

**CALDWELL COUNTY
COMMISSIONERS COURT MINUTES
1403 Blackjack Street, Lockhart, Texas
Regular Meeting April 8, 2013**



TOM D. BONN County Judge
CAROL HOLCOMB County Clerk

ALFREDO MUÑOZ Commissioner Pct. 1
FRED F. BUCHHOLTZ Commissioner Pct. 2
NETO MADRIGAL Commissioner Pct. 3
JOE IVAN ROLAND Commissioner Pct. 4

Call Meeting to order

Commissioner Madrigal is not present at this time.

- 04.08.01 Invocation-** Caldwell County Christian Ministries.
A member of Caldwell County Christian Ministries began the meeting with prayer.
- 04.08.02 Pledge of Allegiance to the Flags.** (Texas Pledge: Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible).
Judge Bonn led those present in the Pledge to both Flags.
- 04.08.03 Announcements: Items or comments from Court Members or Staff.**
Judge Bonn recognized the death of Dr. Silva and Mrs. Recio. He also noted that the return of the 65 mph speed limit on 183 between Caldwell County and Austin. It is posted 60 mph in Mustang Ridge. He will continue to see about keeping the lights on flash. Commissioner Buchholtz congratulates Judge Bonn for his persistence on the project. Commissioner Muñoz says that although he did not attend, he understands that the Relay for Life did well this past Friday.
- 04.08.04 Citizens' Comments:** At this time any person may speak to Commissioners Court if they have filled out a Caldwell County Commissioners Court Participation Form. Comments will be limited to four (4) minutes per person. No action will be taken on these items and no discussion will be had between the speaker(s) and members of the Court. The Court does retain the right to correct factual inaccuracies made by the speakers. (If longer than 30 minutes, then the balance of comments will continue as the last agenda item of the day).
Susan Modrall spoke about the Senate Bill 628 and the impact that the Resolution 12-2013 could have on the bill. She urged the court to read the bill before passing the Resolution.

Commissioner Madrigal arrives.

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- 04.08.05** **Commissioners Court Minutes.** Approve March 25, 2013 Minutes.
Motion made by Commissioner Buchholtz, second by Commissioner Muñoz to approve the minutes dated March 25, 2013. All Voting "Aye"
- 04.08.06** **Consent Agenda.** (Any member of the Court may request that an item within the Consent Agenda be moved to the Regular Agenda for further discussion and action).
A. To approve 2012 Exempt Organization Return for Maxwell Community Volunteer Fire Department as required by Paragraph 8 of the Rural Fire Protection Service Contract with Caldwell County to comply with the yearly reporting to Caldwell County Judges Office.

B. To accept Lori Rangel-Pompa's County Treasurer's 2012 County Investment Officer Certificate of Compliance from the Texas Association of Counties which satisfies Section **2256.0008** of the Texas Public Funds Investment Act.

C. Pay Bills- \$213,248.00
Motion made by Commissioner Muñoz, second by Commissioner Buchholtz to approve Consent Agenda. All Voting "Aye"
- 04.08.07** **County Administrator Report/Presentation.**
A. Monthly Sales Tax Collection Report.
B. Federal Inmate Revenue Report.
C. Septic and Subdivision Fees Report.
County Administrator Ron Heggemeier presented the updated reports for the month of March 2013.
- 04.08.08** **Special Presentations.** None

(ALL OTHER AGENDA ITEMS)

- 04.08.09** **Discussion/Action** concerning approval of a Proclamation declaring April as Sexual Abuse Awareness and Prevention Month.
Proclamation read by Judge Bonn. Motion made by Commissioner Buchholtz, second by Commissioner Madrigal to approve Proclamation declaring April as Sexual Abuse Awareness and Prevention Month. All Voting "Aye"
- 04.08.10** **Discussion/Action** concerning approval of a Proclamation declaring April as Child Abuse Prevention and Awareness Month.
Proclamation read by Commissioner Madrigal. Motion made by Commissioner Madrigal, second by Commissioner Roland to approve Proclamation declaring April as Child Abuse Prevention and Awareness Month. All Voting "Aye"

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- 04.08.11** **Discussion/Action** to adopt Resolution 12-2013 supporting the legislation to designate the Capital Area Council of Governments as an emergency communications district to serve the ten-county region with expanded and comprehensive 9-1-1 service.
Betty Voight, Executive Director of CAPCOG, gave a brief overview of the Resolution and the benefits that would come with the expanding services. Motion made by Commissioner Buchholtz, second by Commissioner Roland to adopt Resolution 12-2013 supporting the legislation to designate the Capital Area Council of Governments as an emergency communications district to serve the ten-county region with expanded and comprehensive 9-1-1 service. All Voting "Aye"
- 04.08.12** **Discussion/Action** concerning use of Courthouse lawn and surrounding area for Cinco De Mayo celebration on weekend of May 3,4, and 5, 2013.
Motion made by Commissioner Muñoz, second by Commissioner Buchholtz to table this item until next week so that both parties can discuss all the details and return to court. All Voting "Aye"
- 04.08.13** **Discussion/Action** to accept Caldwell County Historical Commission's 2013 Budget.
Motion made by Commissioner Buchholtz, second by Commissioner Muñoz to accept Caldwell County Historical Commission's 2013 Budget. All Voting "Aye"

Recess Court: 10.12 a.m.
Reconvene Court 10:22 a.m.

- 04.09.16** **Discussion/Action** to approve Interlocal Agreement between Lubbock County, Texas and Caldwell County pursuant to the Fair Defense Act, Texas Code of Criminal Procedure 26.004(b), and the Texas Government Code Chapter 791 providing court-appointed counsel for individuals charged with the offense of capital murder (death-eligible)in the participating counties and regions who cannot afford to hire their own attorney.
District Judge Todd Blomerth gave a recap of the information covered in the agreement and described some of the costs that are included in providing counsel to a defendant. District Attorney Trey Hicks spoke about the cost that could be incurred by the county involved. Motion made by Commissioner Buchholtz, second by Commissioner Roland to approve Interlocal Agreement between Lubbock County, Texas and Caldwell County pursuant to the Fair Defense Act, Texas Code of Criminal Procedure 26.004(b), and the Texas Government Code Chapter 791 providing court-appointed counsel for individuals charged with the offense of capital murder (death-eligible)in the participating counties and regions who cannot afford to hire their own attorney.

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- 04.08.18** **Discussion/Action** with Architect concerning selection of plan for remodel of Walmart into a judicial center.
Architect Robert Steinbomer gave a brief overview of plan and explained the need for a fire lane around the property. Motion made by Commissioner Buchholtz, second by Commissioner Muñoz to proceed with the plan with any final changes from the Architect. All Voting "Aye"
- 04.08.14** **Discussion/Action** concerning the appointment of six Caldwell County citizens to the Caldwell County Historical Commission.
Motion made by Commissioner Buchholtz, second by Commissioner Roland to approve the appointment of seven Caldwell County citizens to the Caldwell County Historical Commission. They are Pat Schneider, Jeff Gibeaux, Janet Christian, George House, Margaret Riddle, Wayne Kozlow and Bill Watson. All Voting "Aye"
- 04.09.15** **Discussion/Action** to approve Interlocal agreement between Caldwell County and City of Umland for maintenance of Rocky Road and Old Spanish Trail.
Motion made by Commissioner Madrigal, second by Commissioner Muñoz to approve Interlocal agreement between Caldwell County and City of Umland for maintenance of Rocky Road and Old Spanish Trail. All Voting "Aye"
- 04.08.17** **Discussion/Action** concerning Burn Ban
Motion made by Commissioner Roland, second by Commissioner Buchholtz to keep Burn Ban off. All Voting "Aye"
- 04.08.19** **Adjourn**
Motion made by Commissioner Muñoz, second by Commissioner Buchholtz to Adjourn. All Voting "Aye".

Request for prayers for Chief Deputy David Brent who is in the hospital in I.C.U.



TOM D. BONN, County Judge