

**CALDWELL COUNTY
COMMISSIONERS COURT MINUTES
1403 Blackjack Street, Lockhart, Texas
Regular Meeting September 9, 2013 9:00 a.m.**



TOM D. BONN County Judge
CAROL HOLCOMB County Clerk

ALFREDO MUÑOZ Commissioner Pct. 1
FRED F. BUCHHOLTZ Commissioner Pct. 2
NETO MADRIGAL Commissioner Pct. 3
JOE IVAN ROLAND Commissioner Pct. 4

Call Meeting to order.

- 09.09.01 Invocation.** Caldwell County Christian Ministries.
John Griffin with Bread of Life Church in Tilmon opened the meeting with prayer.
- 09.02.02 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 all present in the Pledge to both flags.
- 09.09.03 Announcements:** Items or comments from Court Members or Staff.
Judge Bonn said that he had received an e-mail from the Construction manager at risk and the architect that the demolition done by the County has saved approximately \$100,000.00. He also let the court know that he had attended the Probate Judges conference this past weekend in San Antonio. Commissioner Muñoz attended the opening of the new animal shelter and the Mid-County Volunteer Fire Department fund raiser. Commissioner Roland also attended the Mid County fund raiser. Judge Bonn thanked them for attending.
- 09.09.04 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).
Susan Stewart spoke to the court concerning Agenda item #13, the investment of \$10,000.00 to the Greater San Marcos Partnership. She asked about the return on the investment. She also brought to the attention was that there was not a lot of information about Caldwell County. She feels that there could be a better way to benefit our County.
Michael Kamerlander Vice President Greater San Marcos Partnership gave a brief overview of the history and development of the Partnership. There are many opportunities for the growth and economic development of Caldwell and Hays County He addressed questions from the court and the citizens and welcomed input from the community.

COMMISSIONERS COURT MINUTES
Regular Meeting on September 9, 2013

- 09.09.05 Commissioners Court Minutes.** Approval of August 26, 2013 Minutes.
Motion made by Commissioner Buchholtz, second by Commissioner Roland to approve minutes dated August 26, 2013. All Voting "Aye"
- 09.09.06 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. Budget Amendment #14** transfer unused balances to Machinery and Equipment to allow for the purchase of a radar unit, a desktop computer and a laptop computer.
- B. Budget Amendment #15** transfer \$3,500.00 to Trial Expense to cover overage for the year for the annual maintenance for the finger printing machine.
- C. Budget Amendment #16** transfer funds \$65,637.00 from Lockhart EMS to Luling EMS to cover the County's share of an ambulance purchased in July. The Lockhart EMS was budgeted for a full year prior to the 1115 Waiver with the City of Lockhart.
- D. To approve** Proclamation declaring October 2013 National Domestic Violence Awareness Month.
- E. To amend article**, § D. Variance Procedures, of the Caldwell County Flood Damage Prevention Ordinance (passed on May 21, 2012) by deleting the strikethrough text and inserting the underlined text in subsection (1) as follows:
The Appeal Board, shall consist of the County Judge, the County Administrator Engineer, and the County Commissioner whose precinct contains the site at issue, shall hear and render judgment on requests for variances from the requirements of this ordinance.
- F. Pay Bills**
Commissioner Madrigal would like to move **Item E** from Consent Agenda and discuss separately. Motion made by Commissioner Madrigal, second by Commissioner Muñoz to approve Consent Agenda minus Item E. All Voting "Aye"
- 09.09.07 Reports**
- A.** Monthly report of cash receipts, disbursements, and bank balances of County Funds.
Lori Rangel, Caldwell County Treasurer reported the Monthly report of cash receipts, disbursements, and bank balances of County Funds.
- B.** Septic and Subdivision – Kasi Miles, Sanitation Officer
Commissioner Roland read the report that Kasi Miles, Sanitation Officer had submitted for the Septic and Subdivision for August 2013. The amounts collected have exceeded her budgeted amount for the year.

COMMISSIONERS COURT MINUTES
Regular Meeting on September 9, 2013

C. Federal Inmate – Larry Roberson, County Auditor
Larry Roberson, County Auditor read the Federal Inmate report for August 2013.

D. Sales Tax – Larry Roberson, County Auditor
Larry Roberson, County Auditor reported the Sales Tax collected for July 2013.

E. Tax Collection - Larry Roberson, County Auditor
Larry Roberson reported that he had not received the Tax Collection report from the Caldwell County Appraisal District. It will be provided at a future meeting.

09.09.08 Special Presentation
None

Return to: E. To amend article, § D. Variance Procedures, of the Caldwell County Flood Damage Prevention Ordinance (passed on May 21, 2012) by deleting the strikethrough text and inserting the underlined text in subsection (1) as follows:
The Appeal Board, shall consist of the County Judge, the County ~~Administrator~~ Engineer, and the County Commissioner whose precinct contains the site at issue, shall hear and render judgment on requests for variances from the requirements of this ordinance.
Explanation for amendment was given to the court and citizens by Assistant District Attorney Mack Harrison. Motion made by Commissioner Madrigal, second by Commissioner Muñoz to approve article, § D. Variance Procedures, of the Caldwell County Flood Damage Prevention Ordinance to read as follows,
The Appeal Board, shall consist of the County Judge, the County Engineer, and the County Commissioner whose precinct contains the site at issue, shall hear and render judgment on requests for variances from the requirements of this ordinance.
All Voting "Aye"

(ALL OTHER AGENDA ITEMS)

09.09.09 Discussion/Action to open bids and award contract for the Caldwell County Depository for the four year period beginning October 1, 2013.
Judge Bonn opened the bid from Lockhart National Bank. Larry Roberson addressed the percentages offered and asked to look at it and return before court adjourned with recommendation. Court proceeded with next agenda item at this time.

09.09.10 Discussion/Action to award bid for the Renovation of the Luling Annex Building Bid 00012.
Motion made by Commissioner Buchholtz, second by Commissioner Muñoz to award the bid to Reyna Drywall & Paint in the amount of \$60,240.00 with any electric not to exceed \$15,000.00. The installation of bullet proof glass will be negotiated down to tempered glass. All Voting "Aye"

COMMISSIONERS COURT MINUTES
Regular Meeting on September 9, 2013

- 09.09.11** **Discussion/Action** to approve consultant contract with Jenkins Environmental proposal No. 12-26302.
Motion made by Commissioner Buchholtz, second by Commissioner Roland to approve the Jenkins Environmental Consultant Contract dated September 5, 2013 in the amount of \$2,950.00 for contract costs and the abatement of material with total not to exceed \$9,240.00. All Voting "Aye"
- 09.09.12** **Discussion/Action** to approve Service Agreement with Motorola Solutions contract number S00001017254 start date 10/01/2013 ending 09/30/2014 for maintenance and software for the Network Radio System and cost of \$68,411.00
Motion made by Commissioner Muñoz, second by Commissioner Roland to table this item until meeting on September 16, 2013. All Voting "Aye"
- 09.09.13** **Discussion/Action** regarding the \$10,000.00 investment payment to the Greater San Marcos Partnership for the budget year 2012-2013.
Motion made by Commissioner Buchholtz, second by Commissioner Madrigal to approve the \$10,000.00 investment payment to the Greater San Marcos Partnership for the budget year 2012-2013. All Voting "Aye".
Commissioners spoke about the participation and feel that it will benefit our County with the advancement of growth and economic advantages.
- 09.09.14** **Discussion/Action** to adopt the tax rate of \$0.6907 per \$100.00 of assessed valuation for the fiscal year 2013-2014.

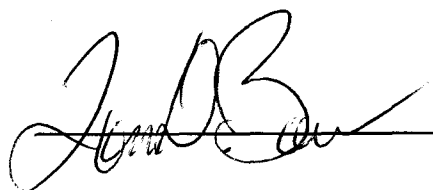
NOTE: Pursuant TO § 81.006 OF THE Local Government Code, at least four members of the Commissioners Court must be present to vote and at least three members must vote to approve the tax rate.

Required statutory motion: I move to adopt the order setting forth that the property tax rate be increased by the adoption of the tax rate of \$0.6907 per \$100.00 of valuation, which is effectively a 4.953654% increase in the tax rate.

Motion made by Commissioner Muñoz, second by Commissioner Madrigal to adopt the order setting forth that the property tax rate be increased by the adoption of the tax rate of \$0.6907 per \$100.00 of valuation, which is effectively a 4.953654% increase in the tax rate. Roll Call Vote: Commissioner Muñoz-Yes, Commissioner Buchholtz-Yes, Commissioner Madrigal-Yes, Commissioner Roland -Yes, Judge Bonn-Yes. Unanimously Passed

COMMISSIONERS COURT MINUTES
Regular Meeting on September 9, 2013

- 09.09.15** **Discussion/Action** to approve contract number 2014-044118-001 between the Department of State Health Services (DSHS) for DSHS Program Vital Statistics Unit and Caldwell County to assist Caldwell County Citizens in purchasing certified birth certificates.
Carol Holcomb, County Clerk spoke to the court explaining the convenience factor for the citizens that were not born in Caldwell County. This would enable them to get the document needed and not have to travel to the county of birth or the State Office of Vital Statistics. Motion made by Commissioner Muñoz, second by Commissioner Madrigal to approve contract number 2014-044118-001 between the Department of State Health Services (DSHS) for DSHS Program Vital Statistics Unit and Caldwell County to assist Caldwell County Citizens in purchasing certified birth certificates. All Voting "Aye"
- 09.09.16** **Adjourn**
Motion made by Commissioner Buchholtz, second by Commissioner Muñoz to Adjourn. All Voting "Aye"



TOM D. BONN, County Judge