

# MINUTES

The Uvalde County Commissioners Court met in regular session at 10:00 a.m. on December 14, 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*

Also present were *County Treasurer* Joni Deorsam, *County Tax Assessor-Collector* Maggie Del Toro, *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 December 14, 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 Bates
- Second by Commissioner Moreno

The Court unanimously (4-0) approved the Minutes of November 24, 2009, as written.

<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 CALL SPECIAL ELECTION IN JUSTICE OF THE PEACE PRECINCT 3 TO VOTE FOR OR AGAINST THE LEGAL SALE OF BEER AND WINE, OFF PREMISES ONLY:**

- Upon motion of Commissioner Moreno
- Second by Commissioner Scheide

The Court unanimously (4-0) approved the petition for a special election to be held in Justice of the Peace #3 for or against the legal sale of beer and wine, off premises only. The Court also approved the call of the special election to be held on April 30, 2010, with Judge Mitchell to sign an Order to that effect. The petition presented to the Court was reviewed and certified by the County Tax Assessor-Collector and voting official Maggie Del Toro. Copies of the same are 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>

**4. CONSIDER AND ACT UPON SETTING HOTEL/MOTEL OCCUPANCY TAX RATE:**

- Upon motion of Commissioner Moreno
- Second by Commissioner Scheide

The Court unanimously (4-0) approved an Order setting the hotel/motel occupancy tax rate at 4% effective January 1, 2010. The Uvalde County Appraisal District will be contracted to collect the tax from the accommodation operators with the funds to be transmitted to the County Treasurer and then distributed to the hotel tax contractor. A copy of said Order is attached to these minutes.

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

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

**5. CONSIDER AND ACT UPON FINAL PLAT APPROVAL OF THEE VIEW, PHASE 1 SUBDIVISION:**

- Upon motion of Commissioner Moreno
- Second by Commissioner Scheide

The Court unanimously (4-0) approved the final plat of Thee View, Phase 1 Subdivision, as presented. Said plat is filed in Cabinet 2 Slide 257A of the Plat Records stored in the County Clerk's Office.

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

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

**6. CONSIDER AND ACT UPON PRELIMINARY PLAT APPROVAL OF APACHE BEND SUBDIVISION:**

This agenda item was withdrawn.

**7. CONSIDER AND ACT UPON ARCHIVAL FILM SERVICES CONTRACT FOR UVALDE COUNTY CLERK'S OFFICE:**

- Upon motion of Commissioner Scheide
- Second by Commissioner Bates

The Court unanimously (4-0) approved an archival film service contract with Manatron, Inc. for storage of records of the Uvalde County Clerk's Office. A copy of said contract is attached to these minutes.

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

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

**8. CONSIDER AND ACT UPON ESTABLISHING COUNTY IDENTITY THEFT POLICY:**

- Upon motion of Commissioner Bates
- Second by Commissioner Sanchez

The Court unanimously (4-0) approved a County Identity Theft Policy, as presented. A copy of said policy is attached to these minutes.

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

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

**9. CONSIDER AND ACT UPON REQUEST OF CONSTABLE PCT. 1 TO PURCHASE RADAR UNIT:**

- Upon motion of Commissioner Scheide
- Second by Commissioner Bates

The Court unanimously (4-0) voted to deny the request of Constable Precinct 1 Eddie Obregon for the County to reimburse him in the amount of \$250 for a radar unit. The Court informed Constable Obregon that the current budget did not contain a funded line item for constable equipment.

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

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

**10. CONSIDER AND ACT UPON ADOPTING A RESOLUTION SUPPORTING ECONOMIC DEVELOPMENT ADMINISTRATION GRANT APPLICATION:**

Judge Mitchell informed the Court that the County was in the process of submitting an application to the United States Department of Commerce for an economic development administration grant for infrastructure improvements along US 90 west of Uvalde. The Judge commented that this would be an enhancement of the jail/fairplex project.

- Upon motion of Commissioner Sanchez
- Second by Commissioner Moreno

The Court unanimously (4-0) approved a resolution supporting an Economic Development Administration grant application. A copy of the resolution is attached to these minutes.

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

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

**11. CONSIDER AND ACT UPON APPROVAL OF FINAL CONTRUCTION DOCUMENTS FOR UVALDE COUNTY JUSTICE CENTER AND TO SUBMIT PLANS TO THE TEXAS COMMISSION ON JAIL STANDARDS FOR CONSTRUCTION DOCUMENT PLAN REVIEW:**

- Upon motion of Commissioner Scheide
- Second by Commissioner Moreno

The Court unanimously (4-0) approved the final construction documents as presented by Construction Manager Templeton Construction Co., Inc. and Architect John Graves for the Uvalde County Justice Center. Approval of the submission of said plans to the Texas Commission on Jail Standards for review was also included in the motion.

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

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

**12. CONSIDER AND ACT UPON APPROVAL OF GUARANTEED MAXIMUM PRICE FOR CONSTRUCTION OF JUSTICE CENTER:**

This agenda item was postponed.

**13. CONSIDER AND ACT UPON AWARD OF ALTERNATE FOR SITE WORK CONTINGENT UPON APPROVAL OF TEXAS COMMISSION ON JAIL STANDARDS:**

This agenda item was postponed.

**14. CONSIDER AND ACT TO ADVERTISE FOR REQUEST FOR QUALIFICATIONS FOR TESTING LAB SERVICE DURING JAIL CONSTRUCTION:**

- Upon motion of Commissioner Moreno
- Second by Commissioner Sanchez

The Court unanimously (4-0) approved the advertisement for qualifications for testing lab service during jail construction, as request by Architect John Graves.

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

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

**15. CONSIDER AND ACT UPON LEASE AGREEMENTS FOR COUNTY ATTORNEY, JUSTICE OF THE PEACE OFFICE AND NUTRITION CENTER:**

- Upon motion of Commissioner Sanchez
- Second by Commissioner Moreno

The Court unanimously (4-0) approved the renewal of lease agreements for Justice of the Peace and County Attorney's office space. Also included in the motion was the renewal of a lease agreement for the Elderly Nutrition Center. Copies of above mentioned documents are attached to these minutes.

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

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

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

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

Routine maintenance  
Blading roads

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

None were presented to the Court for approval by the County Auditor.

**18. CONSIDER AND ACT UPON APPROVAL OF BILLS:**

- Upon motion of Commissioner Bates
- Second by Commissioner Sanchez

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

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

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

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

- Upon motion of Commissioner Moreno
- Second by Commissioner Sanchez

The Court unanimously (4-0) approved the payroll. Also approved was authorization

concerning the participation of Uvalde County in the Texas County & District Retirement System for the 2010 plan, with employer contribution rate being 8.64%. A copy of the payroll was not available for recording; a copy of the TCDRS retirement plan is attached to these minutes.

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

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

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

- Upon motion of Commissioner Bates
- Second by Commissioner Scheide

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

County Auditor: *November, 2009*

County Clerk: *November 11-19, 2009; November 20-25, 2009; November 30, 2009; November 2009; November 2009 (bond)*

County Compliance: *November 16-20, 2009; November 23-30, 2009; November 2-30, 2009; December 1-4, 2009*

County Jail: *December 7, 2009; December 14, 2009*

JP #1: *November 23-30, 2009; December 1-4, 2009; December 7-11, 2009*

JP #2: *November 14-20, 2009; November 21-30, 2009; December 1-4, 2009*

JP #3: *November 13-20, 2009; November 21-30, 2009; December 1-4, 2009*

JP #4: *November 16-30, 2009; December 1-4, 2009*

JP #6: *November 16-20, 2009; November 23-30, 2009; December 1-4, 2009; December 7-11, 2009*

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

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

**21. CONSIDER AND ACT UPON RESOLUTIONS/PROCLAMATIONS:**

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

Jewel E. Calliham  
Bunky Rankin

Aurora R Rendon  
George M. Dawson, Jr.

With no further business, the meeting of December 14, 2009 was adjourned.

