



MINUTES

BE IT REMEMBERED that on the 12th day of April, 2021, the Honorable Commissioners Court of Uvalde County, Texas convened in regular session via video conferencing utilizing Zoom. The following members were in attendance:

William R. Mitchell, *County Judge*
John Yeackle, *Commissioner Pct. #1*
Mariano Pargas, *Commissioner Pct. #2*
Jerry W. Bates, *Commissioner Pct. #3*
Ronnie Garza, *Commissioner Pct. #4*
John Dodson, *County Attorney*
Valerie Del Toro Romero, *County Clerk and Ex-Officio Clerk of
the Commissioner's Court*

Also connected to video conference utilizing Zoom were: *County Treasurer* Joni Deorsam, *County Auditor* Alice Chapman, *Sheriff* Ruben Nolasco, *Tax Assessor Collector* Rita Vertuyft, *Fairplex Director* Wendy Speer, *Road Administrator* Dee Kirkpatrick, *County Consultant* Carl Esser, Andrew T. Friedman with *SAMCO Capital Markets Inc.*, Clay Binford with *McCall, Parkhurst & Horton LLP*, ABEI Development Manager Trey Patton with *ABEI Energy*, and Julye Keeble with *Uvalde Leader News*.

Absent: None

1. Consider and act upon call to order, invocation and pledge of allegiance:

The Honorable William R. Mitchell called the meeting of April 12, 2021 to order at 10:00 AM followed with the invocation, led the Pledge of Allegiance to the United States flag and Texas Pledge of Allegiance.

2. Consider and act upon approval of minutes:

Motion by Commissioner Pargas to approve the minutes of March 22, 2021.
Seconded by Commissioner Bates.
Motion carried (4-0).

3. Consider and act upon an order authorizing the issuance of the county's "Combination tax and limited pledge revenue certificates of obligation, series 2021"; providing for the payment of said certificates by the levy of an ad valorem tax upon all taxable property within the county and further securing the certificates by a lien on the 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 thereof:

Andrew T. Friedman with SAMCO Capital Markets, Inc. as financial advisor to the County of Uvalde provided to the Court a presentation relating to the passage of an order authorizing the issuance of certificates of obligation, series 2021 in the amount of \$3,000,000.00 for the purpose of paying contractual obligations of the County to be incurred for making permanent public improvements and outlined the final numbers and negotiated interest rates with First State Bank of Uvalde and Community National Bank, Texas recently merged with Hondo National Bank. Mr. Friedman recommended to the Court to proceed with the better interest rate submitted by Community National Bank, Texas.

Motion by Commissioner Yeackle to approve order for certificates of obligation, series 2021. Seconded by Commissioner Pargas.

Motion carried (4-0).

4. Consider and act upon designated representative resolution for TWDB Flood Infrastructure Fund:

County Consultant Carl Esser outlined to the Court an Agreement Execution Resolution between the County of Uvalde and the Texas Water Development Board to finance a project known as the Self-Supporting Tower for the existing Uvalde County Early Warning System. The Texas Water Development Board made a commitment to provide financial assistance to the County of Uvalde in the form of a grant in the amount of \$219,000.00. A resolution is required from Commissioners Court authorizing Uvalde County Judge William R. Mitchell to sign grant agreement. The total project cost is \$300,000.00 and the County of Uvalde is responsible for a local match in the amount of \$81,000.00 budgeted from the Flood Maintenance Fund.

Motion by Commissioner Garza to approve resolution with Texas Water Development Board. Seconded by Commissioner Pargas.

Motion carried (4-0).

5. Consider and act upon award of engineering services for TxCDBG Colonia Construction Fund:

County Consultant Carl Esser informed the Court that the procurement process was completed to provide professional engineering services for the Colonia Fund Construction Program. Four engineering firms responded and submitted proposals to include; 6S Engineering, Foresite Group LLC, Garcia & Wright Engineers and TRC Engineers. Mr. Esser provided to the Court an Engineer Rating Sheet and Engineer Summary Sheet. After review and evaluation of all proposals, Mr. Esser recommended the proposal be awarded to TRC Engineers to provide professional engineering services for the 2021-2022 TxCDBG Colonia Fund Construction. Bids/Proposals may be viewed in the office of the Uvalde County Judge William R. Mitchell.

Motion by Commissioner Pargas to award engineering services to TRC Engineers.

Seconded by Commissioner Bates.

Motion carried (4-0).

6. Consider and act upon resolution authorizing Victims of Crime liaison grant application:

County Auditor Alice Chapman requested approval of a Resolution on behalf of the 38th Judicial District Attorney to apply to the Office of the Attorney General (OAG) for a Victim Coordinator and Liaison Grant (VLG).

Motion by Commissioner Bates to approve resolution for grant application with the Office of the Attorney General.

Seconded by Commissioner Pargas.

Motion carried (4-0).

7. Consider and act upon Texas Department of Public Safety contract for Failure to Appear program:

The Court considered an Interlocal Cooperation Contract Failure to Appear (FTA) Program between the County of Uvalde and the Texas Department of Public Safety who contract with a private vendor to allow failure to appear warrants issued by local courts to be placed in the statewide DPS data base. This contract is effective on the date of execution for a period of five years.

Motion by Commissioner Garza to approve Interlocal Cooperation Contract with the Texas Department of Public Safety.

Seconded by Commissioner Bates.

Motion carried (4-0).

8. Consider and act upon request of ABEI Energy for designation of reinvestment zone for solar farm:

ABEI Energy Project Development Manager Trey Patton requested Court approval for the designation of a reinvestment zone for a proposed 150 Mega Watts/AC named the Nightfall Solar Project to be established within the boundaries of approximately 932 acres located on Highway 90 West also known as the Spanish Dagger Ranch.

Motion by Commissioner Garza to approve designation request of a reinvestment zone.

Seconded by Commissioner Bates.

Motion carried (4-0).

9. Consider and act upon ban on outdoor burning:

Pursuant to Local Government Code 352.08, the Court considered and adopted an order prohibiting outdoor burning due to continued dry weather. All outdoor burning is prohibited in the unincorporated areas of the county for 90 days from the date of adoption of this order unless rescinded by action of the Court.

Motion by Commissioner Garza to approve order prohibiting outdoor burning.

Seconded by Commissioner Pargas.

Motion carried (4-0).

10. Consider and act upon order approving sale of fireworks during Cinco de Mayo period:

Pursuant to the Texas Occupations Code, Section 2154.202(h)(1), the Court considered an order allowing retail fireworks permit holders to sell fireworks to the public in celebration of Cinco de Mayo period designated from May 1, 2021 through midnight May 5, 2021. The implemented ban on outdoor burning and dry weather were considered for this agenda item. Motion by Commissioner Bates to deny order approving the sale of fireworks during the Cinco de Mayo period.

Seconded by Commissioner Garza.

Motion carried (4-0).

11. Consider and act upon acknowledging required certification by Constable, Pct. Bob Cook:

The Court considered and acknowledged the certificates of course completion of the Open Meetings Act and Public Information Act awarded to Constable, Pct. 3 Bob Cook.

Motion by Commissioner Bates to acknowledge certificates of completion awarded to Constable, Pct. 3 Bob Cook.

Seconded by Commissioner Pargas.

Motion carried (4-0).

12. Consider and act upon Road Administrators report:

Road Administrator Dee Kirkpatrick informed the Court that the Road Department bladed and patched roads throughout the County, cut and removed trees on County Road 329 and in Utopia, laid steel, forms and poured concrete on the downstream culvert footing at Bear Creek Crossing and are placing signs on requested roads.

No action taken.

13. Consider and act upon line item budget amendments:

County Auditor Alice Chapman presented and outlined a list of proposed line item budget amendments to the Court for consideration and approval.

Motion by Commissioner Pargas to approve line item budget amendments as presented.

Seconded by Commissioner Yeackle.

Motion carried (4-0). Exhibit A

14. Consider and act upon payment of bills and payroll approval:

Motion by Commissioner Bates to approve payment of bills and payroll approval.

Seconded by Commissioner Pargas.

Motion carried (4-0).

15. Consider and act upon approval of monthly reports:

Motion by Commissioner Bates to approve payroll.

Seconded by Commissioner Garza.

Motion carried (4-0).

16. Consider and act upon approval of resolutions/proclamations:

The Court approved resolutions in honor of the memory of the following individuals:

Councilman John H. Flores, Jr. †

Rodolfo Hill †

Abel Jaimes †

Shirley Stoner †

With no further business, the meeting of April 12, 2021 was adjourned.

Exhibits identified under a specific agenda item are included as supporting documentation of the action taken by the Uvalde County Commissioners Court and are placed after the minutes and before the last page titled Commissioners Court Order.

COMMISSIONERS COURT ORDER

On this the 26th day of April, 2021, came to be heard the Uvalde County Commissioners Court Minutes of April 12, 2021 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 03-12-12)

APPROVED BY: _____
William R. Mitchell, County Judge

John Yeackle, Commissioner Pct. #1

Mariano Pargas, Jr., Commissioner Pct. #2

Jerry W. Bates, Commissioner Pct. #3

Ronnie Garza, Commissioner Pct. #4

(SEAL)

ATTEST: _____
Valerie Del Toro Romero, County Clerk and
Ex-Officio Clerk of the Commissioners Court
of Uvalde County, Texas