

COMMISSIONERS COURT MINUTES
Regular Meeting February 27, 2012

TOM D. BONN County Judge
CAROL HOLCOMB County Clerk

JOHN P. CYRIER Commissioner Pct 1
FRED F. BUCHHOLTZ Commissioner Pct 2
NETO MADRIGAL Commissioner Pct 3
JOE IVAN ROLAND Commissioner Pct 4

Call Meeting to order.

02.27.01 Invocation- Caldwell County Christian Ministries.

A member of the Caldwell County Christian Ministries was present for the invocation.

02.27.02 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 the pledge to both flags.

02.27.03 Announcements: Items or comments from Court Members or Staff.

Judge Bonn and Commissioners made a special presentation honoring the life and service of Justice of Peace M. Louis Cisneros. A framed resolution was presented to Mrs. Cisneros and her family.

02.27.04 Citizen's 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).

Kathy Haigler spoke concerning the county employee salaries and the Fund Balance Policy and preparing of budget. Susan Modrall would like to see local labor used for the renovations to the Wal-Mart building when the process begins. Commissioner Buchholtz recognized two students from Caldwell County for their accomplishment. Commissioner Madrigal would like to have on record that the discussion from last weeks meeting was on Fund Balance, not on the budget, as Kathy Haigler has concerns about.

02.27.05 STAFF REPORTS/COMMENTS.

Overtime Report – Deborah Kortan, Human Resources Director

Deborah Kortan, Human Resources Director, presented the overtime report for the month of December, 2011.

02.27.06 CONSENT AGENDA.

- A. To approve certificate of completion of Justice of the Peace Kiely training for 2011-2012.**
- B. To approve Resolution No. 05-2012 to support Hays County's request that CAMPO include the proposed upgrade of FM 2001 from Rolling Hills Drive to SH 21 in the approved 2035 Regional Transportation Plan 2013-2016.**
- C. To approve Resolution No. 06-2012 in approval of GBRA's Hazard Mitigation Plan Update.**

Motion made by Commissioner Buchholtz, seconded by Commissioner Roland to approve the consent agenda. All voting "Aye". MOTION PASSED

02.27.07 COUNTY ADMINISTRATOR REPORT/PRESENTATIONS.

None

02.27.08 SPECIAL PRESENTATIONS.

None

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(ALL OTHER AGENDA ITEMS)

02.27.09 Discussion/Action to approve Caldwell County Historic Commission Jail Museum 2012 Budget. Cost: None; Speaker: Doug Shomette; Backup: 1.

Motion made by Commissioner Cyrier, seconded by Commissioner Buchholtz to approve Caldwell County Historic Commission Jail Museum 2012 Budget.

02.27.10 Discussion/Action concerning request of the City of Luling, Texas for Caldwell County to execute Deeds without Warranty conveying all of Caldwell County's right, title, and interest in and to two parcels of land:

The S ½ of Lot 10, Block 2, Clary addition in the City of Luling, Caldwell County, Texas according to plat recorded in Volume 213, Page 154, Deed Records of Caldwell County, Texas to Hinocencia Cuello and her heirs and assigns.

Lot 8, Block 3, Bell Haven Addition in the City of Luling, Caldwell County, Texas according to plat recorded in Volume 213, Page 154, Deed Records of Caldwell County, Texas, to Leonardo Lopez and his heirs and assigns. Cost: None; Speaker: Bobby Berger, Luling City Manager; Backup: 2.

Lembo Allen, Luling City Attorney gave brief explanation of situation and explained that the other entities involved were agreeable to assign the deeds to Hinocencia Cuello and her heirs and assigns and Leonardo Lopez and his heirs and assigns. Motion made by Commissioner Buchholtz, seconded by Commissioner Roland to approve authorization to Judge Bonn to sign the necessary papers. All voting "Aye".

02.27.11 Discussion/Action concerning Yearly Report for Pre-Trial Bond Release Program. Cost: None; Speaker: Gary Howard and Rochelle Thomas; Backup: 1.

Gary Howard gave the Yearly Report for Pre-Trial Bond Release Program. This is the fifth year for the program. Motion made by Commissioner Cyrier, seconded by Commissioner Buchholtz to approve the Yearly Report for Pre-Trial Bond Release Program. All voting "Aye".

02.27.12 Discussion/Action on request by District Judge Todd Blomerth for County Commissioners Court resolution allowing creation of a Drug Court for the 421st Judicial District Court of Caldwell County, Texas, pursuant to Chapter 469 of the Texas Health and Safety Code and all issues related thereto. Cost: None; Speaker: Judge Todd Blomerth; Backup: 1.

District Court Judge Todd Blomerth gave overview of the creation of a Drug Court for the 421st Judicial District Court of Caldwell County, Texas. Judge Blomerth and Attorney Steve Thomas provided information about the program. Motion made by Commissioner Cyrier, seconded by Commissioner Roland to approve a resolution allowing creation of a Drug Court for the 421st Judicial District Court of Caldwell County, Texas, pursuant to Chapter 469 of the Texas Health and Safety Code and all issues related thereto. All voting "Aye".

02.27.13 Discussion/Action concerning approval of proposal from Broaddus & Associates for procurement (RFQ for design service); negotiation of contract for design services (Contract for Architect); and procurement for Construction Services all related to the proposed new Judicial Center (remodel of Wal-Mart). Fee not to exceed \$30,000.00. Cost: \$30,000.00; Speaker: Representatives from Broaddus & Associates; Backup: 1

02.27.14 Discussion/Action concerning approval of proposal from Broaddus & Associates to update the Caldwell County Needs Assessment. Cost: Not to exceed \$10,000.00; Speaker: Representatives from Broaddus & Associates; Backup: 1.

Motion made by Commissioner Cyrier, seconded by Judge Bonn to approve agenda item 14, concerning approval of proposal from Broaddus & Associates to update the Caldwell County Needs Assessment. When opened for discussion, a motion was made by Commissioner Buchholtz, seconded by Commissioner Roland to table item 02.27.13 and 02.27.14. Roll Vote on first motion by Commissioner Cyrier: Commissioner Cyrier-Yes, Commissioner Buchholtz-No, Commissioner Madrigal-No, Commissioner Roland-No, Judge Bonn-Yes. Motion failed. Both will be on Agenda for special meeting on March 5, 2012. All voting "Aye".

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02.27.15 Discussion/Action concerning budget amendment that recognizes additional sales tax revenue and budgets said additional revenue for purposes of a mid-year \$500.00 annual raise for all Caldwell County employees except Elected Officials. Said raise to be effective on April 1, 2012. Cost: \$64,000.00; Speaker: Judge Tom Bonn; Backup: 1.

Motion made by Judge Bonn, seconded by Commissioner Cyrier to approve budget amendment that recognizes additional sales tax revenue and budgets said additional revenue for purposes of a mid-year \$500.00 annual raise for all Caldwell County employees except Elected Officials. All voting "Aye". Motion made by Commissioner Buchholtz, seconded by Judge Bonn to approve budget amendment 0004. All present voting "Aye". Commissioner Madrigal has stepped out at this time.

02.27.16 Discussion/Action concerning transfer up to \$625,000.00 from County reserves to the employee retirement fund managed by TCDRS. This action will fully fund the County's obligation for employee retirement. Cost: \$625,000.00; Speaker: Judge Tom Bonn; Backup: 1.

Motion made by Commissioner Buchholtz, seconded by Commissioner Madrigal to table this item until June 11, 2012. All voting "Aye".

02.27.17 Discussion/Action to transfer payroll functions to Human Resources Cost: None; Speaker: Judge Tom Bonn; Backup: None.

Motion made by Commissioner Madrigal, seconded by Commissioner Roland to table this item until March 5, 2012. All voting "Aye".

02.27.18 Discussion/Action concerning approval of \$82,292.00 in funds for the Historic Jail Museum Project. Said funds to be paid out of funds from the 2010 Certificate of Obligations for repairs to County buildings. Cost: \$82,292.00; Speaker: Judge Tom Bonn; Backup: 1.

Motion made by Judge Bonn, seconded by Commissioner Roland to approve \$82,292.00 in funds for the Historic Jail Museum Project. Said funds to be paid out of funds from the 2010 Certificate of Obligations for repairs to County buildings. All voting "Aye".

02.27.19 Discussion/Action concerning approval of budget amendment transferring \$93,128.00 from reserves to Unit Road line item 502-1101-531 for purchase of new backhoe. Cost: \$93,128.00; Speaker: Larry Roberson/Ron Heggemeier; Backup: None.

Motion made by Commissioner Buchholtz, seconded by Commissioner Cyrier to approve budget amendment transferring \$93,128.00 from reserves to Unit Road line item 502-1101-531 for purchase of new backhoe. All voting "Aye".

02.27.20 Discussion/Action concerning approval of budget amendment for the Unit Road department transferring \$20,000.00 from line item 502-1101-0463 (Seal Coating) to 502-1101-0103 (Road Employees Salaries). Cost: None; Speaker: Bill Gardner; Backup: 1.

Motion made by Commissioner Buchholtz, seconded by Commissioner Madrigal approving budget amendment for the Unit Road department transferring \$20,000.00 from line item 502-1101-0463 (Seal Coating) to 502-1101-0103 (Road Employees Salaries). This will be for 5 summer time employees. All voting "Aye".

02.27.21 Discussion/Action to approve bid for replacement of flex ducts in the L.W. Scott building at 1403 Blackjack Street, Lockhart, Texas. Cost: TBD; Speaker: Ron Heggemeier; Backup: 3.

Motion made by Commissioner Buchholtz, seconded by Commissioner Cyrier to approve bid for replacement of flex ducts in the L.W. Scott building at 1403 Blackjack Street, Lockhart, Texas. This will be awarded to CHAPMAN SERVICES for a R6 Flex Duct Price of \$4,700.00. This is to include cleanup. All voting "Aye".

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02.27.22 Discussion/Action to approve renewal of lease of 1400 FM 20East, East, Suites A and D to United States government for Caldwell County USDA Service Center for five-year term. Cost: None; Speaker: Mack Harrison; Backup: 7.

Motion made by Commissioner Cyrier, seconded by Commissioner Buchholtz to table this item until March 19, 2012. All voting "Aye".

02.27.23 Discussion/Action to approve Fund Balance Policy. Cost: None; Speaker: Larry Roberson; Backup: 2.

Motion made by Commissioner Buchholtz seconded by Commissioner Cyrier to adopt Fund Balance Policy with the target fund balance to be set at 3 ½ months of the budgeted General Fund. Commissioner Cyrier-Yes, Commissioner Buchholtz-Yes, Commissioner Madrigal-Yes, Commissioner Roland-No, Judge Bonn-Yes

02.27.24 Discussion/Action to approve Investment Policy for Caldwell County. Cost: None; Speaker: Larry Roberson; Backup: 1.

Motion made by Commissioner Buchholtz, seconded by Commissioner Madrigal to approve Investment Policy for Caldwell County. All voting "Aye".

02.27.25 Discussion/Action to approve Interlocal Agreement between Caldwell County and Tri-Community Water Supply Corporation for administration of Texas Community Development Block Grant for water filtration project. Cost: None; Speaker: Mack Harrison; Backup: 7.

Motion made by Commissioner Madrigal, seconded by Commissioner Roland to approve Interlocal Agreement between Caldwell County and Tri-Community Water Supply Corporation for administration of Texas Community Development Block Grant for water filtration project. All voting "Aye".

02.27.26 Discussion/Action regarding the installation of speed cushions on Meadow Lane (County Road 69) near Martindale. Cost: TBD; Speaker: Commissioner Madrigal; Backup: 2.

Motion made by Commissioner Madrigal, seconded by Commissioner Cyrier to table this item until March 12, 2012. All voting "Aye".

02.27.27 Discussion/Action regarding proposed changes to the Caldwell County Development Ordinance. Cost: None; Speaker: Commissioner Roland; Backup: 2.

Motion made by Commissioner Buchholtz, seconded by Judge Bonn to table this item until March 26, 2012. All voting "Aye".

02.27.28 Pay Bills

Motion made by Commissioner Cyrier, seconded by Commissioner Madrigal to pay bills in the amount of \$393,139.38. All voting "Aye".

02.27.29 Adjournment

Motion made by Commissioner Buchholtz, seconded by Judge Bonn to adjourn. All voting "Aye".



TOM D BONN, County Judge