

MINUTES

The Uvalde County Commissioners Court met in regular session at 10:00 a.m. on February 14, 2011, 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
John P. Dodson, *County Attorney*

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 February 14, 2011 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 OF JANUARY 24, 2011:

- Commissioner Pargas noted correction is needed on Item #11, of January 24, 2011.
- Corrections made to Commissioners Court Minutes:
 - Item #11: Correction of proposed price for site of \$30,000.00; Corrected to proposed price for site of \$3,000.00.
 - Item #11: Correction on Motion made of Commissioner Scheide; corrected to Motion of Commissioner Pargas.
 - Item #11: Correction on Second by Commissioner Bates, corrected to Second by Commissioner Scheide.
- Upon motion of Commissioner Pargas.
- Second by Commissioner Bates

The Court voted (4-0) approved the corrections needed for the Minutes of January 24, 2011, as presented.

Commissioner Bates *yes*
Commissioner Pargas *yes*

Commissioner Scheide *yes*
Commissioner Flores *yes*

3. CONSIDER AND ACT UPON FINAL PLAT OF TIERRA LINDA SUBDIVISION II:

- Engineer Jim Mortensen, representing the applicant, is present to address questions.
- Commissioner Flores inquired about the Tax Certificate which was a requirement, but not included with the application and fees previously submitted.

- Approval of final plat is pending upon the submission of the required Tax Certificate by Engineer Jim Mortensen.
- Upon motion of Commissioner Bates.
- Second by Commissioner Pargas.

The Court unanimously (4-0) agreed holding action of approval, pending receipt of Tax Certificate.

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

4. CONSIDER AND ACT UPON GIFT OF .24 ACRES TO UVALDE COUNTY BY MEYER TERRA, LLC:

- County Attorney Dodson, upon reviewing all documents, recommends acceptance of gift. (.24 acres, out of and a part of A.G. Owen Survey 632, Abstract No.364)
- Auditor Alice Chapman, inquired of the monetary value of the gift.
- Appraised amount assigned by the Uvalde Appraisal District will be used as the monetary value of the gift.
- Upon motion of Commissioner Bates.
- Second by Commissioner Scheide.

The Court unanimously (4-0) approved accepting the gift of .24 acres to Uvalde County by Meyer Terra, LLC.

<i>Commissioner Scheide</i>	<i>yes</i>	<i>Commissioner Bates</i>	<i>yes</i>
<i>Commissioner Parga</i>	<i>yes</i>	<i>Commissioner Flores</i>	<i>yes</i>

5. CONSIDER AND ACT UPON OPENING OF BIDS/PROPOSALS: (1) Health Department Vehicle

- One bid received from Griffith Ford. Bid amount \$17,613.82.
No action taken on this item.

6. CONSIDER AND ACT UPON ADVERTISING OF BIDS FOR BANK DEPOSITORY:

- Current bank depository contract expires May 31, 2011.
- Upon motion of Commissioner Bates.
- Second by Commissioner Flores.

The Court unanimously (4-0) approved advertising of bids for Bank Depository.

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

7. CONSIDER AND ACT UPON APPROVAL OF ANNUAL LEASES OF COUNTY OFFICES:

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

The Court unanimously (4-0) approved renewal of annual leases for County Attorney's Office , Justice of the Peace #2 Office, Justice of the Peace #3 Office, Justice of the Peace #4 Office and Community Council of Southwest Texas Nutrition Center.

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

8. CONSIDER AND ACT UPON APPROVAL OF OFFICIAL BOND AND OATH FOR ROAD ADMINISTRATOR, JESSE GARCIA:

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

The court unanimously (4-0) approved the Official Bond and Oath for Jesse Garcia as Road Administrator.

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

9. CONSIDER AND ACT UPON ENGINEERING CONTRACT FOR EDA INFRASTRUCTURE GRANT (HWY 90 WEST):

- Ron Hallenberger, from PATE Engineers Inc., was present.
- Upon motion of Commissioner Bates.
- Second by Commissioner Scheide.

The court unanimously (4-0) approved entering into agreement with PATE Engineers for services that will complete the installation of sewer and water improvements along highway 90W, for the Center and Dunbar Lane.

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

10. CONSIDER AND ACT UPON RECOGNITION OF COUNTY CLERK PERSONNEL COMPLETION OF OPEN RECORDS TRAINING CERTIFICATION:

- County Clerk Ramona Esquivel Hobbs informed the court of the certification required by the State of Texas in reference to the "Open Records Act".
- County Clerk Ramona Esquivel Hobbs also obtained certification in the "Open Meeting Act", a requirement by the State of Texas for a County Clerk to complete within 90 days of taking office.
- Upon motion of Commissioner Scheide.
- Second by Commissioner Pargas.

The court unanimously (4-0) approved entering the certificates into the Commissioners Court minutes.

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

11. CONSIDER AND ACT UPON ROAD ADMINISTRATORS REPORT:

- Road Administrator Jesse Garcia reported:
 - Brush Cutting South of the Jail Facility fence line

- Brush Cutting on CR334, CR329, and CR429E.
 - Blading roads in the Knippa area
- No action required on this item.

12. CONSIDER AND ACT UPON LINE-ITEM BUDGET AMENDMENTS FOR SALARY OF INDIGENT OFFICE PERSONNEL:

- Auditor Alice Chapman provided an updated transfer funds report for period ending 02/14/2011, and stated, a total of \$32,000.00 is to be transferred from the Tobacco Fund (24-500-645) for salary and software expenses.
- Other funds shown to be transferred are from item #70-571-702 (Jail Supplement) and #73-500-628 (Facility Expenditures).
- The Indigent Office will be located at the Sheriff's Office. The "Indigent Personnel Committee" set the salary of \$25,000.00 (Chief Deputy Position).
- Upon motion of Commissioner Bates.
- Second by Commissioner Scheide.

The Court unanimously (4-0) approved transfer of funds for Indigent Office operations.

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

13. CONSIDER AND ACT UPON PAYMENT OF BILLS:

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

The Court unanimously (4-0) approved payment of bills.

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

14. CONSIDER AND ACT UPON APPROVAL OF MONTHLY REPORTS:

- Monthly reports submitted by the County Clerk's Office.
- Upon motion of Commissioner Pargas.
- Second by Commissioner Bates.

The court unanimously (4-0) approved the Monthly Reports as presented:

Compliance Office: January 24-28, January 31, 2011, February 1-4, 2011.

County Clerk: January 24-28, January 31, January 1-31(Monthly), February 1-4, 2011.

JP#1: January 1-21, January 24-31, February 1-4, 2011.

JP#2: January 15-21, January 22-31, February 1-4, 2011.

JP#3: January 17-21, January 24-31, February 1-4, 2011.

JP#4: January 17-21, January 24-31, February 1-4, 2011.

JP#6: January 17-21, January 24-31, February 1-3, 2011.

Inmate Roster: January 24 and February 1, 2011

Commit/Release Audit Report: January 17-24, January 24-31, 2011.

Commissioner Scheide yes
Commissioner Pargas yes

Commissioner Bates yes
Commissioner Flores yes

15. CONSIDER AND ACT UPON PAYROLL APPROVAL:

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

The court unanimously (4-0) approved payroll.

Commissioner Scheide yes
Commissioner Pargas yes

Commissioner Bates yes
Commissioner Flores yes

16. CONSIDER AND ACT UPON RESOLUTIONS/PROCLAMATIONS:

The court approved resolutions in honor of the following individuals, with the meeting closing in their memory. No action was taken under this agenda item.

Anna Lea Donaldson
Ronald V. Rhodes
Judge Charlie Johnson
Alta Elise Bacon
Marie Gilleland
Charlotte Sollers
Susan McMillan

17. EXECUTIVE SESSION

a. Consultation with Attorney (As permitted by Section 551.047 Texas Government Code)

1. Revolving Loan Fund with Ranger Rentals

- Time session began: 10:26 AM
- Time session adjourned: 10:37 AM
- Commissioner Mariano Pargas Jr., was invited for testimony.
- Commissioner Mariano Pargas Jr., opted not to be present during the discussion.

18. CONVENE IN REGULAR SESSION AND TAKE ACTION:

- Discussion of Ranger Rentals Loan
- Tentative agreement to reinstate a payment schedule and make loan current.
- Payment agreement: Auto draft from payroll on the 15th and 31st of each month.
- Upon motion of Commissioner Scheide.
- Second by Commissioner Bates.

The Court (3-0) approved the Installment Agreement.

Commissioner Scheide yes
Commissioner Pargas abstain

Commissioner Bates yes
Commissioner Flores yes

With no further business, the meeting of February 14, 2011 adjourned.