

CALDWELL COUNTY
COMMISSIONERS COURT MINUTES
1403 Blackjack Street, Lockhart, Texas
Regular Meeting June 16, 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

Commissioner Madrigal arrived: 8:35 a.m.
Commissioner Roland arrived 8: 40 a.m.

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 slides and explained the progress at this time. The project is at 65% completion at this time and the walls inside are being completed quickly. Architect Robert Steinbomer discussed the paint colors and design choices that the Court had chosen for the interior. County Auditor Larry Roberson explained the budget update for the project. The next workshop is planned for July 14, 2014. Judge Bonn says that the County may feel the need in the future to begin discussing a 15 or 20 year growth plan.

9:00 A.M.

REGULAR MEETING

Call Meeting to order.

- 2014.06.16.01** **Invocation.** Lockhart Ministry Alliance.
Pastor Randy Frye with First Christian Church opened the meeting with prayer.
- 2014.06.16.02** **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.
- 2014.06.16.03** **Announcements:** Items or comments from Court Members or Staff.
Commissioner Muñoz said that he, Judge Bonn and Commissioner Madrigal had been at the Conference last week and it was very informative. Commissioner Buchholtz commented on the Spurs winning the championship. Since he had been out of town during the Memorial Day Event, Judge Bonn thanked the Commissioners that had attended and recognized Veteran Service Officer David Francis for planning the event and recognized all that had assisted. Commissioner Madrigal also commented and thanked the parents and the youth from 4-H that had assisted with the event.

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2014.06.16.04 **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). Judge Alfonso Campos spoke to the Court clearing up the question of residency within his precinct, (Pct. 3) He told that he will be remaining there through the end of his term in December.

William Voit spoke with his concerns about the gravel trucks that have become a danger to the residents on Seawillow Rd. He asked the Court to find out about them and why they don't continue to use Brownsboro Road?

2014.06.16.05 **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. To approve bills in the amount of \$740,095.99 paid on June 9th, 2014.
- b. To approve Commissioners Court Minutes for May 27th, 2014.
- c. To approve Application and Certificate for Payment #5 for Braun and Butler Construction in the amount of \$458,533.65 for the Caldwell County Judicial Center.
- d. To approve Invoice #4 from Aulick & Associates in the amount of \$5,000 (40 hours at \$125/hour) for consultant services for the period of May 1st – 31st, 2014, regarding transportation projects for Caldwell County.
- e. To approve Invoice #207 for May 2014 timesheet for Les Reddin, LongLife Projects in the amount of \$6,000 for the Judicial Service Center project management work.
- f. To approve the 2013 Short Form Return of Organization Exempt from Income Tax for Delhi Volunteer Fire Department as required by Paragraph 8 of the Rural Fire Protection Service Contract with Caldwell County to comply with the yearly reporting to the Caldwell County Judge's Office.
- g. To approve 2013 Short Form Return of Organization Exempt from Income Tax for Dale Volunteer Fire Department as required by Paragraph 8 of the Rural Fire Protection Service Contract with Caldwell County to comply with the yearly reporting to the Caldwell County Judge's Office.
- h. To approve the 2013 Short Form Return of Organization Exempt from Income Tax for Maxwell Volunteer Fire Department as required by Paragraph 8 of the Rural Fire Protection Service Contract with Caldwell County to comply with the yearly reporting to the Caldwell County Judge's Office.
- i. To approve renewal of Continuation Certificate Bond No. 70347581 for three county auditor positions (Internal Auditor, Accounts Payable Clerk, and Accounting Assistant) for Caldwell County in the amount of \$15,000 beginning July 24, 2014 and ending July 24, 2015. **Cost:** \$100.
- j. To acknowledge financial responsibility for the Probation Department regarding physical facilities, equipment, and utilities for the new Judicial Service Center under the Texas Government Code, Section 76.008 – Financial Responsibilities of Counties. Motion made by Commissioner Muñoz, second by Commissioner Madrigal to approve Consent Agenda items a-j. All Commissioners Voting "Aye" Judge Bonn abstained from vote due to absence on May 27, 2014 meeting.

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2014.06.16.06 Reports.

Federal Inmate Report – Larry Roberson

County Auditor Larry Roberson presented the Federal Inmate Report for May 2014.

General Fund Operating Statement – Larry Roberson

County Auditor Larry Roberson presented the General Fund Operating Statement as of April 30, 2014.

Sales Tax Report – Larry Roberson

County Auditor Larry Roberson presented the Sales Tax Collections Report for May, 2014.

Tax Collection Report – Larry Roberson

County Auditor Larry Roberson presented the Tax Collection Report that was prepared by Chief Appraiser Mary LaPoint with the Caldwell County Appraisal District.

Unit Road Systems Report – Dwight Jeffrey

Unit Road Supervisor Dwight Jeffrey reported the Unit Road Systems Report for May 2014.

Veterans Officer Report – David Francis

Veterans Service Officer David Francis reported the events for May 2014. He spoke about the weather conditions and the turnout for the Memorial Day event. He answered questions that Judge Bonn had concerning the Veterans out-patient facility in Austin.

Accident/Automobile Damage – Sheriff's Dept. – Capt. Mike Lane

Captain Jesse Hernandez explained that although he didn't know all the details, he believed that the Deputy had finished a call and damage was done to the vehicle when he backed up to leave. Judge Bonn asked if this was one of the new vehicles and he replied yes.

2014.06.16.07 Special Presentations. None.

(ALL OTHER AGENDA ITEMS)

2014.06.16.08 Discussion/Action regarding a proposal from Caldwell County Appraisal District to purchase 0.64 acre out of 1.136 acre of land located at the northeast corner of the new Judicial Center on Highway 183, Lockhart for an amount of \$45,000.

Chief Appraiser Mary LaPoint spoke to the Court and answered questions concerning the proposal and explained a few of the details on the footprint for a new building for the Appraisal District. Motion made by Judge Bonn, second by Commissioner Muñoz, for Judge Bonn and Commissioner Madrigal to proceed with discussions with CCAD and continue discussing the footprint for the building. There are design concerns. All Voting "Aye"

2014.06.16.09 Discussion/Action regarding Burn Ban for Caldwell County.

Martin Ritchey spoke to the Court concerning the moisture levels at present and recommended that the Burn ban be left off at this time. Motion made by Commissioner Roland, second by Commissioner Madrigal to leave the Burn Ban off at this time. All Voting "Aye". Judge Bonn thanked Martin for his work on Thursday evening at the Chisolm Trail Event. He and his team evacuated the City Park to prevent injury prior to the storms arriving. There was weather related damage to the Carnival setup, but no one was injured due to the evacuation.

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- 2014.06.16.10 Discussion** regarding estray report for Caldwell County Commissioners Court. Caldwell County Auditor Larry Roberson explained the costs that are incurred to the County when large livestock is picked up by animal control officers, the costs of feed, transfer and whether or not claimed. He explained as the Auditor, that he could only advise that the Estray Report and the recording of such should be done. He could not enforce usage.
- 2014.06.16.11 Discussion/Action** to approve Applied Concepts, Inc. Rental Agreement for radar equipment for Caldwell County – DPS. **Cost:** \$287.50 per month; Motion made Commissioner Madrigal, second by Commissioner Muñoz to approve Applied Concepts, Inc. Rental Agreement for radar equipment for Caldwell County – DPS, with change to contract paragraph 10 changing Collin County to Caldwell County. This is a cost of \$287.50 per month. All Voting “Aye”
- 2014.06.16.12 Discussion/Action** to approve a motion granting a Family Land Grant exception to platting concerning property located off Camino Real (James S. Montgomery Survey A-185) (Applicant: Carlos & Teodoro Ledesma). Motion made by Commissioner Roland, second by Commissioner Madrigal to approve a Family Land Grant exception to platting concerning property located off Camino Real for Carlos & Teodoro Ledesma. All Voting “Aye”
- 2014.06.16.13 Discussion/Action** to appoint a member of the Caldwell County Commissioners Court to the Greater San Marcos Partnership Board of Directors. The position has been held by John Cyrier who has recently been elected to represent the San Marcos Airport on the GSMP Board. Commissioner Muñoz commented about the importance of the GSMP and the business that has already been brought to Caldwell County. He feels that it is to the County’s benefit to stay in the Partnership. Motion made by Commissioner Buchholtz, second by Commissioner Muñoz to approve fee of \$10,000 to the Greater San Marcos Partnership. Friendly amendment accepted from Commissioner Madrigal, second by Commissioner Roland to appoint Commissioner Muñoz to the Greater San Marcos Partnership Board of Directors. All Voting “Aye”
- 2014.06.16.14 PUBLIC HEARING AT 9:45 AM** regarding the increase of the speed limit from 25 mph to 30 mph to meet the minimum speed limit requirement per state law for the following roads: Forister Ranch Drive, Hazelnut Cove, Hazelnut Drive, Maverick Drive, River Garden Terrace, Rosewood Drive, Still Meadow Cove, and Still Meadow Drive in the Forister Ranch Subdivision. **Public Hearing began :10:22 a.m.-** Three requests for the public to speak. No speakers. **Public Hearing closed:10:23 a.m.**
- 2014.06.16.15 Discussion/Action** to approve increasing the speed limit from 25 mph to 30 mph to meet the minimum speed limit requirement per state law for the following roads: Forister Ranch Drive, Hazelnut Cove, Hazelnut Drive, Maverick Drive, River Garden Terrace, Rosewood Drive, Still Meadow Cove, and Still Meadow Drive in the Forister Ranch Subdivision. Motion made by Commissioner Roland, second by Commissioner Buchholtz to approve increasing the speed limit from 25 mph to 30 mph to meet the minimum speed limit requirement per state law for the following roads: Forister Ranch Drive, Hazelnut Cove, Hazelnut Drive, Maverick Drive, River Garden Terrace, Rosewood Drive, Still Meadow Cove, and Still Meadow Drive in the Forister Ranch Subdivision. All Voting “Aye”

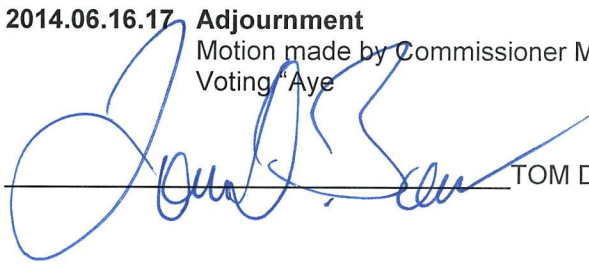
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2014.06.16.16 Discussion/Action to approve conducting a takings impact assessment regarding the proposed amendments for development ordinance.

Motion made by Commissioner Roland, second by Commissioner Madrigal to approve conducting a takings impact assessment regarding the proposed amendments for development ordinance with a cost, not to exceed \$4,275.00. Motion withdrawn and rephrased by Commissioner Roland, second by Commissioner Madrigal to let Commissioner Roland and Civil Attorney Mack Harrison to be able to consult on which firm to be used, with the same not to exceed \$4,275.00. This motion was withdrawn also. Motion made by Commissioner Roland, second by Commissioner Muñoz to approve conducting a takings impact assessment regarding the proposed amendments for development ordinance, not to exceed the cost of \$ 4,725.00
All Voting "Aye"

2014.06.16.17 Adjournment

Motion made by Commissioner Muñoz, second by Commissioner Madrigal to Adjourn. All Voting "Aye"



TOM D. BONN, County Judge