

CALDWELL COUNTY COMMISSIONERS COURT MINUTES
1403 Blackjack Street, Lockhart, Texas
Regular Meeting September 24, 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.

Judge Bonn was not present.
Judge Pro Tem-Commissioner John P. Cyrier

- 08.27.01 Invocation-** Caldwell County Christian Ministries.
Member of Caldwell County Christian Ministries was present to open meeting with prayer.
- 08.27.02 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).
Commissioner Cyrier led all present in Pledge to both Flags.
- 08.27.03 Announcements:** Items or comments from Court Members or Staff.
Commissioner Cyrier thanks everyone for their participation and the progress made at the two evening workshops discussing the 1115 Waiver and announces that there had been a decision among those involved not to have the third discussion on Sept 26, 2012. Commissioner Roland recognized Sheriff Daniel Law for his picture in Texas Lawman magazine.
- 08.27.04 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 comments will continue as the last agenda item of the day).
N/A
- 08.27.05 Commissioners Court Minutes.** Approval of September 12, 2012 Minutes
Motion made by Commissioner Buchholtz, second by Commissioner Roland to approve the minutes for September 12, 2012. All Present Voting "Aye"
- 08.27.06 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).
A. To approve Annual 2011 990-N for Tax-Exempt Organizations from Caldwell County Medical Assist Team 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 Buchholtz, second by Commissioner Madrigal to approve Consent Agenda. All Present Voting "Aye"

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08.27.07 County Administrator Report/Presentation.

A. Septic and Subdivision Fees Report.

Report was presented by County Administrator Ron Heggemeier. He reported that although the August revenues were down, the totals were still \$6,610.00 above the budgeted amount.

08.27.08 Special Presentations.

A. Up-date on San Marcos River Safety over the Labor Day Weekend due to a directive from Sheriff Law not to use county assets (radios) for river safety communication given by Constable Zapata.

Constable Zapata reports that 122 tickets were given out on the river over Labor Day Weekend. Constables from Precinct 1 & 4 and the County Deputies worked together. Commissioner Madrigal said that he had observed the difference in the behavior when the County Deputies were present. He said that a few of the neighbors from Spring River Estates had also commented that they felt there had been a difference. Chief Deputy, David Brent agreed with Constable Zapata that it had been a miscommunication about the radios.

B. Up-date on training for Commercial Vehicle Enforcement Service given by Constable Zapata.

Constable Zapata reported that he and Constable Pct. 4 Art Villareal have completed class in Austin and are now ready to train with the DPS Officers. He reports that the scales that Caldwell County has purchased have been received. Commissioner Cyrier thanks him for being pro-active for our County.

(ALL OTHER AGENDA ITEMS)

09.24.09 Discussion/Action to set 2013 Sheriff's and Constable Fees to take effect on January 1, 2013 authorized by §118.131 of the Local Government Code.

Motion made by Commissioner Madrigal, second by Commissioner Buchholtz to approve 2013 Sheriff's and Constable Fees to take effect on January 1, 2013 authorized by §118.131 of the Local Government Code in addition for the change to the reimbursable mileage to \$.55.1/2 cents. All Present Voting "Aye"

09.24.10 Discussion/Action to approve Tri-Community Water Supply Corporation's selection of Hoover Construction Company, Inc. as the contractor for the water filtration system project in accordance with the inter-local agreement between Caldwell County and the Tri-Community.

Motion made by Commissioner Madrigal, second by Commissioner Roland to approve Hoover Construction Company, Inc. as the contractor for the water filtration system project and accept the check from Tri-Community Water Supply in accordance with the inter-local agreement between Caldwell County and the Tri-Community. All Present Voting "Aye"

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09.24.11 Discussion/Action to designate a day of the week on which the Commissioner Courts shall convene in a regular term each month during the next fiscal year as required by §81.005 (a) of the Local Government Code.
 Motion made by Commissioner Roland, second by Commissioner Madrigal to Leave the meetings on 2nd, 3rd, and 4th Mondays as it stands now. Commissioner Roland and Commissioner Madrigal Voting "Aye". Commissioner Cyrier and Commissioner Buchholtz Voting "No". Motion Fails. Motion made by Commissioner Buchholtz, second by Commissioner Cyrier to move the meetings to Tuesdays. Commissioner Cyrier and Commissioner Buchholtz Voting "Aye". Commissioner Roland and Commissioner Madrigal voting "No". Asst. District Attorney Mack Harrison reminds the Court that this item needs to be settled at this meeting. Motion made by Commissioner Madrigal, second by Commissioner Roland to keep the Commissioner Court meetings as they are at present time, 2nd, 3rd, and 4th Mondays. All Present Voting "Aye"

09.24.12 Discussion/Action to award the bids for the Caldwell County Unit Road System on Flexible Base, Aggregate, Asphalt Materials, Fuel (Regular, Unleaded/No. 2 Diesel), Oil and Lubricants for the Budget Year 2012-2013.
 Motion made by Commissioner Buchholtz, second by Commissioner Roland to accept the recommended bid for the following items for Caldwell County Unit Road System. All Present Voting "Aye"

CALD WELL COUNTY UNIT ROAD BID SUMMARY BID OPENING - 09/17/2012

Flexible Base

	Industrial Asphalt	CEMEX	Centex Materials	Brauntex Materials	Recommended Bidder
Type A Black Base	58.00	No Bid	No Bid	No Bid	Industrial Asphalt
Type D Cold Mix	60.00	No Bid	No Bid	No Bid	Industrial Asphalt
1 1/2" Commercial Base	5.25	4.25	4.25	5.60	CEMEX
3/4 Base	4.80	4.25	4.25	No Bid	CEMEX

Aggregate

	Industrial Asphalt	CEMEX	Centex Materials	Brauntex Materials	Recommended Bidder
grade 3	15.00	10.00	No bid	11.00	CEMEX
grade 4	15.00	11.00	15.00	11.00	CEMEX

Oil & Lubricants

	Tex-Con Oil Co. Inc.	Schmidt & Sons, Inc.	Johnson Oil Co. Inc.	Recommended Bidder
Motor oil sae 10w-40	9.660	8.710	8.715	Johnson Oil Co. Inc.
hydraulic fluid	10.110	7.86	7.180	Johnson Oil Co. Inc.
chassis grease	2.240	2.450	2.450	Johnson Oil Co. Inc.
Anti-Freeze	599.280	525.000	481.250	Johnson Oil Co. Inc.
Automatic Transmission	13.940	7.780	7.320	Johnson Oil Co. Inc.

Fuel & Diesel

	Petroleum Traders Corp.	Schmidt & Sons, Inc.	Gold Star Petroleum Inc.	Johnson Oil Co. Inc.	Suncoast Resource	Four Sisters Petroleum	Rec Bidder
Regular Unleaded *	3.199	3.239	3.235	3.224	3.2689	3.2958	Petroleum Traders
No. 2 Diesel (Low Sulfur) **	3.302	3.329	3.315	3.316	3.3489	3.3858	Petroleum Traders

* OPIS price of \$3.18 used as base

** OPIS price of \$3.26 used as a base

Asphalt Materials

	Ergon Asphalt	Recommended Bidder
SS1 Slow Set Emulsion	2.5274	Ergon Asphalt
HFRS2 Rapid Set Emulsion	2.5274	Ergon Asphalt

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- 09.24.13 Discussion/Action** concerning the purchase of 31 signs and frames for 25 voting locations.
Elections Administrator Pam Ohlendorf spoke to members of the Court to explain the need for new signs. Motion made by Commissioner Buchholtz, second by Commissioner Madrigal to approve purchase of 31 signs and frames for 25 voting locations not to exceed \$1,736.16. All Present Voting "Aye"
- 09.24.14 Discussion/Action** concerning a request from the Election Administrator to add a part time position to work 20-25 hours per week at \$9.00 per hour. Elections Administrator Pam Ohlendorf explains need for part-time employee. Discussion only. No Action Taken.
- 09.24.15 Discussion/Action** to approve appointed of presiding judges and alternate judges as submitted by the political party chairs.
- Box 108 **Judge:** Mary Gonzales **D** **Alternate Judge:** Fay Alley **R**
Box 306 **Judge:** George Barnet **D** **Alternate Judge:** Randolph Flores **R**
Box 105 **Judge:** Lydia Turner **R** **Alternate Judge:** Augustine Briceno Jr. **D**
Motion made by Commissioner Madrigal, second by Commissioner Roland, to approve appointed of presiding judges and alternate judges as submitted by the political party chairs. All Present Voting "Aye"
- 09.24.16 Pay Bills \$340,874.41**
Motion made by Commissioner Cyrier, second by Commissioner Buchholtz to pay the bills in the amount of \$340,874.41. All Present Voting "Aye"
- 09.24.17 Adjournment**
Motion made by Commissioner Roland, second by Commissioner Buchholtz to Adjourn. All Present Voting "Aye"



JOHN P. CYRIER, Judge Pro-tem