

MINUTES

The Uvalde County Commissioners Court met in regular session at 10 a.m. on April 13, 2009, in the Commissioners Courtroom of the Uvalde County Courthouse with the following members present:

William R. Mitchell, *County Judge*
Randy Scheide, *Commissioner #1*
Daniel Sanchez, *Commissioner #2*
Jerry W. Bates, *Commissioner #3*
Jesse R. Moreno, *Commissioner #4*
John P. Dodson, *County Attorney*
Lucille C. Hutcherson, *County Clerk and Ex-Officio Clerk of the
Commissioners Court of Uvalde County*

Also present were *County Treasurer* Joni Deorsam, *County Sheriff* Charlie Mendeke, *County Auditor* Alice Chapman, and *County Road Administrator* Jesse Garcia.

1. CONSIDER AND ACT UPON CALL TO ORDER AND PLEDGE OF ALLEGIANCE:

The Honorable William R. Mitchell called the meeting of April 13, 2009, to order; gave the invocation; led the pledge of allegiance to the United States of America and Texas flags.

2. CONSIDER AND ACT UPON APPROVAL OF MINUTES:

- Upon motion of Commissioner Moreno
- Second by Commissioner Bates

The Court unanimously (4-0) approved the Minutes of March 23, 2009, as presented.

Commissioner Scheide *yes*
Commissioner Bates *yes*

Commissioner Sanchez *yes*
Commissioner Moreno *yes*

3. CONSIDER AND ACT UPON AWARD OF BIDS:

a. Patrol Vehicles:

- Upon motion of Commissioner Bates
- Second by Commissioner Sanchez

Upon recommendation of Judge Mitchell, the Court unanimously (4-0) rejected the bids that were submitted for patrol vehicles also included in the motion was approval of re-advertisement of the same.

Commissioner Scheide *yes*
Commissioner Bates *yes*

Commissioner Sanchez *yes*
Commissioner Moreno *yes*

b. Dump Trucks:

- Upon motion of Commissioner Moreno
- Second by Commissioner Bates

The Court unanimously (4-0) approved the bid submitted by SanTex Truck Center of San Antonio for dump trucks.

Commissioner Scheide yes
Commissioner Bates yes

Commissioner Sanchez yes
Commissioner Moreno yes

4. CONSIDER AND ACT UPON RESOLUTION AUTHORIZING THE SUBMISSION OF A VICTIM COORDINATOR AND LIAISON GRANT APPLICATION FOR THE UVALDE COUNTY SHERIFF’S OFFICE TO THE OFFICE OF THE ATTORNEY GENERAL:

Sheriff Mendeke informed the Court that the purpose of the Office of Attorney General Victim Coordinator and Liaison Grant is to fund the victim assistance coordinator and crime victim liaison positions set forth in the Texas Code of Criminal Procedure Article 56.04. The sheriff’s department of any county may apply for a grant to fund the position of Crime Victim Liaison. The minimum of funding a program may apply for is \$20,000.00 per fiscal year. The grant contract period is up to two years from September 2, 2009 through August 31, 2011, subject to and contingent on funding and/or approval by the OAG. There is no match requirement for said projects. Staffing requirements must include one Crime Victim Liaison position working at least 20 hours per week or two positions working at least 10 hours each per week in the applicant’s budget.

- Upon motion of Commissioner Bates
- Second by Commissioner Moreno

The Court unanimously (4-0) approved a resolution authorizing the submission of Victim Coordinator and Liaison Grant V0086-10-1370 to the Attorney General, as requested by the County Sheriff. A copy of said resolution is attached to these minutes.

Commissioner Scheide yes
Commissioner Bates yes

Commissioner Sanchez yes
Commissioner Moreno yes

5. CONSIDER AND ACT UPON AUTHORIZATION OF SUBMISSION OF A COPS HIRING RECOVERY PROGRAM GRANT APPLICATION FOR THE UVALDE COUNTY SHERIFF’S OFFICE:

Sheriff Mendeke informed the Court that the CHRP grant covers 100 % of the approved entry – level salary and fringe benefits of each newly hired sworn career law enforcement officer for three years or 36 months. There is no local match or cap on the amount of funding that can be requested but CHRP grant funding will be based on your agency’s current entry level salary and fringe benefits for full time sworn officers. These positions must be in addition to your current budgeted funded level of sworn officer positions, and the officers must be hired on or after grant award start date as it is listed on your agency’s award document. Furthermore, all grant recipients must retain any CHRP funded officer positions awarded for at least 12 months after the 36 months of federal funding has ended for each position. Applicants are required to affirm in their CHRP grant application that their agency plans to retain any additional officer positions awarded following the expiration of the grant and identify their planned sources of retention funding. The total grant request for three newly hired sworn officers for three years or 36 months including fringe benefits is \$494,580.00. After the three-year period the total obligation to retain these three officer positions for twelve additional months to be funded by Uvalde County will amount to approximately \$164,860.00.

- Upon motion of Commissioner Bates
- Second by Commissioner Moreno

The Court unanimously (4-0) approved the submission of a COPS Hiring Recovery Program Grant application for the Uvalde County Sheriff's Office. A copy of said application is attached to these minutes.

Commissioner Scheide *yes*
Commissioner Bates *yes*

Commissioner Sanchez *yes*
Commissioner Moreno *yes*

6. CONSIDER AND ACT UPON REQUEST OF COUNTY ATTORNEY TO SUPPLEMENT SALARIES UTILIZING ADMINISTRATION FUND:

- Upon motion of Commissioner Moreno
- Second by Commissioner Bates

The Court unanimously (4-0) approved the request of County Attorney John P. Dodson to supplement salaries of Tammy Davenport and Rhonda Barrow out of his Administration Fund.

Commissioner Scheide *yes*
Commissioner Bates *yes*

Commissioner Sanchez *yes*
Commissioner Moreno *yes*

7. CONSIDER AND ACT UPON APPROVING BOND OF DEPUTY CONSTABLE PRECINCT 6:

The Court passed this agenda item.

8. CONSIDER AND ACT UPON BIDS PERTAINING TO THE SALE OF OBLIGATIONS DESIGNATED AS "UVALDE COUNTY, TEXAS COMBINATION TAX AND REVENUE CERTIFICATES OF OBLIGATION, SERIES 2009"; RECEIPT OF FINANCIAL ADVISOR'S RECOMMENDATION CONCERNING THIS MATTER; AND OTHER MATTERS IN CONNECTION THEREWITH:

The Court recessed until 12:05 p.m. to discuss this agenda item.

9. CONSIDER AND ACT UPON APPROVAL OF AN ORDER AUTHORIZING THE ISSUANCE OF "UVALDE COUNTY, TEXAS COMBINATION TAX AND REVENUE CERTIFICATES OF OBLIGATION, SERIES 2009"; PROVIDING FOR THE PAYMENT OF SAID CERTIFICATES BY A LIEN ON AND PLEDGE OF THE PLEDGED REVENUES OF THE SOLID WASTE MANAGEMENT SYSTEM; PROVIDING THE TERMS AND CONDITIONS OF SAID CERTIFICATES AND RESOLVING OTHER MATTERS INCIDENT AND RELATING TO THE ISSUANCE, PAYMENT, SECURITY, SALE AND DELIVERY OF SAID CERTIFICATES, INCLUDING THE APPROVAL AND DISTRIBUTION OF AN OFFICIAL STATEMENT; AUTHORIZING THE EXECUTION OF A PAYING AGENT/REGISTRAR AGREEMENT; COMPLYING WITH THE REQUIREMENTS IMPOSED BY THE LETTER OF REPRESENTATIONS PREVIOUSLY EXECUTED WITH THE DEPOSITORY TRUST COMPANY; AND PROVIDING EFFECTIVE DATE:

The Court recessed until 12:05 p.m. to discuss this agenda item.

10. CONSIDER AND ACT UPON ESTABLISHING A CAPITAL IMPROVEMENT FUND:

- Upon motion of Commissioner Bates
- Second by Commissioner Scheide

The Court unanimously (4-0) approved the establishment of a Capital Improvement Fund to be managed by County Treasurer Joni Deorsam; the motion also included establishing a bank account for the same.

<i>Commissioner Scheide</i>	<i>yes</i>	<i>Commissioner Sanchez</i>	<i>yes</i>
<i>Commissioner Bates</i>	<i>yes</i>	<i>Commissioner Moreno</i>	<i>yes</i>

11. CONSIDER AND ACT UPON A PROFESSIONAL SERVICE CONTRACT WITH JOHN S. GRAVES AND ASSOCIATES, INC. FOR ARCHITECTURAL SERVICES FOR THE JAIL/FAIRPLEX CONSTRUCTION PROJECT:

- Upon motion of Commissioner Bates
- Second by Commissioner Sanchez

The Court unanimously (4-0) approved a professional service contract with John S. Graves and Associates, Inc. for architectural services for the Jail/Fairplex construction project. A copy of the said contract is attached to these minutes.

<i>Commissioner Scheide</i>	<i>yes</i>	<i>Commissioner Sanchez</i>	<i>yes</i>
<i>Commissioner Bates</i>	<i>yes</i>	<i>Commissioner Moreno</i>	<i>yes</i>

12. CONSIDER AND ACT UPON ROAD ADMINISTRATORS REPORT:

County Road Administrator Jesse Garcia gave the Court the following activity report, with no action taken.

- Cutting brush on CR #309
- Blading roads on CR #201 and #202

13. CONSIDER AND ACT UPON LINE-ITEM BUDGET AMENDMENTS:

The County Auditor did not present any line-item budget amendments to the Court for approval.

14. CONSIDER AND ACT UPON APPROVAL OF MONTHLY REPORTS:

- Upon motion of Commissioner Bates
- Second by Commissioner Sanchez

The Court unanimously (4-0) approved the following monthly reports, as presented.

County Clerk: *March 13-19-2009*
County Compliance: *March 17-24, 2009; March 25-April 6, 2009*
County Jail: *March 23-30, 2009; March 30-April 6, 2009; April 13, 2009*
County Treasurer: *January, 2009; February 2009*
J.P. #1: *March 9-13, 2009; March 16-20, 2009; March 23-31, 2009; April 1-3, 2009*
J.P. #2: *March 14-20, 2009; March 21-31, 2009*
J.P. #3: *March 14-20, 2009; March 21-31, 2009; April 1-3, 2009*
J.P. #4: *March 2-6, 2009; March 9-13, 2009; March 16-20, 2009; March 23-31, 2009; April 1-3, 2009 (2)*
J.P. #6: *March 16-20, 2009; March 23-31, 2009; April 1-3, 2009*

<i>Commissioner Scheide</i>	<i>yes</i>	<i>Commissioner Sanchez</i>	<i>yes</i>
<i>Commissioner Bates</i>	<i>yes</i>	<i>Commissioner Moreno</i>	<i>yes</i>

15. CONSIDER AND ACT UPON PAYROLL APPROVAL:

- Upon motion of Commissioner Moreno
- Second by Commissioner Sanchez

The Court unanimously (4-0) approved the payroll. A copy of said payroll for this period was not available for recording with these minutes.

<i>Commissioner Scheide</i>	<i>yes</i>	<i>Commissioner Sanchez</i>	<i>yes</i>
<i>Commissioner Bates</i>	<i>yes</i>	<i>Commissioner Moreno</i>	<i>yes</i>

16. CONSIDER AND ACT UPON PAYMENT OF BILLS:

- Upon motion of Commissioner Bates
- Second by Commissioner Sanchez

The Court unanimously (4-0) approved the bills for payment, as presented. A copy of the same is attached to these minutes.

<i>Commissioner Scheide</i>	<i>yes</i>	<i>Commissioner Sanchez</i>	<i>yes</i>
<i>Commissioner Bates</i>	<i>yes</i>	<i>Commissioner Moreno</i>	<i>yes</i>

17. CONSIDER AND ACT UPON RESOLUTIONS/PROCLAMATIONS:

The Court approved resolutions in honor of the following, with the meeting being closed in their memory.

Lester Matheny
Dr. Charles Kimble

The Court recessed and reconvened at 12:05 p.m. on April 13, 2009, with the following members present:

William R. Mitchell, *County Judge*
 Daniel Sanchez, *Commissioner #2*
 Jerry W. Bates, *Commissioner #3*
 Jesse R. Moreno, *Commissioner #4*
 John P. Dodson, *County Attorney*
 Lucille C. Hutcherson, *County Clerk and Ex-Officio Clerk of the Commissioners Court of Uvalde County*

ABSENT: Randy Scheide, *Commissioner #1*

Also present were *County Treasurer* Joni Deorsam, *County Sheriff* Charlie Mendeke, and *County Auditor* Alice Chapman.

8. CONSIDER AND ACT UPON BIDS PERTAINING TO THE SALE OF OBLIGATIONS DESIGNATED AS “UVALDE COUNTY, TEXAS COMBINATION TAX AND REVENUE CERTIFICATES OF OBLIGATION, SERIES 2009”; RECEIPT OF FINANCIAL ADVISOR’S RECOMMENDATION CONCERNING THIS MATTER; AND OTHER MATTERS IN CONNECTION THEREWITH:

- Upon motion of Commissioner Bates
- Second by Commissioner Moreno

The Court unanimously (4-0) approved the sale of obligations designated as “Uvalde County,

Texas Combination Tax and Revenue Certificates of Obligation, Series 2009” to Morgan Keegan & Co., Inc., as recommended by Mark M. McLiney of Southwest Securities. Copies of documents regarding this agenda item are attached to these minutes.

Commissioner Sanchez yes
Commissioner Moreno yes

Commissioner Bates yes
Judge Mitchell yes

9. CONSIDER AND ACT UPON APPROVAL OF AN ORDER AUTHORIZING THE ISSUANCE OF “UVALDE COUNTY, TEXAS COMBINATION TAX AND REVENUE CERTIFICATES OF OBLIGATION, SERIES 2009”; PROVIDING FOR THE PAYMENT OF SAID CERTIFICATES BY A LIEN ON AND PLEDGE OF THE PLEDGED REVENUES OF THE SOLID WASTE MANAGEMENT SYSTEM; PROVIDING THE TERMS AND CONDITIONS OF SAID CERTIFICATES AND RESOLVING OTHER MATTERS INCIDENT AND RELATING TO THE ISSUANCE, PAYMENT, SECURITY, SALE AND DELIVERY OF SAID CERTIFICATES, INCLUDING THE APPROVAL AND DISTRIBUTION OF AN OFFICIAL STATEMENT; AUTHORIZING THE EXECUTION OF A PAYING AGENT/REGISTRAR AGREEMENT; COMPLYING WITH THE REQUIREMENTS IMPOSED BY THE LETTER OF REPRESENTATIONS PREVIOUSLY EXECUTED WITH THE DEPOSITORY TRUST COMPANY; AND PROVIDING EFFECTIVE DATE:

- Upon motion of Commissioner Moreno
- Second by Commissioner Bates

The Court unanimously (4-0) approved an *ORDER AUTHORIZING THE ISSUANCE OF “UVALDE COUNTY, TEXAS COMBINATION TAX AND REVENUE CERTIFICATES OF OBLIGATION, SERIES 2009”; PROVIDING FOR THE PAYMENT OF SAID CERTIFICATES BY A LIEN ON AND PLEDGE OF THE PLEDGED REVENUES OF THE SOLID WASTE MANAGEMENT SYSTEM; PROVIDING THE TERMS AND CONDITIONS OF SAID CERTIFICATES AND RESOLVING OTHER MATTERS INCIDENT AND RELATING TO THE ISSUANCE, PAYMENT, SECURITY, SALE AND DELIVERY OF SAID CERTIFICATES, INCLUDING THE APPROVAL AND DISTRIBUTION OF AN OFFICIAL STATEMENT; AUTHORIZING THE EXECUTION OF A PAYING AGENT/REGISTRAR AGREEMENT; COMPLYING WITH THE REQUIREMENTS IMPOSED BY THE LETTER OF REPRESENTATIONS PREVIOUSLY EXECUTED WITH THE DEPOSITORY TRUST COMPANY; AND PROVIDING EFFECTIVE DATE.* The “Order” also includes the Court’s approval for the sale of bonds to Morgan Keegan & Co., Inc. Copies of documents regarding this line item are attached to these minutes.

Commissioner Sanchez yes
Commissioner Moreno yes

Commissioner Bates yes
Judge Mitchell yes

With no further business, the meeting of April 13, 2009 was adjourned.