

COMMISSIONERS COURT MINUTES
110 S. Main St. 2nd Floor, Lockhart, Texas
Regular Meeting October 24, 2016 9:00 a.m.



KEN SCHAWA	County Judge	ALFREDO MUÑOZ	Commissioner Pct. 1
CAROL HOLCOMB	County Clerk	EDDIE MOSES	Commissioner Pct. 2
		NETO MADRIGAL	Commissioner Pct. 3
		JOE IVAN ROLAND	Commissioner Pct. 4

MINUTES

Call Meeting to Order. Meeting called to order by Judge Schawe at 9:03 a.m. All members of the court present, with Commissioner Madrigal arriving during pledge to the flags.

2016.10.24.01 Invocation. Lockhart Ministerial Alliance.

Pastor James Greene CLP opened the meeting with a prayer.

2016.10.24.02 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 Schawe led all present in the Pledge of both flags.

2016.10.24.03 Announcements. Items or comments from Court Members or Staff.

Commissioner Muñoz congratulates Delhi on another VFW fundraiser this weekend. This past Saturday he was cohost with Greater San Marcos Partnership. They hosted several sight selectors who are invited by Greater San Marcos Partnership and put up in hotels and shown around Caldwell and Hays Counties. Commissioner Muñoz feels the presentation for the sight selectors went well. Commissioner Moses agrees with Commissioner Muñoz that it was really good. He also talked to some of the sight selectors and wants them to come down to some areas south of Caldwell County. He gives a shout out to Delhi Fire Department. They had a truck donated by Bastrop and their new fire station will be really nice once they get it finished. Night in Old Luling raised \$7,000 for Shanklin Elementary to buy equipment for the school. Judge Schawe and he went to the 94th Judge and Commissioners Conference. He learned quite a bit. It was a really good conference. Commissioner Madrigal wishes everyone a good morning. He has a new grandson and could not ask for anything better, a beautiful handsome boy at eight pounds and seven ounces. Fentress had their 5K run with wonderful weather. He also met here with Koch who owns the petroleum tank farm. They have paved road segments in our community at no cost to the county and they are willing to do it again. At the intersection of Texas Lonestar Trail and HWY 21 they have made improvements in the past and are currently planning others. Also Prairie Lea had their Fall Festival and it was full of events. Commissioner Roland says this week he kind of took off, he bought a book by The Honorable Todd Blomerth called They Gave Their All about soldiers who've lost their lives. He went to Dallas to the Texas State Fair and it looked like Woodstock. He is ready to come back to Caldwell County. Judge Schawe asks for any other staff comments and there are none.

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Judge Schawe personally thanks Caldwell County for the conference. Mark Hinnenkamp in IT and himself have been looking at copy machines and ways to cut down related costs.

2016.10.24.04

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).

Anthony C. Cremona Wants to express concern about thunderously loud noise that comes from the rodeos on weekends. There are no statutes to regulate the noise. He is looking for a way to bring order to the noise situation.

Judge Schawe assures Mr. Cremona the issue is being researched

Linda Hinkle Announces that today is the first day of early voting and hopes everyone gets out and exercises their right to vote. She reminds everyone to take their IDs with them.

2016.10.24.05

Consent Agenda. (The following consent items may be acted upon in one motion. Any member of the Court may request that an item within the Consent Agenda be pulled for separate discussion and/or action).

- A. Approve payment of County invoices in the amount of \$274,265.49.
- B. Approve renewal of Continuation Certificate Bond No. 14771315 for Court Clerk of Justice of the Peace, Precinct 1, Melanie Bowden in the amount of \$1,000.00 beginning November 21, 2016 and ending November 21, 2017. Cost: \$50.00.
- C. Accept the September 2016 Tax Collection Report from the Caldwell County Appraisal District.
- D. Accept the donation of emergency medical supplies and safety equipment items by Janet Murray to the Constables of Precincts 1 & 4.
- E. Accept the Continuing Education Transcript of 21 hours of Educational Training for the 2016 reporting period from the South Texas Conference of County Judges and Commissioners Association Conference, for Commissioner Madrigal.

Motion made by Commissioner Muñoz, second by Commissioner Moses to approve consent agendas A-E. All voting "Aye."

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REPORTS

SPECIAL PRESENTATIONS

David Smith, Luling High School Growth and Future Plans for the Luling School District
Presentation by the Way Company, Richard Gibbens

David Smith is the Career and Technology Director for Luling ISD. He wants to let the community know some ways House Bill 5, which become educational law, has helped and changed Luling ISD. Testing has decreased and graduation plans have changed to show students all of their options. Associate's Degree can be earned before graduation. To meet the law these changes have been made but they are creating competitive diplomas. They plan to turn a vacant campus into a Career and Tech Center with advanced courses for students from Luling and other students from Caldwell County.

Richard Gibbens is representing the Way Company and met with Judge Schawe who wanted him to come and share with the court what the Way Company can offer (slide show not provided for minutes). They provide solutions to common problems like building decay. The company uses a system to trim expense/budget dollars already being spent and turn them into savings by making things more efficient. The goal is that the budget remains the same but as costs decrease through use of their program the remaining budget can be used for needed improvements. Mr. Gibbens also answered questions from the court.

(ALL OTHER AGENDA ITEMS)

2016.10.24.06 **Discussion/Action** regarding the burn ban for Caldwell County.
Speaker: Judge Schawe/Martin Ritchey; **Cost:** None; **Backup:** None.

Martin Ritchey states that we don't need the burn ban now but the Judge can make an emergency order between now and November if needed

Motion made by Commissioner Roland, second by Commissioner Madrigal to leave the burn ban off. All voting "Aye."

2016.10.24.07 **Discussion/Action** regarding filling the position of Human Resources Director. **Speaker:** Judge Schawe; **Cost:** TBD; **Backup:** None.

Commissioner Muñoz states that from thirty applicants he and Judge Schawe narrowed it to about four and they were interviewed by a committee of County Auditor, County Treasurer, Judge Schawe, and himself. At this time he recommends Kristina White for the position.

Motion made by Commissioner Muñoz, second by Commissioner Moses for Kristina White to fill the Human Resources position. All voting "Aye."

Kristina White said she is excited to be part of the team and looks forward to working with everyone.

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2016.10.24.08

Discussion/Action to accept payment for funds collected by the Criminal District Attorney's Office. **Speaker:** Commissioner Muñoz/Fred Weber; **Cost:** None; **Backup:** None.

District Attorney, Fred Weber, explains that the District Attorney's Office has acquired \$97,537.00 through the pursuit of bond forfeitures by Jordan Powell, Civil Attorney, and will be submitting a check to the county. This county money can be used at the court's discretion. He is changing how the monies are submitted to the county. The Bond Forfeitures were previously deposited into a pass through account controlled by the District Attorney's Office, but from now on they will be forwarding the money to the County Treasurer every thirty days.

Commissioner Muñoz comments about the \$300,000.00 debt.

Commissioner Muñoz motions to use the \$97,537.00 towards the penalties fee due at the end of this month.

Judge Schawe recommends that at this time the \$97,537.00 be accepted and the use of the funds discussed later. The current agenda only calls for the acceptance.

Motion made by Commissioner Muñoz, second by Commissioner Madrigal to accept the \$97,537.00. All voting "Aye."

Commissioner Muñoz would like the use of the funds on the next agenda.

2016.10.24.09

Discussion/Action to approve the cancellation of the regularly scheduled Commissioners Court meeting on December 26, 2016 due to the Christmas Holiday observance schedule. **Speaker:** Judge Schawe; **Cost:** None; **Backup:** None.

Motion made by Commissioner Muñoz, second by Commissioner Moses to approve the cancellation of the regularly scheduled Commissioners Court meeting on December 26, 2016. All voting "Aye."

2016.10.24.10

Discussion/Action to adopt .20 mile of Northwest River Road (County Road 103) in Martindale from River Bend to Highway 80 and bring it into the county road system. **Speaker:** Commissioner Madrigal; **Cost:** TBD; **Backup:** None.

Commissioner Madrigal made the correction that this issue is only up for discussion and no action will be taken at this time. There have been many complaints regarding the road so there has been dialog between Commissioner Madrigal, the District Attorney's Office, and Martindale's mayor, Randy Bunker, attempting to resolve the problems. Mayor Bunker expresses his concern over some road repair and desire to share the cost of repairs.

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2016.10.24.11 **Discussion/Action** to approve Resolution No. 18-2016 resolving to approve the 2016 Farm to Market Appraisal Roll with amounts due totaling \$1,935.84 therefore creating the Farm to Market Tax Roll for 2016. **Speaker:** Judge Schawe/Mary LaPoint; **Cost:** TBD; **Backup:** 8.

Motion made by Commissioner Muñoz, seconded by Commissioner Moses to approve Resolution No. 18-2016. All voting "Aye."

2016.10.24.12 **Discussion/Action** concerning approval of an Order authorizing the filing of a Final Plat (Short Form Procedure) for Central Texas Acres located off U.S Highway 183 and FM 671. **Cost:** None **Speaker:** Commissioner Muñoz / Kasi Miles; **Cost:** None; **Backup:** 15.

Kasi Miles confirms everything is in order and is just asking the court's approval

Motion made by Commissioner Muñoz, second by Commissioner Moses to approve an order authorizing the filing of a Final Plat for Central Texas Acres. All voting "Aye."

2016.10.24.13 **Discussion/Action** to consider a hardship variance request concerning 5.00 acres out of the Narcies Monet Survey, A-183 and a Family Land Grant. **Speaker:** Commissioner Moses / Kasi Miles; **Cost:** None; **Backup:** 6.

Kasi Miles explains why the hardship variance is being requested.

Motion made by Commissioner Moses, second by Commissioner Muñoz to approve a hardship variance request concerning 5.00 acres out of the Narcies Monet Survey. All voting "Aye."

2016.10.24.14 **Adjournment.** Motion made by Commissioner Muñoz, second by Commissioner Moses to adjourn. All voting "Aye."

Meeting Adjourned at 10:08 a.m.

I, CAROL HOLCOMB, COUNTY CLERK AND EXOFFICIO CLERK OF THE COMMISSIONERS' COURT, do hereby certify that the foregoing contains a true and accurate record of the proceedings had by the Caldwell County Commissioners' Court on October 24, 2016.



Carol Holcomb

CAROL HOLCOMB, COUNTY CLERK AND EXOFFICIO
CLERK OF THE COMMISSIONERS' COURT OF
CALDWELL COUNTY, TEXAS