

COMMISSIONERS COURT MINUTES
CALDWELL COUNTY
Regular Meeting August 13, 2012



TOM D. BONN County Judge
CAROL HOLCOMB County Clerk

JOHN P. CYRIER Commissioner Pct. 1
FRED F. BUCHHOLTZ Commissioner Pct. 2
NETO MADRIGAL Commissioner Pct. 3
JOE IVAN ROLAND Commissioner Pct. 4

Call Meeting to order.
All Commissioners Present

- 08.13.01 Invocation-** Caldwell County Christian Ministries.
Commissioner Madrigal began the meeting with prayer.
- 08.13.02 Pledge of Allegiance to the Flags.** (Texas Pledge: Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible).
Judge Bonn led the Pledge to both Flags.
- 08.13.03 Announcements:**
Judge Bonn announced that there would be a joint meeting with the City of Lockhart, to discuss open contracts. The notice will be posted today. All Commissioners are requested to be there. It is Thursday at 6:30 p.m. at City Hall. Commissioner Cyrier corrected his announcement of the opening of SH-130, was thought to be September 15, now it is projected for mid-October.
- 08.13.04 Citizens' Comments:** At this time any person may speak to Commissioners Court if they have filled out a Caldwell County Commissioners Court Participation Form. Comments will be limited to four (4) minutes per person. No action will be taken on these items and no discussion will be had between the speaker(s) and members of the Court. The Court does retain the right to correct factual inaccuracies made by the speakers. (If longer than 30 minutes, then the balance of comments will continue as the last agenda item of the day).
No citizens have signed up to speak.
- 08.13.05 Commissioners Court Minutes**
Motion made by Commissioner Cyrier, second by Commissioner Madrigal to approve minutes with corrections submitted by Commissioner Buchholtz dated August 6, 2012.
All Voting "Aye"

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08.13.06 Consent Agenda. (Any member of the Court may request that an item within the Consent Agenda be moved to the Regular Agenda for further discussion and action). Commissioner Buchholtz would like to have the Consent Agenda separated to individual items.

A. To approve Annual 2011 Financial Report from Tri Community Volunteer Fire Department as required by Paragraph 8 of the Rural Fire Protection Service Contract with Caldwell County to comply with the yearly reporting to the Caldwell County Judge's Office.

Motion made by Commissioner Cyrier, second by Commissioner Buchholtz to approve letter A. Annual 2011 Financial Report from Tri Community Volunteer Fire Department as required by Paragraph 8 of the Rural Fire Protection Service. All Voting "Aye"

B. Approval of early voting location for Luling. Relocating it from Episcopal Church of the Annunciation, 301 S. Walnut Street, Luling, Texas 78648 to Luling Civic Center, 333 E. Austin Street, Luling, Texas 78648.

Elections Administrator Pam Ohlendorf says concerns of Handicap Accessibility and parking issues have been discussed and she has spoken to Martha Velasquez to approve the Luling Civic Center for the new location. This will be a permanent location from now on. Motion made by Commissioner Buchholtz, second by Commissioner Roland to approve relation of early voting location to the Luling Civic Center 333 E. Austin Street, Luling, Texas 78648. All Voting "Aye"

C. To approve Polling Locations for the General Election.

Motion made by Commissioner Buchholtz, second by Commissioner Roland to approve the Precinct 204 Polling Location to the McMahan Community Center 6022 FM 713, Dale, Texas, 78616. Correction for Delhi Community Center address is Delhi, TX. All Voting "Aye"

D. To appoint County Election Precinct Presiding and Alternate Judges for both the Democratic and Republican parties.

Motion made by Commissioner Roland, second by Commissioner Madrigal to approve the Democratic Party County Election Precinct Presiding and Alternate Judges. The Republican Party list was not ready at this time. All Voting "Aye"

08.13.07 County Administrator Report/Presentation.

A. Septic and Subdivision Fees

B. Federal Prisoner Report

C. Caldwell County Tax Collection Report

D. Commissioner Court Computer Inventory

County Administrator Ron Heggemeier presented A. B. and C. reports listed. The amount of income reported exceeds the forecasted amount on the 2011-2012 Budget. Mark Hinnenkamp would like Commissioners to contact him in order to inventory County Computers to collect data concerning age, program load and information for budgeting purposes when new computers are needed.

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08.13.08 Special Presentations.
None

(ALL OTHER AGENDA ITEMS)

- 08.13.09 Discussion/Action** concerning modification of Broaddus proposal to include services for the procurement of the Construction Manager at Risk for the Wal-Mart remodeling into a new Judicial Center.
County Administrator Ron Heggemeier presented overview of modification. Motion made by Commissioner Buchholtz, second by Commissioner Roland to table this item until August 20, 2012. All voting "Aye"
- 08.13.10 Discussion/Action** to consider hands on, non-destructive training at the old Wal-Mart building for all local and volunteer firefighters in the County. Training to be sponsored by the San Marcos Fire Department
Jerry Doyle, Lockhart Fire Chief/Karl Kuhlman, Assistant Chief San Marcos, and Luling Fire Chief, Tom Harmon was present. Karl Kuhlman, Assistant Chief San Marcos gave an overview of the training that may be available for the Fire Departments in the surrounding area. Motion made by Commissioner Cyrier, second by Commissioner Buchholtz to table this item until the County has possession of the building. All Voting "Aye"
- 08.13.11 Discussion/Action** to set 2013 Sheriff's and Constables' Fees to take effect on January 1, 2013.
Precinct 3 Constable Junior Zapata handed out copies of the Sheriff's and Constable Fees for 2012. He spoke to the Court about the fees in Caldwell County being below many of the surrounding Counties and has asked the Court to review and raise them. Motion made by Commissioner Madrigal, second by Commissioner Cyrier to table this item until September 17, 2012 waiting for Constable Zapata's and the other Constables suggestions for the changes on the fees that have been highlighted, also to provide the proposed changes to the Commissioners and Judge Bonn as soon as possible so that they have time to review it. All Voting "Aye"
- 08.13.12 Discussion/Action** concerning possible class action lawsuit by Texas counties against Mortgage Electronic Registration Systems, Inc.
County Attorney Mack Harrison explained the Mortgage Electronic Registration Systems, Inc. and the three Counties that are seeking legal action at this time. County Clerk Carol Holcomb reported the approximate fees that are being lost by the County. No Action Taken.
- 08.13.13 Discussion/Action** to approve Budget Amendment No. 17 in the amount of \$194,592.00 for the purpose of purchasing two dump trucks for the Unit Road Department.
County Auditor Larry Roberson spoke about the benefit of paying out right verses the lease purchase of the two dump trucks. Budget Amendment No. 17 will provide the funds to be removed from Reserves but County Administrator Ron Heggemeier feels that most of the amount will be used from the excess revenue that was not in the budget. Motion made by Commissioner Buchholtz, second by Judge Bonn to approve Budget Amendment No. 17 in the amount of \$194,592.00 for the purpose of purchasing two dump trucks for the Unit Road Department. All Voting "Aye"

