



## MINUTES

The Uvalde County Commissioners Court met in regular session at 10:00 a.m. on June 11, 2012, 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*

Also present were *County Auditor Alice Chapman, County Treasurer Joni Deorsam, and Road Administrator Jesse Garcia.*

### **1. CONSIDER AND ACT UPON CALL TO ORDER, INVOCATION AND PLEDGE OF ALLEGIANCE:**

The Honorable William R. Mitchell called the meeting of June 11, 2012, 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 MAY 30, 2012, MINUTES:**

- Commissioner Scheide commented on Agenda item #6 of the minutes and the summarization of discussion on the item.
- Upon motion of Commissioner Bates.
- Second by Commissioner Pargas.

The Court (3-1) approved the Minutes of May 30, 2012.

|                             |                |                            |            |
|-----------------------------|----------------|----------------------------|------------|
| <i>Commissioner Scheide</i> | <i>Opposed</i> | <i>Commissioner Flores</i> | <i>Yes</i> |
| <i>Commissioner Pargas</i>  | <i>Yes</i>     | <i>Commissioner Bates</i>  | <i>Yes</i> |

### **3. CONSIDER AND ACT UPON OPENING REQUEST FOR QUALIFICATIONS FOR COLLECTION OF CLASS C MISDEMEANOR FINES:**

- Bids opened and acknowledged. (Bid #2012-03)
  - a. McCreary Veselka Bragg and Allen
  - b. Perdue Brandon Fielder Collins & Mott

- c. Capital Recovery System
- d. Linebarger Coggan Blair & Sampson
- Bids set aside for review and a recommendation will be made at next meeting.
- No action taken on agenda item. (Copies attached)

**4. CONSIDER AND ACT UPON EXTENSION FOR CONSTRUCTION OF CR 416 LOW WATER CROSSING:**

- Presentation by Carl Esser of Agreement #F11AC00070 with Texas Fish and Wildlife Service.
- Recommendation of Esser, to request an extension for usage of the \$150,000 grant with ending fund usage date of December 2012. Request a twelve month extension with ending date of December 2013.
- Upon motion of Commissioner Flores.
- Second by Commissioner Bates.

The Court (4-0) approved the recommendation for an extension of the construction of Cr 416 low water crossing. (Copy attached)

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| <i>Commissioner Scheide</i> | <i>Yes</i> | <i>Commissioner Flores</i> | <i>Yes</i> |
| <i>Commissioner Pargas</i>  | <i>Yes</i> | <i>Commissioner Bates</i>  | <i>Yes</i> |

**5. CONSIDER AND ACT UPON CONSTRUCTION CHANGE DIRECTIVE FOR MULTI-PURPOSE AND PAVILION:**

- Presentation by John S. Graves:
  - a. Reviewed the Change directive of the Multi-purpose Building and Pavilion contract with Krueger Construction Company.
  - b. Recommendation; to accept the proposed adjustments in the change directive.
- Upon motion of Commissioner Bates.
- Second by Commissioner Scheide.

The Court (3-0) approved the recommendation for the construction change directives for the Multi-Purpose Building and the Pavilion. (Copy attached)

|                             |               |                            |            |
|-----------------------------|---------------|----------------------------|------------|
| <i>Commissioner Scheide</i> | <i>Yes</i>    | <i>Commissioner Flores</i> | <i>Yes</i> |
| <i>Commissioner Pargas</i>  | <i>Absent</i> | <i>Commissioner Bates</i>  | <i>Yes</i> |

**6. CONSIDER AND ACT UPON CONSTRUCTION CHANGE DIRECTIVE FOR EVENT CENTER (ARENA):**

- Presentation by John S. Graves.
  - a. Reviewed the Change directive of the Event Center (Arena) contract with Krueger Construction Company.
  - b. Noted a typo on the directive, change the Contract Amount to \$5,469,000.00.
  - c. Recommendation; to accept the proposed adjustments in the change directive.
- Discussion of future credits on utility bills.
- Upon motion of Commissioner Pargas.
- Second by Commissioner Bates.

The Court (4-0) approved the recommendation for the construction change directive for the Event Center (Arena). (Copy attached)

|                             |            |                            |            |
|-----------------------------|------------|----------------------------|------------|
| <i>Commissioner Scheide</i> | <i>Yes</i> | <i>Commissioner Flores</i> | <i>Yes</i> |
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*Commissioner Pargas*                      *Yes*                      *Commissioner Bates*                      *Yes*

**7. CONSIDER AND ACT UPON EDA ADMINISTRATIVE CONTRACT WITH MIDDLE RIO GRANDE DEVELOPMENT COUNCIL:**

- EDA project No. 08-01-04620, Agreement.
- Discussion of stipulations on contract and progress report with Carl Esser, liaison.
- Upon motion of Commissioner Bates.
- Second by Commissioner Scheide.

The Court (4-0) approved the EDA Administrative contract with Middle Rio Grande Development Council. (Copy attached)

*Commissioner Scheide*                      *Yes*                      *Commissioner Flores*                      *Yes*  
*Commissioner Pargas*                      *Yes*                      *Commissioner Bates*                      *Yes*

**8. CONSIDER AND ACT UPON CONSOLIDATION OF VOTING SITES FOR JULY 31 RUN-OFF ELECTION:**

- Request of County Voting Official Maggie DelToro, permission to consolidate the seven voting sites within the city limits and locate site at the County Courthouse.
- Upon motion of Commissioner Bates.
- Second by Commissioner Pargas.

The Court (4-0) approved the consolidation of voting sites for July 31 Run-Off Election, with pre-clearance from the Justice Department. (Copy attached.)

*Commissioner Scheide*                      *Yes*                      *Commissioner Flores*                      *Yes*  
*Commissioner Pargas*                      *Yes*                      *Commissioner Bates*                      *Yes*

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

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

The Court (3-1) approved not to ban outdoor burning.

*Commissioner Scheide*                      *Opposed*                      *Commissioner Flores*                      *Yes*  
*Commissioner Pargas*                      *Yes*                      *Commissioner Bates*                      *Yes*

**10. CONSIDER AND ACT UPON ORDER REGULATING CERTAIN FIREWORKS IN UNINCORPORATED AREAS OF COUNTY:**

- The Court is authorized to regulate certain fireworks in unincorporated areas of the county for the Independence Day season, if the court takes action prior to June 15.
- Information provided, reflect Uvalde County not in a critical stage.
- Upon motion of Commissioner Pargas, not to regulated fireworks.
- Motion dies with lack of Second.
- Upon motion of Commissioner Scheide to adopt ban on certain fireworks.
- Second by Commissioner Bates.

The Court (2-1-1) approved order regulating certain fireworks in unincorporated areas of County. (Copies attached.)

*Commissioner Scheide*                      *Yes*                      *Commissioner Flores*                      *Abstain*  
*Commissioner Pargas*                      *Opposed*                      *Commissioner Bates*                      *Yes*

**11. CONSIDER AND ACT UPON APPOINTMENT OF CONSTABLE PCT. 4:**

- Beau Watkins was declared the nominee from the Democratic Party, with no Republican candidate filing, he will be unopposed in the General Election in November.
- Suggestion of the appointment to be effective June 14 to allow time for proper bonds to be executed.
- Upon motion of Commissioner Pargas.
- Second by Commissioner Flores.

The Court (4-0) approved the appointment of Constable Pct. 4 with effective date of June 14.

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|-----------------------------|------------|----------------------------|------------|
| <i>Commissioner Scheide</i> | <i>Yes</i> | <i>Commissioner Flores</i> | <i>Yes</i> |
| <i>Commissioner Pargas</i>  | <i>Yes</i> | <i>Commissioner Bates</i>  | <i>Yes</i> |

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

- Presentation by Road Administrator Jesse Garcia.
- No action required on agenda item.

**13. CONSIDER AND ACT UPON LINE ITEM BUDGET AMENDMENTS:**

- None presented, no action required on agenda item.

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

- Monthly reports, as presented:

County Treasurer:

*County Clerk Deposit Receipts; May 1-11, 2012.*

*Compliance Office Deposit Receipts; April 30, May 1-18, 2012.*

County Clerk Report: *May 21-25, 28-31, May 1-31 (Monthly), June 1, 2012.*

Compliance Office Report: *May 21-25, May 28-31, June 1, 2012.*

District Clerk: *Monthly report of May 1-31, 2012.*

JP #1: *May 21-31, 2012.*

JP#2: *May 19-31, 2012.*

JP #3: *May 21-25, 2012.*

JP #4: *May 21-31, 2012.*

JP #6: *May 21-31, Month of May, 2012.*

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

The Court (4-0) approved the Monthly Reports submitted by the County Clerk's office.

|                             |            |                            |            |
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| <i>Commissioner Scheide</i> | <i>Yes</i> | <i>Commissioner Flores</i> | <i>Yes</i> |
| <i>Commissioner Pargas</i>  | <i>Yes</i> | <i>Commissioner Bates</i>  | <i>Yes</i> |

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

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

The Court (4-0) approved the bills, as presented. Copies of the same are attached

|                             |            |                            |            |
|-----------------------------|------------|----------------------------|------------|
| <i>Commissioner Scheide</i> | <i>Yes</i> | <i>Commissioner Flores</i> | <i>Yes</i> |
| <i>Commissioner Pargas</i>  | <i>Yes</i> | <i>Commissioner Bates</i>  | <i>Yes</i> |

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

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

The Court (4-0) approved the payroll for payment.

|                             |            |                            |            |
|-----------------------------|------------|----------------------------|------------|
| <i>Commissioner Scheide</i> | <i>Yes</i> | <i>Commissioner Flores</i> | <i>Yes</i> |
| <i>Commissioner Pargas</i>  | <i>Yes</i> | <i>Commissioner Bates</i>  | <i>Yes</i> |

**17. RESOLUTIONS/PROCLAMATIONS:**

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

Francisco G. Alegria III  
Rogelio “Roy” Vasquez  
Santos L. Vasquez  
Eck McClure Horton

With no further business, the meeting of June 11, 2012 adjourned.

**COMMISSIONERS COURT ORDER**

On this, the \_\_\_\_\_ day of \_\_\_\_\_, 2012, came to be heard the Uvalde County Commissioners Court Minutes of \_\_\_\_\_, 20\_\_\_\_, 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 06-11-12)

**APPROVED BY:** \_\_\_\_\_

William R. Mitchell, County Judge

\_\_\_\_\_  
Randy Scheide, Commissioner #1

\_\_\_\_\_  
Mariano Pargas, Jr., Commissioner #2

\_\_\_\_\_  
Jerry W. Bates, Commissioner #3

\_\_\_\_\_  
Raul T. Flores, Commissioner #4

**(SEAL)**

**ATTEST:** \_\_\_\_\_

Ramona Esquivel Hobbs, County Clerk  
And Ex-Officio Clerk of the Commissioners Court of Uvalde County, Texas