

# COMMISSIONERS COURT MINUTES

Regular Meeting on September 20, 2010

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RONNIE DUESTERHEFT County Judge  
NINA S. SELLS County Clerk

JOHN P. CYRIER Commissioner Pct 1  
CHARLES BULLOCK Commissioner Pct 2  
NETO MADRIGAL Commissioner Pct 3  
JOE IVAN ROLAND Commissioner Pct 4

## Call to order.

The meeting was called to order at 9:00 A.M.

## A-1

### Approve Minutes of Previous Meeting.

Motion made by Commissioner Bullock, seconded by Commissioner Madrigal, to approve the minutes of the Regular meeting on September 13, 2010. Motion carried unanimously.

## A-2

### Citizens' Comment: (At This Time Any Person With Business Before the Commissioners Court, Not Scheduled On The Agenda, May Speak To The Commissioners Court. Comments Will Be Limited to Three (3) To Five (5) Minutes Per Person.

Rosie Gersch of Combined Community Action requested a Resolution be considered next week for funds to support this organization.

## A-3

### Discussion/Action to consider Outdoor Burning Ban for Caldwell County – Judge Duesterheft

Motion made by Commissioner Roland, seconded by Commissioner Madrigal, to leave the Outdoor Burning Ban off for Caldwell County. Motion carried unanimously.

## A-4

### Discussion/Action to award the bids for the Caldwell County Unit Road System on Flexible Base, Aggregate, Asphalt Materials, Fuel (Regular, Unleaded/No.2 Diesel), Oil and Lubricants/Sonny Rougeou.

Motion made by Commissioner Bullock, seconded by Commissioner Cyrier, to approve the Oil & Lubricants bid of Schmidt & Sons for Motor Oil SAE 15W-40 only and approve all the rest of the Oil & Lubricant bids to Johnson Oil Company. Motion carried unanimously.

Motion made by Commissioner Roland, seconded by Commissioner Madrigal, to approve the bid of Petroleum Traders Corporation for Fuel. Motion carried unanimously.

Motion made by Commissioner Bullock, seconded by Commissioner Madrigal, to approve the bid of Centex Materials, LLC for Aggregate. Motion carried unanimously.

Motion made by Commissioner Madrigal, seconded by Commissioner Bullock, to approve the bid of Colorado Materials, LTD for Flexible Base. Motion carried unanimously.

Motion made by Commissioner Madrigal, seconded by Commissioner Cyrier, to approve the bid of Ergon Asphalt for Asphalt. Motion carried unanimously.

## A-5

### Discussion/Action to accept resignation from Larry Corpus, Caldwell County Veteran Service Office and seek replacement – Judge Duesterheft.

Motion made by Commissioner Roland, seconded by Commissioner Madrigal, to accept the Resignation of Larry Corpus as Caldwell County Veterans Service Officer. Motion carried unanimously.

Motion made by Commissioner Bullock, seconded by Commissioner Cyrier, to advertise for a Caldwell County Veterans Service Officer. Motion carried unanimously.

## A-6

### Discussion/Action concerning Criminal District Attorney's budget for forfeited funds – Trey Hicks.

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District Attorney Trey Hicks explained and requested approval of the Criminal District Attorney's budget for forfeited funds. Motion made by Commissioner Roland, seconded by Commissioner Cyrier, to approve the Criminal District Attorney's budget for forfeited funds for \$13,265.00. Motion carried unanimously.

A-7

**Discussion/Action on a Resolution authorizing the preparation and submission of a 2011/2012 (PY) Texas Community Development Block Grant (TXCDBG) Application to the Texas Department of Rural Affairs (TDRA) for funding under the Texas Community Development Block Grant Program (TXCDBG) – Judge Duesterheft/Philip Ruiz.**

It was explained that this same type of Resolution was approved for the McMahan Water Supply Corporation grant and also the Maxwell Water Supply Corporation grant. Motion made by Commissioner Madrigal, seconded by Commissioner Cyrier, to approve the Resolution authorizing the preparation and submission of a 2011/2012 (PY) Texas Community Development Block Grant (TXCDBG) Application to the Texas Department of Rural Affairs (TDRA) for funding under the Texas Community Development Block Grant Program (TXCDBG). Motion carried unanimously.

A-8

**Discussion/Action to accept the Bid on seized manufactured home described as a 14 X 80 mobile home label number TEX 0076169 and being generally located at Scott Trailer Park, State Park Road, Lockhart Texas (tax id. No. 41397) – Judge Duestereheft/Attorney Steve Bird.**

Steve Bird, attorney representing the tax suits at the Caldwell County Central Appraisal District, requested Commissioners Court accept the bid on a seized manufactured home that was seized, auctioned with no bids, and now the adjacent property owner submitted this bid to buy the home. Motion was made by Commissioner Madrigal, seconded by Commissioner Bullock, to approve the bid on the seized manufactured home described as a 14 X 80 mobile home label number TEX 0076169 and being generally located at Scott Trailer Park, State Park Road, Lockhart Texas (tax id no. 41397). The bid is for \$800.00. During discussion, former Commissioner Tom Bonn questioned whether the sale of the manufactured home was on a parcel of property that may not have enough room for complying with the Caldwell County septic regulations. Mr. Bird stated that moving the home was not in the bid and the home may be in a condition that it cannot be moved. Motion carried unanimously.

A-9

**Discussion/Action regarding an Interlocal Agreement between Caldwell County and City of Neiderwald concerning maintenance of a portion of Schuelke Road – Commissioner Madrigal.**

Commissioner Madrigal explained the the City of Neiderwald requested Caldwell County maintain a small portion of Schuelke Road and the City of Neiderwald will reimburse Caldwell County. Caldwell County has an Interlocal Agreement with the City of Martindale for road maintenance. Motion made by Commissioner Madrigal, seconded by Commissioner Bullock, to approve that a Resolution be on the Commissioners Court agenda next week for an Interlocal Agreement between Caldwell County and the City of Neiderwald concerning maintenance of a portion of Schuelke Road. Motion carried unanimously.

A-10

**Discussion/Action regarding a request for support and financial contribution for the continued success of the Community Health Coalition of Caldwell County for the FY 2011 – Judge Duesterheft/Cynthia Barrera.**

Cynthia Barrera requested assistance with the Patient Pharmacy Assistance Program that helps approximately 300 patients, some Indigent Health Care patients, in Caldwell County. Motion made by Commissioner Roland, seconded by Commissioner Cyrier, to approve \$15,000 for next years budget for the support and financial contribution for the continued success of the Community Health Coalition of Caldwell County for the FY 2011. Motion carried unanimously.

A-11

**Discussion/Action concerning proposal DFW Technology Professional Services to evaluate, diagnose and isolate causes for degrade backup performance at a cost of \$5050 and to assess the County's aging phone**

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system with a Unified Communications Solution, (Planning Phase Complete) at a cost of \$1,885 – Judge Duesterheft/Commissioner Cyrier.

There was discussion concerning a proposal by DFW Technology Professional Services. It was reported that the fiber optics lines put in by Time Warner move data too slow and a solution to figure out what to do to move the data faster needs to be addressed. Also, all phone systems are analog systems. DFW's proposal is to address these issues for Caldwell County. Commissioner Cyrier explained that the County is in great financial shape and this would be a good time to address these issues along with issues in item A-12. Motion made by Commissioner Cyrier, seconded by Commissioner Roland, to move forward and approve the proposal by DFW Technology Professional Services to evaluate, diagnose and isolate causes for degrade backup performance at a cost of \$5050 and to assess the County's aging phone system with a Unified Communications Solution, (Planning Phase Complete) at a cost of \$1,885. Motion carried unanimously.

#### A-12

**Discussion/Action regarding amendment of existing contract with Broaddus & Associates for additional services associated with planning and project management services as detailed in B&A proposal to include: maintenance and repairs to Caldwell County Courthouse, repairs and/or renovation of Judicial Center, and construction of a new judicial center – Commissioner Cyrier.**

Doug Abraham and Brenda Jenkins with Broaddus & Associates presented another proposal for Caldwell County to consider for additional services association with planning and project management services as detailed in B&A proposal to include: maintenance and repairs to Caldwell County Courthouse, repairs and/or renovation of Judicial Center, and construction of a new judicial center. Commissioner Cyrier further explained the first part of the proposal by Broaddus & Associates. He explained that # 1 on the proposal was all that was for consideration today. Judge Duesterheft stated he was not ready to consider this contract and would feel better if this item was tabled. Motion made by Commissioner Cyrier, seconded by Commissioner Madrigal, to table item A-12 until the Regular meeting on October 11, 2010. Motion carried unanimously.

#### A-13

**Information: City of San Marcos will hold a General and Special Election on November 2, 2010.**  
This item was put on the Commissioners Court agenda for information only.

#### A-14

##### Pay Bills.

Motion made by Commissioner Roland, seconded by Commissioner Bullock, to approve bills totaling \$64,673.94. Motion carried unanimously.

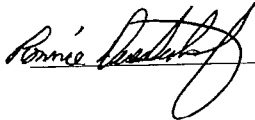
#### A-15

##### Budget Workshop

A short budget workshop was held to discuss changes made to the proposed Caldwell County budget for FY 2010/2011.

##### Adjourn.

Motion made at 11:05 A.M. by Commissioner Bullock, seconded by Commissioner Madrigal, to adjourn. Motion carried unanimously.



Ronnie Duesterheft, County Judge