

COMMISSIONERS COURT MINUTES

Regular Meeting on October 18, 2010

RONNIE DUESTERHEFT 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

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 Madrigal, to approve the minutes of the Special meeting on October 7, 2010 and to approve the minutes of the Regular meeting on October 11, 2010 with correction to spelling of Tracy Bratton's name on A-5. 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.

Tom Bonn informed Commissioners Court that the computer was down at the Election Department and said there may only be paper ballots for the November 2, 2010 election.

Linda Hinkle questioned if Commissioners Court published the public hearing on today's agenda in the local newspaper. Assistant District Attorney Ron Heggemeier stated the public notice is on the Commissioners Court agenda.

Commissioner Madrigal thanked all that worked on the successful trash pick up on Saturday in Fentress. Another clean up is scheduled for October 30 in Dale and another in November in Luling.

A-3

Approve the Caldwell County Reports for the month:

A. Texas AgriLIFE Extension service report for the month of September 2010 – Jeff Watts & Carissa Wilhelm

Texas AgriLIFE Extension service agents Carissa Wilhelm and Jeff Watts presented their reports. Motion made by Commissioner Roland, seconded by Commissioner Bullock, to approve the Texas AgriLIFE Extension service reports. Motion carried unanimously.

B. Environmental Control Operator report for the month September 2010 – Mike Bittner

Environmental Control Operator Mike Bittner presented his report. Motion made by Commissioner Roland, seconded by Commissioner Bullock, to approve the Environmental Control Operator Report for the month of September 2010. Motion carried unanimously.

A-4

Discussion/Action to consider Outdoor burning ban for Caldwell County – Judge Duesterheft.

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

A-7

Discussion/Action concerning proposals prepared by Broaddus & Associates and Alpha building Corporation for repairs of the Judicial Center and the repairs to the Caldwell County Courthouse – Commissioner Cyrier.

Commissioner Cyrier stated that last week this item was tabled and a breakout of the scope of work from Broaddus & Associates was presented. Alpha presented a proposal where the scope of the work was stated and a cost for the repairs was included in their proposal. Motion was made by Commissioner Madrigal, seconded by Commissioner Bullock, to approve Commissioner Cyrier working with Alpha to move forward and go through any

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tree. A Proclamation was read. Motion made by Commissioner Madrigal, seconded by Commissioner Cyrier, to approve the Proclamation. Motion carried unanimously. A dedication ceremony will be held on November 3, 2010 at 4:00 P.M..

A-6

Discussion/Action to consider an approve the replacement of election judges in Precincts No. 302, 106, 402, 203, 303 and 403 for the November 2, 2010 Election – Vicky Gonzales.

Election Administrator Mary Vicky Gonzales explained that some election judges could not work on the November 2, 2010 election date and needed to be replaced. The replacement judges were read. Motion made by Commissioner Roland, seconded by Commissioner Bullock, to approve the replacement of election judges in Precincts 302, 106, 402, 203, 303 and 403 for the November 2, 2010 election. Motion carried unanimously.

A-7

Discussion/Action to consider engaging Phones & More, Inc. to evaluate, and to assess the County's Telephone System and submit recommendations of upgrades and cost analysis – Judge Duesterheft/Mike Clemmer

Mike Clemmer of Phones & More, Inc. explained that he was willing to evaluate Caldwell County phones needs but has concerns that his proposal would become public and then Caldwell County would choose to go out for additional proposals. Judge Duesterheft assured him that his proposal would be kept in the Judge's office until a decision is made to seek additional proposals. Motion made by Commissioner Bullock, seconded by Commissioner Madrigal, to allow Phones & More, Inc. to evaluate, and to assess the County's Telephone System and submit recommendations of upgrades and cost analysis. Motion carried unanimously.

A-8

Discussion/Action to consider a proposal from Hull Services LLC in the amount of \$3100 to replace outside steel door at the Judicial Center – Curtis Weber.

Motion made by Commissioner Madrigal, seconded by Commissioner Cyrier, to table this agenda item. Motion carried unanimously.

A-9

Discussion/Action to approve the FY 2010 Chapter 59 Asset Forfeiture Report by Attorney Representing the State (Multi-County Jurisdiction) prepared by Caldwell County Auditor, Sonny Rougeou to be approved by the Caldwell County Commissioners Court, District Attorney and sent to the Attorney General Office – Judge Duesterheft.

Motion made by Judge Duesterheft, seconded by Commissioner Cyrier, to approve the FY 2010 Chapter 59 Asset Forfeiture Report by the Attorney representing the State (Multi-County Jurisdiction) prepared by Caldwell County Auditor Sonny Rougeou to be approved by the Caldwell County Commissioners Court, District Attorney, and sent to the Attorney General Office. Motion carried unanimously.

A-10

Discussion/Action to authorize the County Auditor's Office to dispose of non-working and out-dated County cell phones to benefit a non profit organization (HCWC) – Judge Duesterheft.

Motion made by Commissioner Madrigal, seconded by Commissioner Roland, to authorize the County Auditor's Office to dispose of the non-working and out-dated County cell phones to benefit a non profit organization (HCWC). Motion carried unanimously.

A-11

Discussion/Action to approve resolution No. 17-2010 encouraging LCRA to aggressively move efforts forward that will enhance water supplies for the lower basin and with utilization of all interests – Judge Duesterheft.

Oscar Fogle, board member of the Guadalupe Blanco River Authority (GBRA), presented information concerning the different areas managed by both GBRA and the Lower Colorado River Authority (LCRA). He explained that LCRA produces and manages power and when you see the many references to LCRA in Caldwell County, it has to

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do with power. He explained that the Governor appoints the directors of the boards of the different water and power authorities and he was appointed to the GBRA Board to represent Caldwell County. He stated that he and GBRA spend many hours working to assure that Caldwell County has water for future needs. Since Caldwell County is not in the LCRA water area, he feels it would be a downside for Caldwell County to get involved by supporting this Resolution being proposed by LCRA because LCRA could use it against Caldwell County and GBRA in their efforts to find more water for this area. Motion made by Commissioner Bullock, seconded by Commissioner Madrigal, to not approve the Resolution No. 17-2010 encouraging LCRA to aggressively move efforts forward that will enhance water supplies for the lower basin and with utilization of all interests. Motion carried unanimously.


A-12

Pay Bills.

Motion made by Commissioner Roland, seconded by Commissioner Madrigal, to approve bills totaling \$98,188.14. Motion carried unanimously.

Adjourn.

Motion made at 10:35 A.M. by Commissioner Bullock, seconded by Commissioner Cyrier, to adjourn. Motion carried unanimously.



Ronnie Duesterheft, County Judge