

# COMMISSIONERS COURT MINUTES

Regular Meeting on September 14, 2009

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H. T. WRIGHT County Judge  
NINA S. SELLS County Clerk

TOM BONN Commissioner Pct 1  
CHARLES BULLOCK Commissioner Pct 2  
NETO MADRIGAL Commissioner Pct 3  
JOE IVAN ROLAND Commissioner Pct 4

## Call to order.

The meeting was called to order at 9:00 A.M.

## A-1

### Approve Minutes of Previous Meeting.

Motion made by Commissioner Madrigal, seconded by Commissioner Bonn, to approve the minutes of the Regular meeting on August 24, 2009 and to approve the minutes of the Special meeting on August 31, 2009. Motion carried unanimously.

## A-2

### Citizens' Comment: (At This Time Any Person With Business Before the Commissioners Court, Not Scheduled On The Agenda, May Speak To The Commissioners Court. Comments Will Be Limited to Three (3) To Five (5) Minutes Per Person.

Emergency Management Coordinator Jimmy Parker informed Commissioners Court that September is Emergency Awareness Month for public awareness of the dangers of emergencies.

Commissioner Madrigal stated that census volunteers met last week and he wanted to pass the word to everyone to participate in the census in April 2010.

Commissioner Bonn stated that the ceremony at the American Legion Hall in Luling on Labor Day went well. Three former POW's were present.

## A-3

### Approve the Caldwell County Reports:

#### A. Veterans Services Officer Report for the Month of August 2009 – Larry Corpus.

Veterans Services Officer Larry Corpus presented his report. Motion made by Commissioner Bonn, seconded by Commissioner Roland, to approve the Veterans Services Officer Report for the month of August 2009. Motion carried unanimously.

## A-4

### Discussion/Action to Consider Outdoor Burning Ban for Caldwell County – Judge Wright.

The Caldwell County Outdoor Burning Ban was lifted on Friday, September 11, 2009. Motion made by Commissioner Roland, seconded by Commissioner Bonn, to leave the Outdoor Burning Ban off for Caldwell County. Motion carried unanimously.

## A-5

### Discussion/Action concerning a request to abandonment an unidentified ROW located off Seminole Trail and Quitclaim Deed from Caldwell County to the adjoining land owner, Lytton Springs Cemetery Association.

Motion made by Judge Wright, seconded by Commissioner Bonn, to abandon and quit claim the unidentified ROW located off Seminole Trail from Caldwell County to the adjoining land owner, Lytton Springs Cemetery Association. Motion carried unanimously.

## A-6

### Discussion/Action to open the bids for the Caldwell County Unit Road System on Flexible Base, Aggregate, Asphalt Materials, Fuel (regular Unleaded/No. 2 Diesel), Oil and Lubricants – Sonny Rougeou.

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Bids for Unit Road for flexible base, aggregate, asphalt materials, fuel, oil and lubricants were opened. Auditor Sonny Rougeou and Unit Road Administrator Dwight Jeffrey will look at the bids and bring recommendations for approval back to Commissioners Court.

## A-7

**Discussion/Action to award bid for two half-ton pick-ups for the building maintenance and Co. Extension Agent departments – Sonny Rougeou.**

Motion made by Commissioner Bonn, seconded by Commissioner Roland, to accept the award of bid of \$20,776 from Caldwell Country for two trucks for the Building Maintenance and County Extension Agent departments. Motion carried unanimously.

## A-8

**Discussion/Action to award bid for one half-ton pick-up for the Sanitation Department – Sonny Rougeou.**

Motion made by Commissioner Madrigal, seconded by Commissioner Bullock, to award the bid of Caldwell Country for one half-ton pick-up for the Sanitation Department. Motion carried unanimously.

## A-9

**Discussion/Action to award bid for three ¾-ton pick-ups for the Unit Road – Sonny Rougeou.**

Motion made by Commissioner Bullock, seconded by Commissioner Bonn, to purchase three crew cab trucks for Unit Road from Caldwell Country. Motion carried unanimously.

## A-10

**Discussion/Action to approve Resolution No. 16-2009 for the Chisholm Trail Special Crimes Unit grant application – Judge Wright.**

Motion made by Commissioner Madrigal, seconded by Commissioner Bonn, to approve the Resolution No. 16-2009 for the Chisholm Trail Special Crimes Unit grant application. Motion carried unanimously.

## A-11

**Discussion/Action to approve Resolution No. 15-2009 for Caldwell County to apply with the Capital Area Council of Governments Solid Waste grant program – Commissioner Roland.**

Motion made by Commissioner Roland, seconded by Commissioner Bonn, to approve the Resolution No. 15-2009 for Caldwell County to apply with the Capital Area Council of Governments Solid Waste grant program. Motion carried unanimously.

## A-12

**Discussion/Action to continue lease agreement with the Caldwell County Fair Association – Judge Wright.**

Judge Wright stated that the Caldwell County Fair Association now has an attorney. A demand letter was received by Caldwell County wanting to know what Commissioners Court is going to do. The Fair Association wants to know if Caldwell County is going to honor the extension of the lease for twenty five years as the original lease indicates. There was discussion concerning the show barn property that is the subject of the lease agreement. The lease agreement expires 10-29-2009. Judge Wright maintains that the Fair Association should change their rules to reflect that no child in Caldwell County is disqualified from showing their animal in the Caldwell County Junior Livestock Show. It was questioned whether this Commissioners Court can bind a future Commissioners Court for the extended lease. Motion was made by Commissioner Roland, seconded by Commissioner Madrigal, to table this item in lieu of a legal opinion on paragraph 12 concerning Commissioners Court ability to bind a future Court. Motion carried unanimously.

## A-13

**Information Only: Election Administrator, Mary Vicky Gonzales, has requested to open 17 polls with 10 of those polls being consolidated for the November 3, 2009 Constitutional Election only.**

This item for information only.

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## A-14

**Information Only: The City of San Marcos, Texas – Hays County, Caldwell County, Guadalupe County will hold a General Election on Tuesday, November 3, 2009.**

This item for information only. Some Caldwell County residents will be voting in the City of San Marcos council election on Tuesday, November 3, 2009 because the city of San Marcos boundary extends into Caldwell County.

## A-15

**Discussion/Action concerning the adopted budget for the Caldwell County Appraisal District for the year January 1, 2010 through December 31, 2010 – Judge Wright.**

Motion made by Judge Wright, seconded by Commissioner Madrigal, to approve the Caldwell County Appraisal District budget for the year January 1, 2010 through December 31, 2010. Motion carried unanimously.

## A-16

**Discussion/Action to approve local funding request from Juvenile Board for FY 2010 funding – Jay Monkerud.**

The Juvenile Board funding was reviewed. Motion made by Commissioner Roland, seconded by Commissioner Madrigal, to approve the local funding request from the Juvenile Board for FY 2010 funding. Motion carried unanimously.

## A-17

**Budget Workshop on proposed 2009/2010 Budget for Caldwell County – Judge Wright.**

There was continued discussion concerning the 2009/2010 budget for Caldwell County.

## A-18

**Discussion/Action to adopt the proposed 2009/2010 budget of Caldwell County – Sonny Rougeou.**

Motion made by Commissioner Bonn to give a 2% salary increase per county employee and not hire three additional positions (animal control officer, sheriff department clerk and assistant district attorney) and consider these additional positions later. Motion died for lack of second.

Motion made by Commissioner Roland, seconded by Commissioner Bullock, to approve the proposed 2009/2010 budget of Caldwell County. Motion carried with Commissioner Bullock, Commissioner Madrigal, and Commissioner Roland voting "Aye" and Commissioner Bonn voting "No."

## A-19

**Discussion/Action to adopt proposed tax rate FY 2009-2010 for Caldwell County – Sonny Rougeou.**

Motion made by Judge Wright, seconded by Commissioner Bullock, to adopt the tax rate of .6910 for the FY2009-2010 for Caldwell County. Motion carried unanimously.

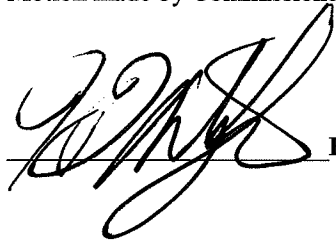
## A-20

**Pay Bills.**

Motion made by Commissioner Roland, seconded by Commissioner Madrigal, to approve bills totaling \$150,203.93. Motion carried unanimously.

**Adjourn.**

Motion made by Commissioner Bonn, seconded by Commissioner Roland, to adjourn. The meeting was adjourned.



H. T. Wright, County Judge