

COMMISSIONERS COURT MINUTES
Regular Meeting May 16, 2011



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.

1. **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 opens the meeting with Pledge of Allegiance to both of Flags.
2. **Approve Minutes of Previous Meetings.**
Motion made by Commissioner Roland, seconded by Commissioner Madrigal to Approve Minutes of the Special Commissioners Court meeting of May 2, 2011. All voting "Aye". MOTION PASSED
3. **Citizen's comments: at this time any person with business before the Commissioners Court, not scheduled on the agenda, may speak to the Commissioners Court. Comments will be limited to three (3) to (5) minutes per person.**
Public Participation Forms were filled out by Barbara Decker, Herb Decker, Susan Modrall, Carol Peters and Kathy Sellers.
Carol Peters spoke to the court on behalf of the Aging Advisory Council and let everyone know that May is Older Americans Month and gave update for a Plate Sale for the Child Welfare Board. It will be Sat, May 21, 2011 at Auto Zone in Lockhart.
4. **Approve the Caldwell County Reports for the month of April 2011:**
 - A. **Environmental Investigator Report -Mike Bittner**
Environmental Investigator Report was given by Mike Bittner. Mr. Bittner informed the court of his normal routine and reported that he checks each county road at least twice monthly.
 - B. **Texas Agrilife Extension Service Report -Carissa Wilhelm**
Carissa Wilhelm presented her report for the month of April-2011. Information about topics that were covered at the CYFAR conference that she attended was shared, as well as the classes to come and completions of events that were held here in Caldwell County.
 - C. **Veterans Officer report -David Francis**
Veterans Service Officer David Francis gave monthly report including update about the space that will be provided in Luling to assist the veterans that are unable to get to Lockhart. Hours for this office will be covered on Agenda #9. He shared the plans for Memorial Day.
 - D. **Building Maintenance report -Curtis Weber**
Building Maintenance report was given by Curtis Weber for the month of April. Update on work orders finished and the status on those in process.

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E. Emergency Management report -Jimmy Parker

Emergency Management report for April 2011 was given by Jimmy Parker. He reported on the Homeland Security Conference in San Antonio. He gave a few details about the recent fire in Martindale. Good news that they were able to save all structures in its path.

F. 911 Addressing Coordinator -Darla Law

911 Addressing Coordinator Darla Law gave her report for April- 2011

G. Sanitation Officer monthly report -Kasi Miles

Sanitation Officer Kasi Miles gave the report for April-2011 and answered questions from Judge Bonn and the Commissioners. Updates on the citations that were issued and results from previous fines.

H. Indigent Health Care and Indigent Burial-Rhoda Chavira.

Rhoda Chavira presented the Indigent Health Care and Indigent Burial Report and gave the court updated information concerning past report totals.

I. Caldwell County Unit Road Systems Report -Dwight Jeffrey

Caldwell County Unit Road Systems Report was reported by Dwight Jeffrey. Report included a detailed list of supplies needed, equipment used, and servicing that was done.

J. Caldwell County Tax Collection Report

Caldwell County Tax Collection Report was submitted by Carlton Pape and read by Judge Bonn.

K. Caldwell County Bank Reconciliation Report

Motion made by Judge Bonn, seconded by Commissioner Madrigal to table this item. All voting "Aye". MOTION PASSED

Motion made by Commissioner Cyrier, seconded by Commissioner Madrigal to approve the above listed Caldwell County Reports for the month of April 2011. All voting "Aye". MOTION PASSED

5. Discussion/Action to consider Outdoor Burning Ban for Caldwell County-Judge Bonn.

Jimmy Parker recommended putting the Outdoor Burn Ban on again and to contact the fireman to put the signs back up alerting the citizens. Motion made by Commissioner Roland, seconded by Commissioner Madrigal to put the Outdoor Burn Ban back on. All voting "Aye". MOTION PASSED. Judge Bonn thanked the Commissioners for their consent to take it off for the 4 days after the rain and complimented the citizens for being careful getting things done during this time. Dwight Jeffery asked for the fire departments that had not picked up the burn ban signs from his office to please do so.

6. Discussion/Action regarding Caldwell County Courthouse Repairs-Commissioner Buchholtz.

Commissioner Buchholtz reads overview of cost to repair County Courthouse if done by ALPHA. After discussion among the Commissioners Court, Judge Bonn decides on a workshop to discuss this Agenda item.

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7. **Discussion/Action to consider an Interlocal Agreement among Hays County, City of Luling, City of Kyle, City of Buda, City of Lockhart, Guadalupe-Blanco River Authority, Plum Creek Conservation District, Caldwell-Travis Soil and Water Conservation District, Hays County Soil and Water Conservation District #351 regarding implementation of the Plum Creek Watershed Protection Plan with a cost portion to Caldwell County in the amount of \$9,252 after approval of grant from the Texas State Soil and Water Conservation Board-Judge Bonn/Nikki Dictson.**

Motion made by Commissioner Roland, seconded by Judge Bonn to enter into an Interlocal Agreement among Hays County, City of Luling, City of Kyle, City of Buda, City of Lockhart, Guadalupe-Blanco River Authority, Plum Creek Conservation District, Caldwell-Travis Soil and Water Conservation District, Hays County Soil and Water Conservation District #351 with an In Kind agreement and that if the In Kind amount exceeds our expected dollar amount due, to share among other entities. All voting "Aye". MOTION PASSED

8. **Discussion/Action concerning the relocation/change and abandonment of a portion of CR 114 also known as Mineral Springs Road due to safety concerns-Commissioner Cyrier/Commissioner Buchholtz.**

(1) Motion made by Commissioner Madrigal, seconded by Commissioner Buchholtz to make a finding that the Petition for Change in the Location of Mineral Springs Road has been signed by at least one resident of Precinct One and therefore is a valid petition. All voting "Aye". MOTION PASSED

(2) Motion made by Commissioner Cyrier, seconded by Commissioner Buchholtz to make a finding that proper notices were posted in 2 places in Precinct one in the vicinity of CR114 and that the proper notice has been posted in the Courthouse. All notices have been posted more than 20 days prior to Commissioner Court Meeting. All voting "Aye". MOTION PASSED

(3) Motion made by Commissioner Cyrier, seconded by Commissioner Buchholtz making a finding that due to safety concerns a portion of CR114 should be relocated from its present location to a new location specified in the Petition for Change in the Location of Mineral Springs Road. All voting "Aye". MOTION PASSED

(4) Motion made by Commissioner Cyrier, seconded by Commissioner Buchholtz to approve an Order changing the location of a portion of CR114 as such is set forth in the Petition of Change in the Location of Mineral Springs Road. (This motion must be passed unanimously to be effective.) Commissioner Cyrier voting "Aye", Commissioner Buchholtz voting "Aye", Commissioner Madrigal voting "Aye", Commissioner Roland voting "Aye", Judge Bonn voting "Aye" Motion Passed

(5) Motion made by Commissioner Cyrier, seconded by Commissioner Buchholtz to approve agreement concerning maintenance of roadway for two (2) year warranty period. All voting "Aye". MOTION PASSED

(6) Motion made by Commissioner Cyrier, seconded by Commissioner Buchholtz to accept the dedication of the new section of CR114 which changes the location of a portion of CR114 (aka Mineral Springs Road) by authorizing the County Judge to sign the acceptance section of the Deed of Dedication. All voting "Aye". MOTION PASSED

(7) Motion made by Commissioner Cyrier, seconded by Commissioner Buchholtz to approve a finding that all property owners abutting the portion of the road specified in the Petition for Abandonment of a Portion of Mineral Springs Road, A County Road have signed the petition. All voting "Aye". MOTION PASSED

(8) Motion made by Commissioner Cyrier, seconded by Commissioner Buchholtz to approve a finding that the portion of roadway to be abandoned, as set forth in the Petition to Abandon, is being abandoned due to safety concerns. All voting "Aye". MOTION PASSED

(9) Motion made by Commissioner Cyrier to Approve an Order Abandoning a Portion of Mineral Springs Road, A County Road Within Caldwell County, Texas. (This motion must be passed unanimously to be effective). Commissioner Cyrier voting "Aye", Commissioner Buchholtz voting "Aye", Commissioner Madrigal voting "Aye", Commissioner Roland voting "Aye", Judge Bonn voting "Aye" Motion Passed

9. Discussion/Action to authorize Caldwell County Veterans Service Officer to proceed with setting up a field office in Luling to better assist the veterans in the area-Veterans Officer David Francis.

Motion made by Commissioner Buchholtz, seconded by Commissioner Madrigal to authorize Caldwell County Veterans Service Officer to proceed with setting up a field office in Luling to better assist the veterans in the area. The office will be open every Wednesday during the hours of 1:00 p.m. - 5:00 p.m. All voting "Aye". MOTION PASSED

10. Discussion/Action concerning a request from the Texas Department of Housing & Community Affairs to participate in the Texas Homebuyer Assistance Program-Judge Bonn.

Motion made by Commissioner Cyrier, seconded by Commissioner Madrigal to table this item for one week to further research. All voting "Aye". MOTION PASSED.

11. Discussion on the JP revenue report-Commissioner Cyrier.

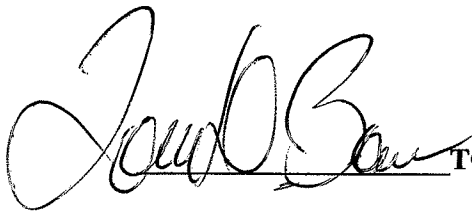
Discussion and feedback from Judge DeLeon and Judge Kiely concerning the profits and progress of the new Net-Data system. Collections have been increased by approximately 62% for fines that had gone uncollected in the past.

12. Pay Bills

Motion made by Commissioner Roland, seconded by Commissioner Cyrier to pay the bills in the amount of \$59,588.15. This includes the amount of \$3,454.00 for Total Indigent Defense and \$3,950.45 for Total Indigent Health. All voting "Aye". MOTION PASSED.

Adjourn

Judge Bonn adjourned meeting.



TOM D. BONN, County Judge