

CALDWELL COUNTY
COMMISSIONERS COURT MINUTES
1403 Blackjack Street, Lockhart, Texas
Regular Meeting September 22, 2014 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

8:30 A.M.

WORKSHOP (No Action): Report from program manager on remodeling of the new Caldwell County Judicial and Service Center. No action will be taken at this time. Project Manager Les Reddin showed the updates and explained the status at the new Justice Center. The project is on schedule and the next update is scheduled for October 13, 2014.

9:00 A.M.

REGULAR MEETING

Call Meeting to order.

2014.09.22.01

Invocation. Lockhart Ministry Alliance.
Pastor John Griffin with the Caldwell County Ministries opened the meeting with prayer.

2014.09.22.02

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.

2014.09.22.03

Announcements: Items or comments from Court Members or Staff.
Judge Bonn attended the Texas A&M Golf tournament in Luling this past weekend and the Knights of Columbus 4th degree banquet. Commissioner Roland spoke about the presentation at the local Gaslight Baker theatre this past weekend. It was a very good show. Commissioner Muñoz commented that he too had attended the show at the Gaslight Baker and congratulated them on a sold out matinee this past weekend.

2014.09.22.04

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).
1. Randy Laney spoke to the Court about the proximity of the proposed landfill even though his home is in Bastrop County, it is just across the County line. He also has concerns about the Host Agreement but urges Commissioner Roland to speak with Mr. Green and read an email from Mr. Green discussing the situation.
2. Connie Constancio spoke as the City Secretary with City of Lockhart. She shares concerns with others that about the Voting Locations for this November election. She feels that this may cause overcrowding and crossing of precinct boundary lines. She explained that some of the citizens have expressed confusion and frustration about where to vote. She requests that the Court make the appropriate changes before approval.
3. Phillip Ruiz Caldwell County Democratic Chairman asks for the early voting hours to be extended to 7:00 p.m. the second week in Luling.

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2014.09.22.05 Consent Agenda. (Any member of the Court may request that an item within the Consent Agenda to be moved to the Regular Agenda for further discussion and action).

- A. Pay Bills in the amount of \$458,670.99 for September 22nd, 2014.
- B. To approve Commissioners Court Minutes for September 15th, 2014 and Amended Minutes for September 4th, 2014.
- C. To approve renewal of Continuation Certificate Bond No. 2116051 for Tax Assessor and Deputies for Caldwell County in the amount of \$1,000 for each beginning November 2, 2014 and ending November 2, 2015. **Cost: \$225.** Motion made by Commissioner Muñoz, second by Commissioner Buchholtz to approve Consent Agenda. All Voting "Aye"

2014.09.22.06 Reports.

Building Maintenance Report – Curtis Weber

Curtis Weber gave the Maintenance Report and answered questions concerning the progress made at the Luling Precinct 2 office.

Environmental Investigator Report – Mike Bittner

Mike Bittner gave the Environmental report and announced the plans for a tire collection this weekend.

Emergency Management – Martin Ritchey

Martin Ritchey gave the Emergency Management report for August and updated all present on the past months events in the County.

Human Resources – Deborah Kortan

Deborah Kortan gave the report for the Human Resource Department.

Texas AgriLife Extension Service Report – Carissa Wilhelm/ Michael Haynes

Carissa Wilhelm gave the Texas AgriLife Extension Service report and announced that the department had received a \$50,000 grant for gardening supplies for Caldwell County. They planned to begin the gardening project by September 30.

2014.09.22.07 Special Presentations. None.

(ALL OTHER AGENDA ITEMS)

2014.09.22.08 Discussion/Action regarding Burn Ban for Caldwell County

Motion made by Commissioner Roland, second by Commissioner Madrigal to leave the Burn Ban off at this time. All Voting "Aye"

2014.09.22.09 Discussion/Action to officially request inventory of all County 700/800 MHz trunked radios to include all, VFD's and cities (Lockhart, Luling, Martindale, DPS and any others) issued by County from Homeland Security grants as required by SAA – State of Texas.

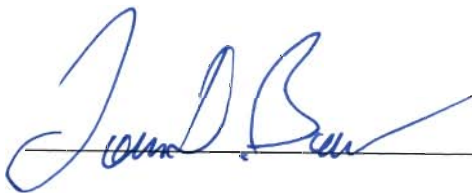
Martin Ritchey explained that the 2012 inventory was used for the report submitted in September. He said that Jan Bower in the Auditor's office was working on inventory control and was updating information for the County. Motion made by Commissioner Muñoz, second by Commissioner Buchholtz for Martin Ritchey to return to the Court when more information was gathered. All Voting "Aye"

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- 2014.09.22.10 Discussion/Action** regarding Early Voting locations for the November 4th, 2014 general election. Motion made by Commissioner Muñoz, second by Commissioner Roland to approve the Early Voting locations for the November 4th, 2014 general election. All Voting "Aye"
- 2014.09.22.11 Discussion/Action** to award the bids for Aggregate, Asphalt Materials, Flexible Base, Fuel (Regular, Unleaded and #2 Diesel), Oil & Lubricants for the budget year 2014-2015. Motion made by Commissioner Muñoz, second by Commissioner Madrigal to approve the recommended bids for Aggregate, Asphalt Materials, Flexible Base, Fuel (Regular, Unleaded and #2 Diesel), Oil & Lubricants for the budget year 2014-2015. They are:
Type A Black Base-Industrial Asphalt, 1 ½ Commercial Base & ¾ Base-Cemex, Aggregate grade 3 & 4- Cemex, Oil & Lubricants- Johnson Oil Company, Fuel (Regular, Unleaded and #2 Diesel)- Petroleum Traders, Asphalt Materials- Ergon Asphalt. All Voting "Aye"
- 2014.09.22.12 EXECUTIVE SESSION** pursuant to section 551.072 of the Texas Government Code to deliberate the purchase, exchange, lease, or value of real property (current Caldwell County Judicial Center at 201 E. San Antonio St. and current Caldwell County Tax Assessor-Collector's office at 100 E. Market St.). No action will be taken in executive session.
Executive Session began: 10:25 a.m.
Executive Session ended: 10:55 a.m.
- 2014.09.22.13 Discussion/Action** regarding appraisal report from Menn & Associates for the tax office at 100 E. Market Street and the judicial center at 201 E. San Antonio Street. Motion made by Commissioner Muñoz, second by Commissioner Buchholtz to suspend County Real Estate Seal bids for these 2 properties. Judge Bonn explains that this is to seek brokers for this process. All Voting "Aye"
- 2014.09.22.14 Discussion** to consider approval of the extension of the services of Aulick and Associates, LLC for fiscal year 2015 beginning October 1, 2014 for six months ending March 31, 2015 in the amount of \$5,000 per month, as approved by the court on February 24, 2014 and consistent with the contract signed on April 24, 2014.
It is agreed that the County can continue the contract with Michael Aulick at this time. County Auditor explains the budget has a modification for engineering services. Michael Aulick explains that there is still a process that will continue to monitor the budget and the work that the engineers will begin with the SH130 projects. If there is no need for services before March 31, 2015, the contract can be ended.
- 2014.09.22.15 Discussion/Action** to approve the Advance Funding Agreement transmitted by TxDOT for the SH 130 Concession Funded Projects with requested modifications to Attachment A and authorizes the County Judge to sign the agreement.
Judge Bonn explains that he has already signed the agreement and returned the agreement so the approval will be retroactive. Michael Aulick explains that attachment A is only a guideline and can later be modified. He gives the Court a handout of proposed changes. Motion made by Commissioner Muñoz, second by Commissioner Roland to approve the Advance Funding Agreement transmitted by TxDOT for the SH 130 Concession Funded Projects with requested modifications to Attachment A and move to ratify the County Judge to sign the agreement. Commissioner Madrigal would like to have things of this nature come before the Court before they are signed. Judge Bonn agrees, but explains that this was a time saving effort for the County. All Voting "Aye"

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- 2014.09.22.16 Discussion/Action** to approve Resolution No. 14-2014 for "Advance Funding Agreement for Projects Utility SH 130 Concession Funds".
Motion made by Commissioner Madrigal, second by Commissioner Muñoz to approve Resolution No. 14-2014 for "Advance Funding Agreement for Projects Utility SH 130 Concession Funds". All Voting "Aye"
- 2014.09.22.17 Discussion/Action** to authorize the County Judge to issue a Notice of Intent (NOI) to contract for consultant engineering services for design of the four county road projects approved by TxDOT for upgrading with SH 130 Concession Funds and to establish a consultant evaluation and selection committee.
Motion made by Commissioner Muñoz, second by Commissioner Madrigal to recommend John Cyrier, Vance Rogers, Neto Madrigal and Alfredo Muñoz on the selection committee, with TxDOT engineer Roy Dill and Bill Gardner as advisors. Commissioner Madrigal would like to add Dwight Jeffrey to the committee. Friendly amendment offered by Commissioner Roland to leave Judge Bonn on the committee list is accepted by Commissioner Muñoz and Commissioner Madrigal. Commissioner Madrigal removes himself and to place Judge Bonn on the committee. Since having a quorum would cause the meetings to be posted. The committee will include City Manager Vance Rodgers, John Cyrier, Judge Bonn, Commissioner Alfredo Muñoz, Dwight Jeffrey, with TxDOT engineer Roy Dill and Michael Aulick as advisor. Judge Bonn would like County Attorney Mack Harrison to provide a form for the committee members to sign that there will be no conflict of interest. If they are not willing to sign it, then they don't need to be on the committee. All Voting "Aye"
- 2014.09.22.18 Discussion/Action** to suspend all pay raises until we can get an official document in writing by the Sheriff that will not negatively affect our 2014-2015 budget. **Cost:** None; **Speaker:** Commissioner Buchholtz; **Backup:** None.
No Action Taken
- 2014.09.22.19 Adjournment**
Motion made by Commissioner Roland, second by Commissioner Buchholtz to Adjourn. All Voting "Aye"



TOM D. BONN, County Judge