

CALDWELL COUNTY
COMMISSIONERS COURT MINUTES
1403 Blackjack Street, Lockhart, Texas
Regular Meeting March 24, 2014 8:30 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

Commissioner Madrigal not present.

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 reviewed the report that was submitted with the Agenda and answered any questions that the Court had. He reports that the project is still on scheduled as planned. He invites the Commissioners or Stakeholders to come to the site for a walkthrough, just please call in advance for safety reasons.

9:00 A.M. REGULAR MEETING

Call Meeting to order.

- 2014.03.24.01** **Invocation.** Lockhart Ministry Alliance.
John Griffin with the Lockhart Ministry Alliance opened the meeting with prayer.
- 2014.03.24.02** **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.
- 2014.03.24.03** **Announcements:** Items or comments from Court Members or Staff.
Commissioner Roland signed off on the yearly audit at the Caldwell County Jail. It was Thursday and Friday of last week. They passed the audit and were congratulated for the job that they do. Commissioner Munoz thanked the Commissioners Court. They were able to get \$2.8 million for the City of Lockhart to finish the expansion of Hwy183 to Hwy 20 South. Thanks to the City and the County. Judge Bonn said that he had been to Judges training this past week.
- 2014.03.24.04** **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).
N/A

COMMISSIONERS COURT MINUTES
Regular Meeting on March 24, 2014

2014.03.24.05 **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 \$506,277.42 for March 24th, 2014.
- B. To approve Commissioners Court Minutes for March 17th, 2014.
- C. To approve the renewal of Continuation Certificate Bond No. 15768313 for Kasi Miles, Director of Sanitation for Caldwell County in the amount of \$10,000 beginning April 14, 2014 and ending April 14, 2015 for a cost of \$50.
- D. To approve Caldwell County Budget Amendment #2013-08 for Unit Road Department in the amount of \$25,000.
- E. To approve Caldwell County Budget Amendment #2013-09 for Emergency Management in the amount of \$12,111.
- F. To acknowledge receipt of State of Financial Position from the Caldwell County Probation Department for the fiscal year ending August 31, 2013.
- G. To approve Constable Precinct #3, Constable Margarito Zapata's report on racial profiling dated February 5, 2014.
- H. To approve a Proclamation declaring the month of April 2014 as Child Abuse Awareness and Prevention month.
- I. To approve a Proclamation declaring the month of April 2014 as Sexual Assault and Prevention month.

Commissioner Munoz requested that item "E" be removed and Judge Bonn would like the Proclamations removed. Motion made by Commissioner Munoz, second by Commissioner Buchholtz to approve Consent Agenda items "A, B, C, D, F & G". All Present Voting "Aye"

Commissioner Madrigal arrived.

2014.03.24.06 **Reports.**

Caldwell County Judicial Center Budget Report – Larry Roberson
County Auditor Larry Roberson gave his report during the Workshop meeting. It will be posted to the County website for transparency.

Building Maintenance Report – Curtis Weber
Maintenance Supervisor Curtis Weber gave the Building Maintenance Report and answered questions for status updates on various projects. He asked the Commissioners to look over an online program for Maintenance Communication. It would help to organize the processes.

Emergency Management Report – Martin Ritchey
Emergency Management Coordinator Martin Ritchey gave the report for the events that occurred this past month. He discussed the training program in the near future for the Volunteer Fire Fighters. Mid-County Volunteer Fire Dpt. will be hosting a BBQ dinner on April 5, 2014 and Dale Volunteer Fire Dpt. will be hosting theirs on April 12, 2014.

At this time, the Public Hearing will begin-9:33 a.m. Reports will continue at a later time.

COMMISSIONERS COURT MINUTES
Regular Meeting on March 24, 2014

2014.03.24.08 **Public Hearing at 9:30 am** on proposed preliminary plat on Sunrise Meadows, Phase II subdivision located on Barth Road (CR 179).

Kasi Miles gave a brief overview of the status and information that has been collected so far.

Public Comments:

Susan Stewart is asked if the project was approved for the past development ordinance or the present. She is concerned with the safety of those who are living in the neighborhood and the development.

Sue Hemphill has a list of questions concerning the safety, development estimated time of completion and the deed restrictions. She asked why phase 2 would be approved before phase 1 is finished.

Joel Richardson, the engineer on the projects, answered some questions concerning the deed restrictions, safety for emergency vehicles and other concerns that the neighboring residents have.

Bert Magill (representing Lucille Clark Kelley neighboring resident) shared concerns for the livestock grazing and entrances to the neighboring property. He has concerns for negligent trash disposal, safety and increase of road traffic. He has contacted the Commissioners by e-mail with a list of questions.

Frank Shugrue spoke about the increase of vehicle accidents and the speeding that is out of control already. He describes the road telling the measurements and conditions. There have already been 7 accidents on a blind curve on Barth Rd. He is concerned about the increase of traffic from the addition of vehicles that have been added already and the addition of another phase will make it very dangerous on that road.

Grady Keenan was also concerned with the increased traffic on this road and the physical condition of it. The school bus that comes out to that area turns around in a private driveway and the residents are very concerned with the safety of the children. Road Administrator Dwight Jeffrey adds that when the subdivision is complete, there are plans for work on Barth Rd.

Juanita Perales has concerns about the road condition. This is a very dangerous road and with the blind spots and curves. With addition of people and vehicles, she is very concerned about the safety of the residents.

Matthew Allen, Caldwell County Appraisal District has a question about the names of two of the roads. Kasi Miles states that that will be addressed when it gets closer to approval of the final plat.

R. W. McDonald answers questions from the court and the residents concerning the development of the subdivision and the traffic issues.

2014.03.24.09 **Discussion/Action** to approve the preliminary plat on Sunrise Meadows, Phase II subdivision located on Barth Road (CR 179).

Kasi Miles asks that this item be tabled until the engineer, Bill Gardner return to approve the plat. Motion made by Commissioner Roland, second by Commissioner Buchholtz to table this item until April 14, 2014. All Voted "Aye"

2014.03.24.07 **Special Presentations.** None.

COMMISSIONERS COURT MINUTES
Regular Meeting on March 24, 2014

(ALL OTHER AGENDA ITEMS)

2014.03.24.14 **Discussion/Action** on consideration of bids relating to the sale of obligations designated as "Caldwell County, Texas Limited Tax Refunding Bonds, Series 2014"; consideration and approval of financial advisor's recommendation concerning this matter; and other matters in connection therewith.

SUGGESTED MOTION: that the Commissioners Court accept the financial advisor's recommendation from Raymond James & Associates, Inc bonds proposal concerning the acceptance of bids relating to the sale of obligations designated as "Caldwell County, Texas Limited Tax Refunding Bonds, Series 2014."

Motion made by Commissioner Buchholtz, second by Commissioner Muñoz to accept the financial advisor's recommendation from Raymond James & Associates, Inc. bonds proposal concerning the acceptance of bids relating to the sale of obligations designated as "Caldwell County, Texas Limited Tax Refunding Bonds, Series 2014."

Roll Call Vote: Commissioner Muñoz-Yes, Commissioner Buchholtz-Yes, Commissioner Madrigal-Yes, Commissioner Roland-Yes, Judge Bonn-Yes

2014.03.24.15 **Discussion/Action** on consideration and approval of an order by the Commissioners Court of Caldwell County, Texas authorizing the issuance of "Caldwell County, Texas Limited Tax Refunding Bonds, Series 2014", levying an annual ad valorem tax, within the limitations prescribed by law, for the payment of the bonds; prescribing the form, terms, conditions, and resolving other matters incident and related to the issuance, sale, and delivery of the bonds, including the approval and distribution of an official statement pertaining thereto; authorizing the execution of a paying agent/registrar agreement, an official bid form, and an escrow deposit letter; complying with the provisions of the depository trust company's letter of representations; and providing an effective date.

SUGGESTED MOTION: that the Commissioners Court adopt an order authorizing the issuance of "Caldwell County, Texas Limited Tax Refunding Bonds, Series 2014."

Jeff Kuhn gave overview of the levels of interest rates and commended the County for the high credit ratings that have been maintained. Motion made by Commissioner Buchholtz, second by Commissioner Muñoz that the Commissioners Court adopt an order authorizing the issuance of "Caldwell County, Texas Limited Tax Refunding Bonds, Series 2014."

Roll Call Vote: Commissioner Muñoz-Yes, Commissioner Buchholtz-Yes, Commissioner Madrigal-Yes, Commissioner Roland-Yes, Judge Bonn-Yes

Consent Agenda Items:

H. To approve a Proclamation declaring the month of April 2014 as Child Abuse Awareness and Prevention month.

Judge Bonn read the Proclamation. Motion made by Commissioner Muñoz, second by Commissioner Madrigal to approve a Proclamation declaring the month of April 2014 as Child Abuse Awareness and Prevention month. All Voting "Aye"

I. To approve a Proclamation declaring the month of April 2014 as Sexual Assault and Prevention month.

Commissioner Muñoz read the Proclamation. Motion made by Commissioner Madrigal, second by Commissioner Roland to approve a Proclamation declaring the month of April 2014 as Sexual Assault and Prevention month. All Voting "Aye"

COMMISSIONERS COURT MINUTES
Regular Meeting on March 24, 2014

E. To approve Caldwell County Budget Amendment #2013-09 for Emergency Management in the amount of \$12,111.

Motion made by Commissioner Muñoz, second by Commissioner Madrigal to approve Caldwell County Budget Amendment #2013-09 for Emergency Management in the amount of \$12,111. All Voting "Aye"

Continuation of Reports

Environmental Investigator Report – Mike Bittner

Environmental Investigator Mike Bittner gave the Environmental Report and updated the Court on the projects that were being planned for the community.

Human Resources Report – Deborah Kortan

Deborah Kortan gave the Court a handout and spoke about the past months activities. She explained the work that was being done on a revised employee handbook that she will present to the Commissioners soon.

IT Report – Mark Hinnenkamp

Mark Hinnenkamp discusses the options for phone service when moved into the new Judicial Center. A presentation from a couple of vendors has been requested by the Court.

Texas AgriLife Extension Service Report – Carissa Wilhelm & Michael Haynes

Carissa Wilhelm updates the Court with the present and future events. The next months activities will lead to the 4H District Round-Up. It will be hosted by Caldwell County on May 3, 2014.

Michael Haynes reported the winnings and sales from the major Livestock shows this year. He is very proud of the students and the hard work that they have put in at the competitions. They are beginning the Ag and Natural Resources programs. There will be a Beef Cattle Field day at the Luling Foundation Farm on April 11, 2014, to begin this year's activities. He says that 4H enrollment has increased greatly this year. He also is putting together a fertilizer maintenance program for the Courthouse lawn.

Accident Report – Sheriff Daniel Law

Sheriff Law explains the accidents and answers the questions from the Court. He explains the difference in the certifications of mechanics that are used for the department vehicles.

Accident Report – Sheriff's Department – Capt. Hernandez

none

2014.03.24.10

Discussion/Action to appoint Michael Aulick as a Caldwell County alternate to Bill Gardner on the Capital Area Metropolitan Planning Organization (CAMPO) Technical Advisory Committee (TAC) effective the next CAMPO meeting on March 26, 2014.

Motion made by Commissioner Muñoz, second by Commissioner Buchholtz to appoint Michael Aulick as a Caldwell County alternate to Bill Gardner on the Capital Area Metropolitan Planning Organization (CAMPO) Technical Advisory Committee (TAC) effective the next CAMPO meeting on March 26, 2014. All Voting "Aye"

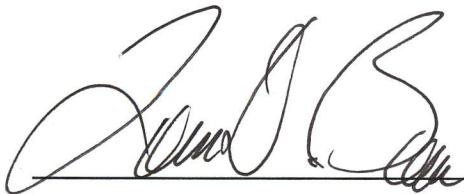
2014.03.24.11

Discussion/Action to appoint one nominee for the Luling Foundation Farm Board of Directors.

Motion made by Commissioner Buchholtz, second by Commissioner Muñoz to appoint Alton Williams for the Luling Foundation Farm Board of Directors. All Voting "Aye"

COMMISSIONERS COURT MINUTES
Regular Meeting on March 24, 2014

- 2014.03.24.12** **Discussion/Action** to amend the Indigent Burial Policy for Caldwell County.
Motion made by Commissioner Buchholtz, second by Commissioner Madrigal to table this item and return at a later time. Each Commissioner will visit with the Justice of Peace in their precinct and the Funeral Homes. All Voting "Aye"
- 2014.03.24.13** **Discussion/Action** to approve Resolution #06-2014 authorizing the filing of grant application with the Capital Area Council of Governments for a regional solid waste grant by Judge Bonn.
Commissioner Roland read the Resolution. Motion made by Commissioner Roland, second by Commissioner Madrigal to approve Resolution #06-2014 authorizing the filing of grant application with the Capital Area Council of Governments for a regional solid waste grant by Judge Bonn. All Voting "Aye"
- 2014.03.24.16** **Discussion/Action** regarding Burn Ban declared on January 15, 2014 for Caldwell County.
Motion made by Commissioner Roland, second by Commissioner Madrigal to leave the Burn Ban off. All Voting "Aye"
- 2014.03.24.17** **Adjournment**
Motion made by Commissioner Buchholtz, second by Commissioner Muñoz to Adjourn. All Voting "Aye"



TOM D. BONN, County Judge