



## MINUTES

The Uvalde County Commissioners Court met in regular session at 10:00 a.m. on February 13, 2012, in the Commissioners Courtroom of the Uvalde County Courthouse with the following members present:

William R. Mitchell, *County Judge*  
Randy Scheide, *Commissioner #1*  
Mariano Pargas Jr., *Commissioner #2*  
Jerry W. Bates, *Commissioner #3*  
Raul T. Flores, *Commissioner #4*  
Ramona Esquivel Hobbs, *County Clerk and Ex-Officio Clerk of the Commissioners Court*

Absent: John P. Dodson, *County Attorney*

Also present were *County Auditor Alice Chapman, County Treasurer Joni Deorsam, Tax Assessor-Collector Maggie Del Toro, and 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 February 13, 2012, 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 JANUARY 23, 2012 MINUTES:**

- Upon motion of Commissioner Scheide.
- Second by Commissioner Bates.

The Court (4-0) approved the Minutes of January 23, 2012.

<i>Commissioner Scheide</i>	<i>Yes</i>	<i>Commissioner Flores</i>	<i>Yes</i>
<i>Commissioner Pargas</i>	<i>Yes</i>	<i>Commissioner Bates</i>	<i>Yes</i>

### **3. CONSIDER AND ACT UPON ARCHITECTURAL SERVICES PROPOSAL FOR SENIOR CITIZENS CENTER:**

- Presentation by Carl Esser of three proposals received.
- Recommendation of Carl Esser: Award to John S. Graves & Associates.

- Commissioner Flores commented on rating given to Davis Powell & Associates and recommended award be given to Davis Powell & Associates.
- Upon motion of Commissioner Scheide.
- Second by Commissioner Pargas.

The Court (3-0-1) approved the architectural services proposal for Senior Citizens Center awarded to John S. Graves & Associates. (Copy attached)

<i>Commissioner Scheide</i>	<i>Yes</i>	<i>Commissioner Flores Abstain</i>
<i>Commissioner Pargas</i>	<i>Yes</i>	<i>Commissioner Bates Yes</i>

**4. CONSIDER AND ACT UPON BIDS FOR FAIRPLEX OUTDOOR LIGHTING:**

- Presentation by John S. Graves.
- Four bids received were above the \$75,000.00 budget set
- Recommendation to reject all bids.
- Upon motion of Commissioner Pargas.
- Second by Commissioner Bates.

The Court (4-0) approved rejecting all bids received for the Fairplex Outdoor lighting. (Copy attached.)

<i>Commissioner Scheide</i>	<i>Yes</i>	<i>Commissioner Flores</i>	<i>Yes</i>
<i>Commissioner Pargas</i>	<i>Yes</i>	<i>Commissioner Bates</i>	<i>Yes</i>

**5. CONSIDER AND ACT UPON APPOINTMENTS TO THE CHILD WELFARE BOARD:**

- Appointment recommendations for the two year terms:

Lisa Ayala  
 Mary Fowler  
 Ann Turkowski  
 Robert Ballesteros

- Upon motion of Commissioner Scheide.
- Second by Commissioner Bates.

The Court (4-0) approved the listed names of appointments to the Child Welfare Board.

<i>Commissioner Scheide</i>	<i>Yes</i>	<i>Commissioner Flores</i>	<i>Yes</i>
<i>Commissioner Pargas</i>	<i>Yes</i>	<i>Commissioner Bates</i>	<i>Yes</i>

**6. CONSIDER AND ACT UPON INTENT TO SUBMIT AN APPLICATION TO TASKFORCE ON INDIGENT DEFENSE:**

- Presentation by Carl Esser.
- Grant will fund position of “Indigent Defense Coordinator”.
- Upon motion of Commissioner Pargas.
- Second by Commissioner Scheide.

The Court (4-0) approved intent to submit an application to (TFID) Task Force on Indigent Defense.

<i>Commissioner Scheide</i>	<i>Yes</i>	<i>Commissioner Flores</i>	<i>Yes</i>
<i>Commissioner Pargas</i>	<i>Yes</i>	<i>Commissioner Bates</i>	<i>Yes</i>

**7. CONSIDER AND ACT UPON APPOINTMENT OF FAIRPLEX MANAGER:**

- Presentation by Auditor Alice Chapman.
- Resumes received and approached Carl Esser in reference to position. Recommendation to contract with Esser and Company with salary position of \$45,502.50.
- Commissioner Flores commented on concerns of the position job skills, the continuance of the Application process and Commissioners Court input into the selection process. Also, Commissioner Flores wanted the minutes to reflect, he opposed the process utilized in awarding the appointment on the listed Agenda item.
- Upon motion of Commissioner Bates.
- Second by Commissioner Scheide.

The Court (4-0) approved appointment of Carl Esser as Fairplex Manager with a One year contract. (Copy attached)

<i>Commissioner Scheide</i>	<i>Yes</i>	<i>Commissioner Flores</i>	<i>Yes</i>
<i>Commissioner Pargas</i>	<i>Yes</i>	<i>Commissioner Bates</i>	<i>Yes</i>

**8. CONSIDER AND ACT UPON CHANGE OF LOCATION FOR VOTING BOX 9 AND 14 AND SET EARLY VOTING LOCATION :**

- Presentation by Maggie Del Toro.
- Designation of voting sites:
  - April 3, Early Voting- Commissioners Court room in Courthouse.
  - Election Day- Box #1 location will be in front of Tax Assessor Collector Office.
  - The usual sites will be used for the other Voting boxes.
  - Change Box #9 location (Anthon School) to 999 W. Main.
  - Change Box #14 location (Heard School) to Reagan Wells Baptist Church,
- Upon motion of Commissioner Scheide.
- Second by Commissioner Pargas.

The Court (4-0) approved change of location for Voting Box 9 and Box 14 (pending approval from the Reagan Wells Baptist Church) and Early Voting location.(Copy attached.)

<i>Commissioner Scheide</i>	<i>Yes</i>	<i>Commissioner Flores</i>	<i>Yes</i>
<i>Commissioner Pargas</i>	<i>Yes</i>	<i>Commissioner Bates</i>	<i>Yes</i>

**9. CONSIDER REQUEST OF SABINAL LIONS CLUB TO USE COUNTY ROADS FOR FUNDRAISER:**

- Presentation by Louis A. Landeros Jr.
- March 24, 2012- 5K Fundraiser, utilize parts of Orange St., Houston St., and CR387.
- Upon motion of Commissioner Bates.
- Second by Commissioner Pargas.

The Court (4-0) approved request of Sabinal Lions Club to use County Roads for Fundraiser. (Copy attached)

<i>Commissioner Scheide</i>	<i>Yes</i>	<i>Commissioner Flores</i>	<i>Yes</i>
<i>Commissioner Pargas</i>	<i>Yes</i>	<i>Commissioner Bates</i>	<i>Yes</i>

**10. CONSIDER AND ACT UPON AUTHORIZING DRILLING A WATER WELL AT THE CONCAN COMMUNITY BUILDING:**

- Upon motion of Commissioner Bates.

- Second by Commissioner Flores.

The Court (4-0) authorized drilling a water well at the Concan Community Building.

<i>Commissioner Scheide</i>	<i>Yes</i>	<i>Commissioner Flores</i>	<i>Yes</i>
<i>Commissioner Pargas</i>	<i>Yes</i>	<i>Commissioner Bates</i>	<i>Yes</i>

**11. CONSIDER AND ACT UPON REQUEST TO ASSIST IN CLEANING GRAVEL FROM UTOPIA DAM SITE:**

- Presentation by Commissioner Bates in reference to the request from Utopia Park Board.
- Assistance up to \$49,000.00 available for clean up.
- Upon motion of Commissioner Bates.
- Second by Commissioner Pargas.

The Court (4-0) approved request to assist in cleaning gravel from the Utopia Dam site. (Copy attached.)

<i>Commissioner Scheide</i>	<i>Yes</i>	<i>Commissioner Flores</i>	<i>Yes</i>
<i>Commissioner Pargas</i>	<i>Yes</i>	<i>Commissioner Bates</i>	<i>Yes</i>

**12. CONSIDER AND ACT UPON ROAD ADMINISTRATORS REPORT:**

- Presentation by Jesse Garcia.
- No action required on agenda item.

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

- Presentation by Auditor Alice Chapman of budget amendments.
  1. Transfer salary amount in Budget Amendment.
  2. Amend from General Fund Housing, to pay Dimmitt County Jail.
  3. Revenue off sets expenses.
  4. Transfer from Restricted Fund balance for Fairplex Road.
- Upon motion of Commissioner Pargas.
- Second by Commissioner Scheide.

The Court (4-0) approved the line item budget amendments. (Copy attached)

<i>Commissioner Scheide</i>	<i>Yes</i>	<i>Commissioner Flores</i>	<i>Yes</i>
<i>Commissioner Pargas</i>	<i>Yes</i>	<i>Commissioner Bates</i>	<i>Yes</i>

**14. CONSIDER AND ACT UPON APPROVAL OF MONTHLY REPORTS:**

- Monthly reports, as presented:
  - County Auditor: *Compliance Office & County Clerk Office Audit December 2011.*
  - County Clerk Report: *January 16-20, 23-27, 30-31, Month of January, February 1-3, 6-10, 2012.*
  - Compliance Office Report: *January 16-20, 23-27, 30-31, February 1-3, 6-10, 2012.*
  - JP #1: *January 16-20, 23-31, 2012.*
  - JP#2: *January 14-20, 21-31, February 1-3, 2012.*
  - JP #3: *January 23-31, February 1-3, 2012.*
  - JP #4: *January 17-20, 23-31, 23-31, February 1-3, February 1-3 (No signature), 2012.*
  - JP #6: *January 9-13, 16-20, 23-31, Month of January, February 1-3, 2012.*
  - Sheriff's Office: *Jail Population Report January 2012.*
  - District Clerk: *Monthly Report January 1-31, 2012.*

- Upon motion by Commissioner Bates.
- Second by Commissioner Scheide.

The Court (4-0) approved the Monthly Reports submitted by the County Clerk's office.

<i>Commissioner Scheide</i>	<i>Yes</i>	<i>Commissioner Flores</i>	<i>Yes</i>
<i>Commissioner Pargas</i>	<i>Yes</i>	<i>Commissioner Bates</i>	<i>Yes</i>

**15. CONSIDER AND ACT UPON PAYROLL APPROVAL:**

- Upon motion of Commissioner Bates.
- Second by Commissioner Flores.

The Court (4-0) approved the payroll for payment.

<i>Commissioner Scheide</i>	<i>Yes</i>	<i>Commissioner Flores</i>	<i>Yes</i>
<i>Commissioner Pargas</i>	<i>Yes</i>	<i>Commissioner Bates</i>	<i>Yes</i>

**16. CONSIDER AND ACT UPON PAYMENT OF BILLS:**

- Upon motion of Commissioner Pargas.
- Second by Commissioner Bates.

The Court (4-0) approved the bills, as presented. Copies of the same are attached.

<i>Commissioner Scheide</i>	<i>Yes</i>	<i>Commissioner Flores</i>	<i>Yes</i>
<i>Commissioner Pargas</i>	<i>Yes</i>	<i>Commissioner Bates</i>	<i>Yes</i>

**17. RESOLUTIONS/PROCLAMATIONS:**

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

Hepolito Vasquez  
 John "Tom" Mauldin  
 Allan Bendler  
 Anita Rodriguez Martinez  
 Gloria Rios  
 Patricia Arredondo  
 Alicia Rodriguez  
 Gus Neutze  
 Iva Raine  
 Jean B. Hale

With no further business, the meeting of February 13, 2012 adjourned.

**COMMISSIONERS COURT ORDER**

On this, the \_\_\_\_\_ day of \_\_\_\_\_, 2012, came to be heard the Uvalde County Commissioners Court Minutes of \_\_\_\_\_, 20\_\_\_\_, as prepared by the Clerk of the Court.

IT IS THEREFORE ORDERED, the foregoing be recorded and entered for record in the UVALDE COUNTY COMMISSIONERS COURT MINUTES, as required by law. (ORDER 02-13-12)

**APPROVED BY:** \_\_\_\_\_

William R. Mitchell, County Judge

\_\_\_\_\_  
Randy Scheide, Commissioner #1

\_\_\_\_\_  
Mariano Pargas, Jr., Commissioner #2

\_\_\_\_\_  
Jerry W. Bates, Commissioner #3

\_\_\_\_\_  
Raul T. Flores, Commissioner #4

**(SEAL)**

**ATTEST:** \_\_\_\_\_

Ramona Esquivel Hobbs, County Clerk  
And Ex-Officio Clerk of the Commissioners Court of Uvalde County, Texas