

# MINUTES

The Uvalde County Commissioners Court met in regular session at 10 a.m. on November 24, 2008, 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, 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 November 24, 2008, 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 Bates
- Second by Commissioner Moreno

The Court unanimously (4-0) approved the Minutes of November 10, 2008 and November 13, 2008, as presented.

*Commissioner Scheide*    *yes*  
*Commissioner Bates*    *yes*

*Commissioner Sanchez*    *yes*  
*Commissioner Moreno*    *yes*

## 3. CONSIDER AND ACT UPON REQUEST TO ELIMINATE 6% HOTEL/MOTEL OCCUPANCY TAX:

- Upon motion of Commissioner Scheide
- Second by Commissioner Sanchez

After a full discussion and public participation the Court unanimously (4-0) approved to table this item until a later meeting.

*Commissioner Scheide*    *yes*  
*Commissioner Bates*    *yes*

*Commissioner Sanchez*    *yes*  
*Commissioner Moreno*    *yes*

### Public Participation:

Gary Hightower – for eliminating 6% tax  
Mary Tom Buchanan – for eliminating 6% tax  
Don Yaklin – against 6% tax

Pattie Van Pelt – against 6% tax  
 Helen Burgin – for eliminating 6% tax  
 Ken Cave – support 6% tax  
 Anthony Sharp – support 6% tax  
 Roland L. Garcia – support 6% tax  
 Amanda Mark – support 6% tax  
 Rebecca Roosa – mixed; support if tax could be used for security, keeping rivers clean, etc.  
 Betty Ferguson – for eliminating 6% tax  
 Brad Hart – against 6% tax  
 Bonnie and Clayton Crider – for eliminating 6% tax  
 Larry Burgin – for eliminating 6% tax

**4. CONSIDER AND ACT UPON APPOINTMENTS TO THE EL PROGRESO LIBRARY BOARD OF DIRECTORS:**

- Upon motion of Commissioner Scheide
- Second by Commissioner Sanchez

The Court unanimously (4-0) approved the appointment of the following individuals to serve on the El Progreso Library Board of Directors.

Pedro Bermea	Amy Carnes	John Carroll	Mark Fry
Martha Griffith	Glenda Nelson	Juan Martinez	Eunice Sosa
Glenda Swink			
<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>

**5. CONSIDER AND ACT UPON PRESENTATION BY COUNTY EXTENSION AGENTS:**

County Extension Agents Patricia Rasor and Bryson Dalrymple gave an update of activities within their department. No action was taken under this agenda item.

**6. CONSIDER AND ACT UPON FINAL PLAT OF UTOPIA ESTATES SUBDIVISION:**

Morris Killough, representing developer Stacy Barton, requested the final approval of the Utopia Estates Subdivision.

- Upon motion of Commissioner Scheide
- Second by Commissioner Moreno

The Court unanimously (4-0) approved the final plat of Utopia Estates Subdivision, with the same to be filed in the County Clerk’s Plat Records.

<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>

**7. CONSIDER AND ACT UPON AWARD OF BIDS:**

a. JP #2 Office Space:

- Upon motion of Commissioner Bates
- Second by Commissioner Scheide

The Court unanimously (4-0) approved the bid for JP #2 office space be awarded to Michael Story.

*Commissioner Scheide*    *yes*  
*Commissioner Bates*    *yes*

*Commissioner Sanchez*    *yes*  
*Commissioner Moreno*    *yes*

b. JP #3 Office Space:

- Upon motion of Commissioner Bates
- Second by Commissioner Scheide

The Court unanimously (4-0) approved the bid for JP #3 office space be awarded to Bill Schaefer.

*Commissioner Scheide*    *yes*  
*Commissioner Bates*    *yes*

*Commissioner Sanchez*    *yes*  
*Commissioner Moreno*    *yes*

c. JP #4 Office Space:

- Upon motion of Commissioner Bates
- Second by Commissioner Scheide

After a full discussion was had concerning the proposal submitted by Daniel Ibarra not having adequate space and parking to accommodate JP #4, both the motion and second were withdrawn.

- Upon motion of Commissioner Moreno
- Second by Commissioner Sanchez

The Court unanimously (4-0) approved to re-advertise for JP #4 office space.

*Commissioner Scheide*    *yes*  
*Commissioner Bates*    *yes*

*Commissioner Sanchez*    *yes*  
*Commissioner Moreno*    *yes*

d. Petroleum Products for Sheriff Office:

- Upon motion of Commissioner Scheide
- Second by Commissioner Moreno

The Court unanimously (4-0) approved the bid of Maxey Energy, based on lowest constant factor, for the Sheriff's Office petroleum products.

*Commissioner Scheide*    *yes*  
*Commissioner Bates*    *yes*

*Commissioner Sanchez*    *yes*  
*Commissioner Moreno*    *yes*

**8. CONSIDER AND ACT UPON OPENING OF BIDS:**

a. Administrator of County's Hotel/Motel Occupancy Tax:

Texas Hill Country River Region – only bid submitted

The bid was set aside for review, with action to be taken at the next regular meeting of the Court.

**9. CONSIDER AND ACT UPON REQUEST OF COUNTY ATTORNEY TO CREATE ADMINISTRATIVE FUND:**

County Attorney John P. Dodson requested the Court consider and act upon the creation of an Administrative Fund which would be for funds that do not qualify for either Hot Check Funds or General Funds for the Office of the Uvalde County Attorney.

- Upon motion of Commissioner Scheide
- Second by Commissioner Moreno

The Court unanimously (4-0) approved the request of County Attorney John P. Dodson and authorized the creation of an Administrative Fund for the benefit of the Office of the Uvalde County Attorney.

<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>

**10. CONSIDER AND ACT UPON BAN ON OUTDOOR BURNING:**

- Upon motion of Commissioner Scheide
- Second by Commissioner Sanchez

The Court unanimously (4-0) approved an *Order Prohibiting Outdoor Burning*. 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>

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

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

- Completed construction on building pad for the Happy Hollow Fire Department
- General maintenance
- Cutting brush

**12. CONSIDER AND ACT UPON LINE-ITEM BUDGET AMENDMENTS:**

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

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

- Upon motion of Commissioner Sanchez
- Second by Commissioner Bates

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>

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

- Upon motion of Commissioner Moreno
- Second by Commissioner Bates

The Court unanimously (4-0) approved the payroll, as presented. 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>

**15. CONSIDER AND ACT UPON MONTHLY REPORTS:**

- Upon motion of Commissioner Bates
- Second by Commissioner Moreno

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

County Clerk: *October 31, 2008; October, 2008; October 2008 (Bond); November 3-6, 2008; November 7-13, 2008*

County Jail: *November 10-30, 2008; November 17-30, 2008*

JP #1: *October 6-10, 2008; November 3-14, 2008*

JP #2: *November 1-7, 2008; November 8-14, 2008*

JP #3: *November 8-14, 2008*

JP #4: *November 3-7, 2008; November 10-14, 2008*

JP #6: *November 3-7, 2008; November 10-14, 2008*

*Commissioner Scheide*      *yes*

*Commissioner Sanchez*      *yes*

*Commissioner Bates*      *yes*

*Commissioner Moreno*      *yes*

**16. CONSIDER AND ACT UPON RESOLUTIONS PROCLAMATIONS:**

The Court approved resolutions in honor of the following, with the meeting being closed in their memory. Copies of said resolutions are attached to these minutes.

Tommy Lee Hoyt

Dorris Keath

Barbara McLaughlin

Bill Gilmour

With no further business, the meeting of November 24, 2008 was adjourned.