

# COMMISSIONERS COURT MINUTES

Regular Meeting on May 24, 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 Roland, seconded by Commissioner Madrigal, to approve the minutes of the Regular meeting with correction to item A-19. 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.

County resident Fred Wiegand requested an opinion concerning what action Caldwell County can proceed with on CR 220 since this road goes across Lockhart State Park. He stated that Caldwell County had wanted to vacate the road to the adjacent property owners but the County cannot give back property that belongs to the State of Texas. He stated his son has the metes and bounds of the road indicating exactly where the road is.

## A-3

### Presentation of Resolution in Honor and Appreciation of Judge H. T. Wright – Commissioner Roland.

Commissioner Roland read the Resolution in Honor and Appreciation of Judge H. T. Wright and presented the Resolution to his wife, Joyce Wright, and to his son, Terry Wright.

## A-4

### Approve the Caldwell County Reports

#### A. Monthly AgriLife Extension Service Report for the month of April 2010

County AgriLife Extension Agents Jeff Watts and Carrissa Wilhelm presented their reports. Motion made by Commissioner Cyrier, seconded by Commissioner Bullock, to approve the Monthly AgriLife Extension Agents Reports. Motion carried unanimously.

#### B. Environmental Control Operator report for April 2010

Environmental Control Operator Mike Bittner presented his report. Motion made by Commissioner Bullock, seconded by Commissioner Cyrier, to approve the Environmental Control Operator Report for April 2010. Motion carried unanimously.

#### C. Maintenance Report for the month of April 2010

Maintenance Director Curtis Weber presented his report. Motion made by Commissioner Cyrier, seconded by Commissioner Madrigal, to approve the Maintenance Report for the month of April 2010. Motion carried unanimously.

## A-5

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.

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## A-6

### **Discussion/Action concerning appointment of 5 commissioners to serve as the Caldwell County's Emergency Services District # 2 governing body until January 2, 2011**

County Judge Duesterheft abstained from voting on this item. Judge Duesterheft stated he worked on this election. Motion made by Commissioner Madrigal, seconded by Commissioner Roland, to approve the appointment of David Childress, Jo Anne Germer, Bobby Barboza, Terri Pim, and Tony Collins as commissioners to serve as the Caldwell County's Emergency Services District # 2 governing body until January 2, 2011. Motion carried with Commissioner Cyrier, Commissioner Bullock, Commissioner Madrigal, and Commissioner Roland voting "Aye" and Judge Duesterheft chose to "Abstain".

## A-7

### **Discussion/Action concerning selection of law firm to provide to the County for all aspects of redistricting associated with the 2010 census including discussion of previously table action on proposal from Allison, Bass and Associated and possible action on employment of Bickerstaff Health Delgado Acosta LLP – Judge Deusterheft.**

Attorney Charles Kimbrough of Bickerstaff Heath Delgado Acosta LLP presented information concerning his firm's proposal to work on the redistricting of Caldwell County if necessary. He explained some of the redistricting process. He stated some things could be done now to identify the issues but nothing to be done here locally until the 2010 census data comes out.

## A-8

### **Discussion/Action concerning adoption of resolution No. 06-2010 of acceptance of proposal for redistricting – Judge Duesterheft.**

Motion made by Commissioner Cyrier, seconded by Commissioner Bullock, to approve the Resolution No. 06-2010 of Acceptance of Proposal for Redistricting. Motion carried unanimously.

## A-9

### **Discussion/Action concerning a variance request to divide one acre out of the 345.56 acres located on FM 671 – Commissioner Cyrier/Jerry Doyle**

Motion made by Commissioner Cyrier, seconded by Commissioner Roland, to approve the variance request to divide 1.25 acre out of the 345.56 acres located on FM 671 that belongs to Jerry Doyle. Motion carried unanimously.

## A-10

### **Discussion/Action concerning a variance request to divide 5 acres out of 39 acre lot located on Thompson Road – Commissioner Roland.**

Motion made by Commissioner Roland, seconded by Commissioner Madrigal, to approve the variance request to divide 5 acres out of 39 acres located on Thompson Road. Motion carried unanimously.

## A-11

### **Update to Commissioners Court on current status of open range law in Caldwell County – Ron Heggemeir.**

Assistant District Attorney Ron Heggemeir gave an update on the current status of the open range law in Caldwell County. The status of Caldwell County being closed range is determined by a countywide election held June 12, 1954 and recorded in Commissioners Court minutes.

## A-12

### **Discussion/Action to approve Resolution No. 07-2010 authorizing the filing of a grant Application with the Capital Area Council of Government for a Solid Waste Enforcement Grant – Judge Duesterheft.**

Motion made by Commissioner Roland, seconded by Commissioner Madrigal, to approve the Resolution No. 07-2010 Authorizing the Filing of a Grant Application with the Capital Area Council of Government for a Solid Waste Enforcement Grant. Motion carried unanimously.

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**A-13**

**Pay Bills.**

Motion made by Commissioner Roland, seconded by Commissioner Bullock, to approve bills totaling \$370,173.99.

Motion carried unanimously.

**Adjourn.**

Motion made at 10:20 A.M. by Commissioner Roland, seconded by Commissioner Bullock, to adjourn. Motion carried unanimously.

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Ronnie Duesterheft, County Judge