

# COMMISSIONERS COURT MINUTES

Regular Meeting on February 8, 2010

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

JOHN P. CYRIER Commissioner Pct 1  
CHARLES BULLOCK Commissioner Pct 2  
NETO MADRIGAL Commissioner Pct 3  
JOE IVAN ROLAND Commissioner Pct 4

County Judge H. T. Wright was absent from this meeting due to illness.  
County Judge Pro Tem Joe Roland presided over this meeting.

## 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 Bullock, seconded by Commissioner Cyrier, to approve the minutes of the Regular meeting on January 25, 2010. 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.**

Commissioner Roland stated that he talked with County Judge Wright this week and Judge Wright sounded very good.

## A-3

### Approve the Caldwell County Reports

#### A. Caldwell County Veterans Service Officer Report for the month of December 2009 & January 2010

Veterans Service Officer Larry Corpus presented his reports. Motion made by Commissioner Madrigal, seconded by Commissioner Cyrier, to approve the Veterans Service Officer Reports for the months of December 2009 and January 2010. Motion carried unanimously.

#### B. Indigent Reports for the month of January 2010

The Indigent Report was presented by Indigent Health Coordinator Rhoda Chavira. Motion made by Commissioner Madrigal, seconded by Commissioner Bullock, to approve the Indigent Health Care Report for January 2010. Motion carried unanimously.

#### C. Caldwell County Bank Reconciliation month ending 10-31-09

The Bank Reconciliation report was reviewed. Motion made by Commissioner Madrigal, seconded by Commissioner Bullock, to approve the Caldwell County Bank Reconciliation Report for the month ending 10-31-09. Motion carried unanimously.

## A-4

### Discussion/Action to consider Outdoor Burning Ban for Caldwell County – Commissioner Roland.

Motion made by Commissioner Madrigal, seconded by Commissioner Cyrier, to leave the Outdoor Burning Ban off for Caldwell County. Motion carried unanimously.

## A-5

Discussion/Action to approve the tax-resale for the bids for the following delinquent tax properties:

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	<b>Property ID / Suit #</b>	<b>Description / Address</b>	<b>Bid</b>	<b>Judgment Amount</b>	<b>County Actual Recovery</b>
1.	11064/6149	.5 Acres, Thomas J. Hatton Survey, 130 Old Lockhart Rd.	\$18,000.00	\$4,268.56	175 % \$7,482.43
2.	17048/19122/ 7418	Part Lot 5, Block 42, O.T. Lockhart, E. Live Oak, Lot 1, Block 1, Concord Addition, Sycamore Street	\$1,500.00	\$1,050.48	11 % \$118.32
3.	16022/7486	1 Acre, Barnabus Perkins Survey, Packard Drive	\$2,000.00	\$1,248.50	21 % \$258.90
4.	18219/7879	.17 Acre, Byrd Lockhart Survey, Perez Street	\$2,400.00	\$425.32	95 % \$403.52
5.	10142/8114	Lots 12-13, Block 9, O.T., Maxwell, Third Street	\$1,100.00	\$440.74	7 % \$31.61
6.	35886/8339	1.48 Acres, James Hinds Survey, Creekside Drive	\$2,500.00	\$922.23	58 % \$530.72
7.	51383/8374	Mobile Home, 16 x 80 Whitetail Lane	\$1,500.00	\$647.29	63 % \$407.55
8.	27007/7700	.153 Acres, John Henry Survey, Highway 80	\$2,700.00	\$654.63	81 % \$529.50
9.	24555/6227	Lot 27, N ½ Lot 28, Block 2, R.B. Miles Addition, 723 S. Laurel Street	\$4,000.00	\$2,871.54	32 % \$914.95
10	25581/6565	2.5 Acres, Adolphin Floyd Survey, Trinity Street	\$2,000.00	\$1,731.92	17 % \$290.00
11	26112/8299	Lots 1-2, Block 1, C.F. Reeves Addition, 226 Cottonwood	\$2,600.00	\$1,521.16	38 % \$522.24
12	22569/22570 8375	Lots 17-18, Block 1, Country Oaks Addition, Country Oaks Drive	\$1,000.00	\$323.24	63 % \$203.00

Motion made by Commissioner Bullock, seconded by Commissioner Madrigal, to approve the bids for the tax resale as submitted. Motion carried unanimously.

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**A-6**

**Discussion/Action to approve certificate of completion for required hours of education for Tina Morgan, District Clerk – Commissioner Roland.**

Motion made by Commissioner Bullock, seconded by Commissioner Madrigal, to approve the certificate of completion for the required hours of education for Tina Morgan, District Clerk. Motion carried unanimously.

**A-7**

**Discussion/Action to approve certificate of completion for required hours of education for Nina Sells, County Clerk – Commissioner Roland.**

Motion made by Commissioner Madrigal, seconded by Commissioner Bullock, to approve the certificate of completion for required hours of education for Nina Sell, County Clerk. Motion carried unanimously.

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## A-8

**Discussion/Action to award the budgeted contributions for the 2009-2010 fiscal year – Commissioner Bullock/Commissioner Madrigal.**

Motion made by Commissioner Cyrier, seconded by Commissioner Roland, to approve the list of budgeted contributions for the 2009-2010 fiscal year. Motion carried unanimously.

## A-11

**Discussion/Action to consider a resolution to adopt the Comprehensive Economic Development Strategic Plan for Caldwell County – Commissioner Madrigal**

The Comprehensive Economic Development Strategic Plan was briefly discussed. Motion made by Commissioner Madrigal, seconded by Commissioner Bullock, to approve the Resolution to Adopt the Comprehensive Economic Development Strategic Plan for Caldwell County. Motion carried unanimously.

## A-10

**Discussion/Action to approve an order authorizing and establishing polling places for early voting for the May 11, 2010 Special Election – Vicky Gonzales.**

No action taken. It was discovered that this Order should be to authorize and establish the polling places for early voting for the March 2, 2010 Primary Election, not the May 11, 2010 Special Election. A meeting will be posted for and held Friday morning at 10:00 A.M. to approve the correct Order.

## A-12

**Discussion/Action concerning a request for assistance from the Caldwell County Fire Chiefs Association in the amount of \$4,550 to purchase burn ban signs to be mounted on TXDOT Sign – Commissioner Roland-Chuck Cutshall**

There was discussion with members of the Caldwell County Fire Chiefs Association about the purchase and mounting of burn ban signs. Commissioners Court suggested they do a survey of a smaller number of signs, make a list of location for the signs, and even get approval from TXDOT concerning mounting signs on state roadways. Motion made by Commissioner Bullock, seconded by Commissioner Madrigal, to table this item until number of signs and locations and approval by TXDOT and budget costs amounts are obtained and presented to Commissioners Court. Motion carried unanimously.

## A-13

**Discussion on paging repeater used by the Caldwell County Volunteer Fire Departments – Jimmy Parker.**

Emergency Management Director Jimmy Parker presented information that all VHF public safety radios will be cut from wide band to narrow band. This will affect the volunteer fire departments with their pagers. The cut over date for this change will be 2013. The City of Lockhart has a wide band transmitter and license that presently serves this need,. This license will go out and will not be renewed by the City of Lockhart, so Caldwell County will have basically two options: 1) could transfer the license and transmitter the City of Lockhart has to Caldwell County so Caldwell County can continue using until 2013 (if the transmitter continues working that long). The City says it is hard to obtain parts and this transmitter is not supported by Motorola any longer. OR

2) could move paging over to the main operations channel. (He feels better to keep paging off main channel) There was continued discussion concerning the conversion and any way to give the fire departments time to work new pagers into their budgets. Auditor Sonny Rougeou suggested looking into any stimulus or grant funds available for this purpose. Sheriff Danny Law stated he will contact the Mayor of Lockhart and get information on the license and wide band transmitter and report back to Commissioners Court.

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## A-14

**Discussion/Action concerning the presentation of the Caldwell County financial condition for the year ending September 30, 2010 – Sonny Rougeou.**

Auditor Sonny Rougeou presented the Caldwell County Financial Condition for the year ending September 30, 2009. He explained that the year 2008/2009 was a good year for Caldwell County. No action taken.

## A-15

**Discussion/Action to approve the purchase of vehicles for the Criminal Investigations Division at the Sheriff Office – Sonny Rougeou/Danny Law.**

There was lengthy discussion concerning the purchase of vehicles for the Criminal Investigations Division at the Sheriff Office. After paper work and status of present automobiles and what automobiles will be replaced, motion was made by Commissioner Madrigal, seconded by Commissioner Roland, to approve the purchase of two vehicles for the Sheriff Office not to exceed \$40,000.00. Motion carried unanimously.

## A-16

**Discussion/Action to approve Surety Bonds for one year commencing on the second day of February 2010 for Crystal Marie Ruiz, Court Clerk for JP No. 4 – Commissioner Joe Roland.**

Motion made by Commissioner Roland, seconded by Commissioner Bullock, to approve the Surety Bond for one year commencing on the second day of February 2010 for Crystal Marie Ruiz, Court Clerk for J P No. 4. Motion carried unanimously.

Commissioners Court recessed the Regular meeting at 10:00 A.M. to go into Executive Session.

## A-17.

**Executive Section:**

**551.74 To deliberate the appointment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee.**

**551.071 The Commissioners Court may meet in Executive Session as authorized by the listed sections of Chapter 551, Texas Government Code, to discuss the following matters:**

**a. seek advice from legal counsel about pending litigation including, without limitation, matters relating to a condemnation suit brought by the County; and possible settlement thereof; Section 551.071(2), Texas Government Code;**

Commissioners Court adjourned the Executive Session and went back into Regular meeting.

## A-18.

**Discussion/Action resulting from Executive Session regarding pending litigation and personnel matters.**

No action taken.

## A-9

**Discussion/Action to approve a Proclamation in recognition of 100 years of National Boy Scouting – Commissioner Roland.**

Motion made by Commissioner Cyrier, seconded by Commissioner Madrigal, to approve the Proclamation in Recognition of 100 years of National Boy Scouting. Motion carried unanimously.

## A-19.

**Pay Bills**

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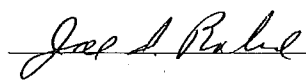
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Motion made by Commissioner Roland, seconded by Commissioner Cyrier, to approve bills totaling \$203,362.42. Motion carried unanimously.

**Adjourn**

Motion made by Commissioner Madrigal, seconded by Commissioner Bullock, to adjourn. The meeting was ordered adjourned.

 *Pro Tem*  
H. T. Wright, County Judge  
Joe Ivan Roland, County Judge Pro Tem