

**COMMISSIONERS COURT MINUTES**  
**Regular Meeting January 9, 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

**01.09.01      Invocation- Caldwell County Christian Ministries.**

Invocation given by Father Ryan Lozano.

**01.09.02      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 the flags.

**01.09.03      Announcements: Items or comments from Court Members or Staff.**

County Administrator Ron Heggemeier recognizes the new Human Resource Director, Debra Kortan.

**01.09.04      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 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 balance of comments will continue as the last agenda item of the day).**

Susan Stewart speaks and thanks the Commissioners Court for opening with prayer. She also thanks Unit Road for fixing the road that she lives on. Ed Moses voices concerns about the health of Bill Gardner. He believes that someone in this position should be able to go out to sites and do inspections. He is concerned that his health will not allow him to do this. He would like to see a posting for an open hiring. Mr. Peters will wait to speak until a specific agenda item.

**01.09.05      STAFF REPORTS/COMMENTS.**

None

**01.09.06      CONSENT AGENDA.**

**A. Approval of Minutes- December 19, 2011.**

Motion made by Commissioner Buchholtz, seconded by Commissioner Cyrier to approve minutes dated December 19, 2011. All voting "Aye". MOTION PASSED

**B. To set Final Plat Public Hearing at 9:30 AM on January 17, 2012 for the proposed Tierra Verde Subdivision (CR 174 Lytton Lane)-Commissioner Madrigal/Kasi Miles.**

**C. To set Final Plat Public Hearing for 10:00AM on January 17, 2012 for the Proposed Highland Ranch Subdivision (FM 1854 & Seminole Trail). Commissioner Roland/Kasi Miles.**

Motion made by Commissioner Roland, seconded by Commissioner Buchholtz To set Final Plat Public Hearing at 9:30 AM on January 17, 2012 for the proposed Tierra Verde Subdivision (CR 174 Lytton Lane), and to set Final Plat Public Hearing for 10:00AM on January 17, 2012 for the Proposed Highland Ranch Subdivision (FM 1854 & Seminole Trail). All voting "Aye". MOTION PASSED

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**01.09.07      COUNTY ADMINISTRATOR REPORT/PRESENTATIONS.**

**A. Federal Prisoner Inmate Revenue Update**

**B. Monthly Sales Tax Collection**

Update given by County Administrator Ron Heggemeier for Federal Prisoner Inmate Revenue and Monthly Sales Tax Collection.

**01.09.08      SPECIAL PRESENTATIONS**

**(ALL OTHER AGENDA ITEMS)**

**01.09.09      Discussion/Action concerning partial sub-lease of maintenance shed in Maxwell to the Maxwell Fire Department for repairs to existing fire truck.**

Ronnie Duesterheft spoke to the court explaining that they had spoke with the owner and an agreement with the owner was being prepared. Motion made by Commissioner Madrigal, seconded by Commissioner Roland to approve partial sub-lease of maintenance shed in Maxwell to the Maxwell Fire Department for repairs to existing fire truck. All voting "Aye". MOTION PASSED

**01.09.10      Discussion/Action to approve Interlocal Cooperation Agreement among the City of Lockhart, City of Luling, City of Martindale and Caldwell County for 700/800 MHZ Communication Equipment Purchase.**

Motion made by Commissioner Cyrier, seconded by Commissioner Buchholtz to approve Interlocal Cooperation Agreement among the City of Lockhart, City of Luling, City of Martindale and Caldwell County for 700/800 MHZ Communication Equipment Purchase. All voting "Aye". MOTION PASSED

**01.09.11      Discussion/Action concerning a request to change the name St. John's Colony Park Subdivision and change the road name from Westbrook Drive to Meadow Trail Road.**

Motion made by Commissioner Roland, seconded by Commissioner Buchholtz to table this item until more information was received from council. All voting "Aye". MOTION PASSED

**01-09.12      9:30 AM Public Hearing for the proposed Bridgestone Ranch Subdivision located on FM 1185.**

Hearing begins: 9:37 Citizens voiced concerns to the court and Jason Roberts. One of them was that the proposed development would not be maintained and appearances would be like another in the area. Jason Roberts spoke to them and answered questions concerning the maintenance as well as the environmental issues. The Commissioner's and Judge Bonn all had positive input concerning the other properties that Jason Roberts has already developed in Caldwell County.  
Hearing ended:10:15 a.m.

**01.10.13      Discussion/Action to approve the preliminary plat for the proposed Bridgestone Ranch Subdivision. (FM 1185)**

Motion made by Commissioner Roland, seconded by Commissioner Madrigal to approve the preliminary plat for the proposed Bridgestone Ranch Subdivision on FM 1185. All voting "Aye". MOTION PASSED

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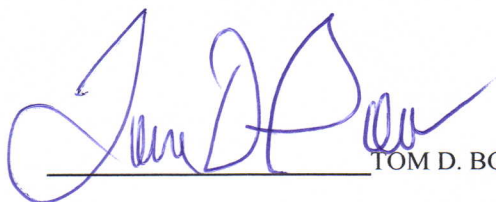
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- 01.09.14**      **Executive Session** Pursuant to Texas Government Code §551.074 (Personnel Matters); to deliberate the appointment of Bill Gardner as County Road Engineer.  
Executive Session begins: 10:27 a.m.  
Reconvene: 11:47 a.m.  
No Action Taken
- 01.09.15**      **Discussion/Action concerning the appointment of Bill Gardner as County Road Engineer, pursuant to §252.304 of the Transportation Code.**  
Motion made by Commissioner Roland, seconded by Commissioner Cyrier to table this item. All voting "Aye". MOTION PASSED
- 01.09.16**      **Discussion/Action concerning Budget Amendment No. 3 for County Road Engineer position.**  
**Cost: \$30,993.00**  
Motion made by Commissioner Roland, seconded by Commissioner Cyrier to table this item. All voting "Aye". MOTION PASSED
- 01.09.17**      **Discussion/Action concerning adoption of Resolution No. 01-2012 (Reimbursement Resolution) relating to establishing the County's intention to reimburse itself for the prior lawful expenditure of funds from the proceeds of tax-exempt obligations to be issued by the County for authorized purposes; authorizing other matters incident and related thereto; and providing an effective date for expenditure of funds.**  
**Note: This resolution concerns any expenditures by the County concerning the purchase of the Wal-mart Building and related expenses related thereto and related to remodeling of said structure.**  
Motion made by Commissioner Buchholtz, seconded by Commissioner Cyrier for the adoption of Resolution No. 01-2012, a Reimbursement Resolution. All voting "Aye". MOTION PASSED
- 01.09.18**      **Discussion/Action concerning adoption of an Order creating the position of Elections Administrator for Caldwell County.**  
Motion made by Commissioner Cyrier, seconded by Judge Bonn adopting an order creating the position of Elections Administrator for Caldwell County. Roll vote, Commissioner Cyrier-Yes, Commissioner Buchholtz-Yes, Commissioner Madrigal-Yes, Commissioner Roland-Yes, Judge Bonn-Yes MOTION PASSED
- 01.09.19**      **Discussion/Action concerning appointment of Judge Pro-Tem of the Commissioners Court for 2012 (See Section 2.04 of Commissioner Court Rules of Procedure, Conduct and Decorum).**  
Motion made by Commissioner Buchholtz, seconded by Judge Bonn to appoint Commissioner Cyrier to the position of Judge Pro-Tem of the Commissioners Court for 2012. All voting "Aye". MOTION PASSED
- 01.09.20**      **Discussion/Action regarding job description for the Unit Road Supervisor.**  
Motion made by Commissioner Roland, seconded by Commissioner Cyrier to table this agenda item until the next commissioners meeting January 17, 2012. All voting "Aye". MOTION PASSED

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- 01.09.21**      **Discussion concerning overtime hours for the month of November 2011.**  
Judge Bonn read the overtime report for the month of October and November.
- 01.09.22**      **Discussion/Action to move regular Commissioners Court meeting for 2012 to Tuesday at 9:00 A.M.**  
Motion made by Commissioner Roland, seconded by Commissioner Madrigal to leave Commissioner Court meetings on Monday's. All voting "Aye". MOTION PASSED
- 01.09.23**      **Discussion/Action to set regular meetings for 2012 for the second and fourth Monday or Tuesday of each month.**  
Motion made by Commissioner Madrigal, seconded by Commissioner Roland to keep the Commissioners Court meetings on the 2<sup>nd</sup>, 3<sup>rd</sup>, and 4<sup>th</sup> Mondays of the month. Motion made by Commissioner Buchholtz, seconded by the Judge to have meetings 2<sup>nd</sup> and 4<sup>th</sup> Mondays. Roll vote on motion for 2<sup>nd</sup> and 4<sup>th</sup> Monday- Commissioner Cyrier-No, Commissioner Buchholtz-Yes, Commissioner Madrigal-No, Commissioner Roland-No.  
After discussion, motion was made by Commissioner Madrigal, seconded by Commissioner Roland to keep Commissioner Court meetings on the 2<sup>nd</sup>, 3<sup>rd</sup>, and 4<sup>th</sup> Mondays of the month unless the Monday fell on a Holiday. All voting "Aye". MOTION PASSED
- 01.09.24**      **Discussion/Action to move the Commissioners Court Agenda cut off time Time to 5:00 P.M. Wednesday before the next Regular meetings if Tuesday becomes our meeting date.**  
Motion made by Commissioner Buchholtz, seconded by Commissioner Madrigal to move the Commissioners Court agenda cut-off time to Tuesday at 5:00 p.m. All voting "Aye". MOTION PASSED
- 01.09.25**      **Discussion/Action concerning the posting of non-confidential backup materials with some limits on the County's Website with Agenda. Backup would be removed before next agenda posting.**  
Motion made by Commissioner Buchholtz, seconded by Commissioner Cyrier to work towards posting of non-confidential backup materials with some limits on the County's Website with Agenda. Backup would be removed before next agenda posting. County Attorney Mack Harrison would like to check the back-up information before being posted. All voting "Aye". MOTION PASSED
- 01.09.26**      **Discussion/Action to approve the Caldwell County Agenda Item Request Form**  
Motion made by Commissioner Buchholtz, seconded by Commissioner Cyrier to approve the Caldwell County Agenda Item Request Form All voting "Aye". MOTION PASSED
- 01.09.27**      **Pay Bills**  
Motion made by Commissioner Roland, seconded by Commissioner Buchholtz to pay the bills in the amount of \$181,182.29. All voting "Aye". MOTION PASSED
- 01.09.28**      **Adjournment**  
Motion made by Commissioner Cyrier, seconded by Commissioner Buchholtz to adjourn. All voting "Aye". MOTION PASSED



TOM D. BONN, County Judge

1-24-12