

**CALDWELL COUNTY  
COMMISSIONERS COURT MINUTES  
1403 Blackjack Street, Lockhart, Texas  
Regular Meeting August 12, 2013 9:00 a.m.**



**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.**

- 08.12.01      Invocation.** Caldwell County Christian Ministries.  
Pastor Randy Frye with First Christian Church of Lockhart opened the meeting with prayer.
- 08.12.02      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 all present in the Pledge to both flags.
- 08.12.03      Announcements:** Items or comments from Court Members or Staff.  
Commissioner Roland announced that Maintenance Supervisor Curtis Webber asked him to let everyone know he would be on vacation thru the 15<sup>th</sup> of August. Judge Bonn asked everyone how much rain they received the past weekend.
- 08.12.04      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).  
No Comments.
- 08.12.05      Commissioners Court Minutes.** Approval of June 7, 2013, and July 22, 2013 Minutes.  
Motion made by Commissioner Buchholtz, second by Commissioner Muñoz to approve minutes dated June 7, 2013, and July 22, 2013. All Voting "Aye"
- 08.12.06      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 accept Alfredo R. Muñoz's, County Commissioner Precinct No. 1, Certificate of Participation from the V.G. Young Institute of County Government for completing 13.0 hours of educational training during the 79<sup>th</sup> Annual South Texas County Judges' and Commissioners Association Conference.

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B. To accept the public streets and drainage of Mustang Meadows II, Phase II Subdivision, a 29 lot development of 1-plus acre lots off of State Highway 21 ending the two-year performance period and beginning maintenance by Caldwell County.

C. Pay Bills - \$462,741.89

Motion made by Commissioner Buchholtz, second by Commissioner Roland to approve Consent Agenda. All Voting "Aye"

**08.12.07 Reports**

A. Monthly report of cash receipts, disbursements, and bank balances of County Funds.

Lori Rangel, Caldwell County Treasurer reported the Monthly report of cash receipts, disbursements, and bank balances of County Funds.

B. Septic and Subdivision – Kasi Miles, Sanitation Officer

Kasi Miles, Sanitation Officer reported the Septic and Subdivision for July 2013. She said that August had been busy so far also. She has exceeded her budgeted amount for the year.

C. Federal Inmate – Larry Roberson, County Auditor

Larry Roberson, County Auditor read the Federal Inmate report for July 2013.

D. Sales Tax – Larry Roberson, County Auditor

Larry Roberson, County Auditor reported the Sales Tax collected for July 2013.

E. Tax Collection - Larry Roberson, County Auditor

Larry Roberson, County Auditor reported the Tax Collection report from the Caldwell County Appraisal District.

**08.12.08 Special Presentation** by Daniel Law, Caldwell County Sheriff concerning security for both the Courthouse and Judicial Center.

Sheriff Law discussed the proposed security plan that the Court had received at a prior meeting. It included increases for payroll and the employee calculator needed for the security of the Courthouse and the Judicial Center. Judge Bonn would like to meet with Sheriff Law and the other Judges to discuss it further.

**(ALL OTHER AGENDA ITEMS)**

**08.12.09 Discussion/Action** to approve Resolution No. 18-2013 recognizing General Robert L. "Skip" Rutherford for his accomplishments.

Bill Cardwell spoke to the Court and read the Resolution. Motion made by Commissioner Buchholtz, second by Judge Bonn to approve the Resolution No. 18-2013 recognizing General Robert L. "Skip" Rutherford for his accomplishments. All Voting "Aye" Judge Bonn mentioned the recognition to our Veterans on Memorial Day and Veterans Day.

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- 08.12.10 EXECUTIVE SESSION** pursuant to section 551.072 of the Texas Government Code to deliberate purchase, exchange, lease, or value of real property related to right-of-way acquisition near existing County property. No action will be taken.

Executive Session begins-9:35 a.m.  
Court Reconvene- 9:53 a. m.

- 08.12.11 Discussion** concerning update on Swagit installation.  
Judge Bonn updates that today's meeting is the first one with video and audio both from Swagit.
- 08.12.12 Discussion** concerning update on Flint Hills Resources in regards to the paving project overrun.  
Commissioner Madrigal reported to the Court that he had spoken to Flint Hills Resources and they would be unable to assist in any overrun costs to the project. They have already closed that part of the construction.

- 08.12.13 Discussion/Action** regarding vehicle sold/not sold at auction/govdeals.com and vehicle count by departments.  
Motion made by Commissioner Roland, second by Judge Bonn to sell the '99 Crown Victoria to salvage. After information from Sheriff Law, a friendly amendment was to send 3 vehicles, 1998 Ford F150, 1999 Ford Expedition and 1999 Crown Victoria to Antone Auction and try to sell. If they do not sell, they will be sold to salvage. All Voting "Aye"

- SHERIA AGREED TO TRAILER SAID VEHICLES TO AUCTION*
- 08.12.14 Discussion/Action** concerning setting of Road and Bridge fees collected by Tax Assessor-Collector.  
Motion made by Commissioner Madrigal, second by Commissioner Buchholtz to keep the Road and Bridge Fee collected by the Tax Assessors-Collectors Office at \$10.00. All Voting "Aye"

- 08.12.15 Discussion/Action** concerning HB 1513 regarding Record Management and Preservation Fee increases from \$5.00 not to exceed \$10.00 beginning September 1, 2013.  
Carol Holcomb, Caldwell County Clerk presented the Court with a proposal to raise the Record Management and Preservation fee to \$10.00 for the allowed time. This will give the County time and funds to have the past records scanned and preserved. Her proposal includes a full time employee to devote to this. Motion made by Commissioner Madrigal, second by Commissioner Roland to raise the fee to \$10.00. All Voting "Aye"  
She will be returning to Court with more information concerning the cost of a wide base scanner and the added cost of the full-time position. This cost will come from the additional fees.

- 08.12.16 Discussion/Action** to rewrite Section 3.03 of Caldwell County Personnel Policy to clarify role of Commissioners Court in the selection and reporting procedure of non-elected personnel/departments, including the responsibility of elected officials in the selection of staff employees for their departments.  
Motion made by Commissioner Roland, second by Commissioner Madrigal to table this item until the next meeting. All Voting "Aye"

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**08.12.17 Discussion/Action** to approve Budget Amendment No. 11 which reflects the estimated operating costs of the Fleet Maintenance Department for the current year. Motion made by Commissioner Roland, second by Commissioner Madrigal to table this item until August 19, 2013. All Voting "Aye"

**08.12.18 Discussion/Action** concerning proposed tax rate of \$0.6907 per \$100 of assessed valuation for fiscal year 2013-2014. Following the discussion a roll call vote must be taken on a proposed tax rate of \$0.6907 per \$100 of assessed valuation. Motion made by Commissioner Buchholtz, second by Commissioner Muñoz to approve the proposed tax rate of \$0.6907 per \$100 of assessed valuation for fiscal year 2013-2014. Roll Vote- Commissioner Muñoz-Yes, Commissioner Buchholtz-Yes, Commissioner Madrigal-Yes, Commissioner Roland-Yes, Judge Bonn-Yes. Motion Passed.

Immediately following the roll call vote the Commissioners Court should move that two (2) public hearings will be held on the proposed tax rate.

**Recommended Motion:** Move that two (2) public hearings be held on the proposed tax rate and that the hearings are held as follows:

**First public hearing:** 9:15 a.m. on August 26, 2013 at the Scott Annex, 1403 Blackjack Street, Lockhart, Texas.

**Second public hearing:** 9:15 a.m. September 4, 2013 at the Scott Annex, 1403 Blackjack Street, Lockhart, Texas.

Motion made by Commissioner Buchholtz, second by Commissioner Roland that two (2) public hearings be held on the proposed tax rate and that the hearings are held as follows: First public hearing: 9:15 a.m. on August 26, 2013 at the Scott Annex, 1403 Blackjack Street, Lockhart, Texas. And a Second public hearing: 9:15 a.m. September 4, 2013 at the Scott Annex, 1403 Blackjack Street, Lockhart, Texas.

Judge Bonn also announced that on September 9, 2013 a regular meeting will be held starting at 9:00 a.m. at the Scott Annex, 1403 Blackjack Street, Lockhart, Texas to consider adoption of the budget and adoption of an Order setting the tax rate for fiscal year 2013-2014.

**08.12.19 Discussion/Action** concerning all keys and master keys for County buildings and offices being retained in the County Judge's office. Motion made by Commissioner Muñoz, second by Commissioner Buchholtz to have master keys to the County buildings and Offices retained in the County Judges Office. The cost is to be determined. Commissioner Muñoz, Commissioner Buchholtz and Judge Bonn voting Yes, Commissioner Madrigal and Commissioner Roland voting -No. Motion Passed 3-2.

**08.12.20 Discussion/Action** appoint two Commissioners to determine what we need bids on for the Luling Annex. Motion made by Commissioner Buchholtz, second by Commissioner Muñoz for Commissioner Buchholtz and Commissioner Roland to determine what is needed for bid on for the Luling Annex. All Voting "Aye"

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**08.12.21 Discussion/Action** to approve building restoration, repairs and painting of Luling Annex, 505 E. Fannin, Luling, Texas.

County Engineer Bill Gardner told the Court that a State Law prohibits construction over \$50,000.00 without involving an engineer or architect. Motion made by Commissioner Buchholtz, second by Commissioner Roland, to approve to receive bids for restoration as presented and to include professional services as needed. All Voting "Aye"

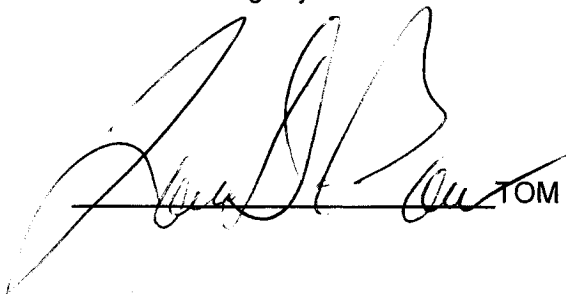
**08.12.22 Discussion/Action** regarding Burn Ban.

Motion made by Commissioner Roland, second by Commissioner Madrigal to leave the Burn Ban in effect. Even with the rain this past weekend, the conditions are still very dry. All Voting "Aye"

Judge Bonn reminds the court that there will be two (2) items returning to the agendas. Numbers 16 and 17 are tabled for future meetings.

**08.12.23 Adjournment**

Motion made by Commissioner Muñoz, second by Commissioner Buchholtz to Adjourn. All Voting "Aye"

  
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TOM D. BONN, County Judge 22 Aug 13