY CLERK ON BALLOTS RECEIVED AND ACTION TO DIRECT ROAD DEPARTMENT TO PROCEED WITH ROAD IMPROVEMENTS** [T1-225]

On May 9, 2006 the court declared a public necessity and called for a public hearing to be held on June 20, 2006 to consider an upgrade to roads in Cedar Oaks Mesa subdivision and the assessment. On June 20, 2006 the court held the public hearing and adopted the resolution to upgrade the roads and assess the property owners for the same. 209 record property owners were identified and ballots were mailed out. County Clerk Lee Carlisle gave the results of the balloting: 72 In Favor, 41 Not in Favor, and 3 Undecided (not marked). The actual assessment will be done after the improvements to the roads are completed. **A motion was made by Commissioner Conley, seconded by Judge Powers to direct the Road Department to proceed with road improvements in Cedar Oaks Mesa subdivision and assess the costs of the improvements against the property owners. Commissioner Ingalsbe, Commissioner Carter, Commissioner Conley and Judge Powers voting “Aye”. Commissioner Molenaar voting “No”.**

23576 **AWARD PHASE II – ENGINEERING OF 5-MILE DAM PROJECT TO LAND DESIGN PARTNERS AND AUTHORIZE PURCHASING TO NEGOTIATE CONTRACT** [T1-289]

Grants Administrator Richard Salmon advised that the county review committee recommends Land Design Partners Inc. for Phase II Engineering for the 5-Mile Dam Park Project. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Molenaar to award Phase II – Engineering of 5-Mile Dam Project to Land Design Partners and authorize Purchasing to negotiate contract. All voting “Aye”.**

23577 **REPLACE MARK JONES WITH FRED ROTHERT ON THE PLUM CREEK CONSERVATION DISTRICT BOARD OF DIRECTORS** [T1-320]

Mark Jones resigned from the Board of Directors for Plum Creek Conservation District and the district is requesting the appointment of Fred Rothert in his place. **A motion was made by Commissioner Carter, seconded by Judge Powers to replace Mark Jones with Fred Rothert on the Plum Creek Conservation District Board of Directors. All voting “Aye”.**



DISCUSSION REGARDING TERMINATION OF INTERLOCAL AGREEMENT FOR 9-1-1 ADDRESSING SERVICES WITH THE CITY OF KYLE [T1-330]

Hays County has an interlocal agreement with the City of Kyle to provide 9-1-1 addressing services for the City. The City of Kyle has failed to fully comply with the agreement and they have been non-compliant for approximately 16 months. A letter was sent to the City in March and again in June requesting compliance with the contract but the City has not acknowledged or acted upon our requests. Environmental Health Programs Manager/GIS/911Addressing Steve Floyd requested that this item be tabled to a later date. This only pertains to addressing and not 9-1-1 response services

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 AUGUST 1, 2006.



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

