

MINUTES

The Uvalde County Commissioners Court met in regular session at 10 a.m. on December 8, 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, *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 December 8, 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 24, 2008, as presented.

<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>

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

- Upon motion of Commissioner Bates
- Second by Commissioner Scheide

The Court unanimously (4-0) approved the authorization of the County Attorney sending a registered letter to each owner of a lodging facility in Uvalde County regarding the 6% hotel/motel tax. Each accommodation will receive one survey letter in which they will have the option to the cast their opinion on the following:

- (1) Drop tax to 0%
- (2) Leave tax in place as is
- (3) Leave tax in place as is, with the county creating a department to administer said tax

The motion also included Mr. Dodson tabulating the survey returns and reporting to the Court said results.

Commissioner Scheide *yes*
Commissioner Bates *yes*

Commissioner Sanchez *yes*
Commissioner Moreno *yes*

4. CONSIDER AND ACT UPON AWARD OF BIDS/PROPOSALS:

a. Administrator of Hotel/Motel Occupancy Tax:

- Upon motion of Commissioner Moreno
- Second by Commissioner Sanchez

After a full discussion the motion and second to table action on this item until resolution of agenda item #3 were withdrawn by Commissioners Moreno and Sanchez.

- Upon motion of Commissioner Moreno
- Second by Commissioner Scheide

The Court unanimously (4-0) approved the motion to reject said contract submitted by Texas Hill Country River Region to administer the Hotel/Motel occupancy tax.

Commissioner Scheide *yes*
Commissioner Bates *yes*

Commissioner Sanchez *yes*
Commissioner Moreno *yes*

5. CONSIDER AND ACT UPON APPROVAL OF BLUEBONNET CHILDREN'S CENTER COMMUNITY PLAN:

Lela Ballesteros, Executive Director of the Bluebonnet Children's Center did not appear before the Court to make a presentation of the center's Uvalde Community Plan.

6. CONSIDER AND ACT UPON ORDER REGULATING USE OF CERTAIN FIREWORKS WITHIN UVALDE COUNTY:

- Upon motion of Commissioner Bates
- Second by Commissioner Moreno

The Court unanimously (4-0) approved an *Order Prohibiting Certain Fireworks In Unincorporated Areas Of Uvalde County, Texas*. The Order prohibits the sale or use of "restricted fireworks", which are defined as "skyrockets with sticks" and "missiles with fins" as stated in 49 Code of Federal Regulation 173.100(r)(2). A copy of said Order is attached to these minutes.

Commissioner Scheide *yes*
Commissioner Bates *yes*

Commissioner Sanchez *yes*
Commissioner Moreno *yes*

7. CONSIDER AND ACT UPON ADOPTION OF A UVALDE COUNTY FRAUD PREVENTION/DETECTION POLICY:

- Upon motion of Commissioner Scheide
- Second by Commissioner Bates

The Court unanimously (4-0) approved the adoption of a Uvalde County Fraud Prevention/Detection Policy as recommended by the outside audit firm of Beyer & Beyer. A copy of said policy is attached to these minutes.

Commissioner Scheide *yes*
Commissioner Bates *yes*

Commissioner Sanchez *yes*
Commissioner Moreno *yes*

8. CONSIDER AND ACT UPON ROAD ADMINISTRATORS REPORT:

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

- Cutting brush on CR #429
- Patching roads
- Routine road maintenance

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

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

10. 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>

11. 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>

12. CONSIDER AND ACT UPON MONTHLY REPORTS:

- Upon motion of Commissioner Moreno
- Second by Commissioner Bates

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

- County Clerk: *November 14-20, 2008; November 21-25, 2008*
- County Treasurer: *October, 2008*
- Jail: *November 1, 2008; November 24 – December 1, 2008; December 1, 2008*
- J.P. #1: *November 17-21, 2008; November 24-28, 2008*
- J.P. #2: *November 15-21, 2008; November 22-30, 2008*
- J.P. #3: *November 15-21, 2008; November 22-30, 2008*
- J.P. #4: *November 17-21, 2008; November 24-26, 2008*
- J.P. #6: *November 17-21, 2008; November 24-28, 2008*

<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>

13. CONSIDER AND ACT UPON RESOLUTION/PROCLAMATION:

The Court approved a resolution in honor of the following, with the meeting being closed in their memory. A copy of said resolution is attached to these minutes.

Louise Davenport

With no further business, the meeting of December 8, 2008 was adjourned.

