

# MINUTES

The Uvalde County Commissioners Court met in regular session at 10 a.m. on January 26, 2009, in the Commissioners Courtroom of the Uvalde County Courthouse with the following members present:

William R. Mitchell, *County Judge*  
Randy Scheide, *Commissioner #1*  
Daniel Sanchez, *Commissioner #2*  
Jerry W. Bates, *Commissioner #3*  
Jesse R. Moreno, *Commissioner #4*  
John P. Dodson, *County Attorney*  
Lucille C. Hutcherson, *County Clerk and Ex-Officio Clerk of  
the Commissioners Court of Uvalde County*

Also present were *County Treasurer* Joni Deorsam, *County Sheriff* Charlie Mendeke, *County Auditor* Alice Chapman, and *County Road Administrator* Jesse Garcia.

**1. CONSIDER AND ACT UPON CALL TO ORDER AND PLEDGE OF ALLEGIANCE:**

The Honorable William R. Mitchell called the meeting of January 26, 2009, to order; gave the invocation; led the pledge of allegiance to the United States of America and Texas flags.

**2. CONSIDER AND ACT UPON APPROVAL OF MINUTES:**

- Upon motion of Commissioner Bates
- Second by Commissioner Moreno

The Court unanimously (4-0) approved the Minutes of January 12, 2009, as presented.

<i>Commissioner Scheide</i>	<i>yes</i>	<i>Commissioner Sanchez</i>	<i>yes</i>
<i>Commissioner Bates</i>	<i>yes</i>	<i>Commissioner Moreno</i>	<i>yes</i>

**3. CONSIDER AND ACT UPON ANNOUNCING RESULTS OF SURVEY REGARDING REQUEST TO ELIMINATE COUNTY HOTEL/MOTEL OCCUPANCY TAX:**

Judge Mitchell stated that at the meeting of December 8, 2008, the Court authorized the County Attorney to survey, via registered mail, each owner of a lodging facility in Uvalde County to determine the owner's desire for the possible elimination of the current hotel/motel occupancy tax.

John P. Dodson, County Attorney, announced the following results of said survey:

15 voted in favor of: *I am satisfied with the current status and operation of the hotel/motel occupancy tax*

1 voted in favor of: *I am currently satisfied with the collection of the*

*hotel/motel occupancy tax, however I would like for Uvalde County to administer the funds generated from the tax.*

30 voted in favor of: *I am currently dissatisfied with the hotel/motel occupancy tax and would like to see the tax reduced to zero (0).*

- Upon motion of Commissioner Bates
- Second by Commissioner Scheide

The Court unanimously accepted the results of the survey regarding the request to eliminate the County hotel/motel tax, as presented by the County Attorney. A copy of the form used in said survey is attached to these minutes.

<i>Commissioner Scheide</i>	<i>yes</i>	<i>Commissioner Sanchez</i>	<i>yes</i>
<i>Commissioner Bates</i>	<i>yes</i>	<i>Commissioner Moreno</i>	<i>yes</i>

**4. CONSIDER AND ACT UPON RESULTS OF HOTEL/MOTEL OCCUPANCY TAX SURVEY:**

- Upon motion of Commissioner Bates
- Second by Commissioner Scheide

As a result of the hotel/motel occupancy tax survey, the Court in favor (3-1) to approve setting said tax at zero (0), effective February 1, 2009.

<i>Commissioner Scheide</i>	<i>yes</i>	<i>Commissioner Sanchez</i>	<i>no</i>
<i>Commissioner Bates</i>	<i>yes</i>	<i>Commissioner Moreno</i>	<i>yes</i>

**5. CONSIDER AND ACT UPON AWARD OF BIDS/PROPOSALS:**

- Upon motion of Commissioner Moreno
- Second by Commissioner Sanchez

The Court unanimously (4-0) approved the award of the following bids/proposals, as recommended by Judge Mitchell. Copies of the same are attached to these minutes.

- a. Administration of Colonia Planning Grant:  
Esser & Company
- b. JP 4 Office space:  
Carlos O. Roman

<i>Commissioner Schiede</i>	<i>yes</i>	<i>Commissioner Sanchez</i>	<i>yes</i>
<i>Commissioner Bates</i>	<i>yes</i>	<i>Commissioner Moreno</i>	<i>yes</i>

**6. CONSIDER AND ACT UPON STONEGARDEN GRANT APPLICATION SUBMITTED BY SHERIFF'S OFFICE:**

Sheriff Mendeke stated that in corporation with Kinney County, he has submitted a Stonegarden Grant application seeking assistance in purchasing equipment, fuel and personnel benefits.

- Upon motion of Commissioner Scheide
- Second by Commissioner Moreno

The Court unanimously (4-0) approved to ratify the Stonegarden Grant application, as recommended by Sheriff Mendeke. A copy of said grant is attached to these minutes.

Commissioner Scheide    yes  
Commissioner Bates        yes

Commissioner Sanchez    yes  
Commissioner Moreno     yes

**7. CONSIDER AND ACT UPON ROAD ADMINISTRATORS REPORT:**

County Road Administrator Jesse Garcia gave the Court the following activity report, with no action being taken.

- Blading roads
- Routine maintenance

**8. CONSIDER AND ACT UPON LINE-ITEM BUDGET AMENDMENTS:**

The County Auditor did not present any line-item budget amendments to the Court for approval.

**9. CONSIDER AND ACT UPON PAYMENT OF BILLS:**

- Upon motion of Commissioner Bates
- Second by Commissioner Sanchez

The Court unanimously (4-0) approved the bills for payment, as presented. A copy of the same is attached to these minutes.

Commissioner Scheide    yes  
Commissioner Bates        yes

Commissioner Sanchez    yes  
Commissioner Moreno     yes

**10. CONSIDER AND ACT UPON PAYROLL APPROVAL:**

- Upon motion of Commissioner Moreno
- Second by Commissioner Bates

The Court unanimously (4-0) approved the payroll, as presented. A copy of said payroll for this period was not available for recording with these minutes.

Commissioner Scheide    yes  
Commissioner Bates        yes

Commissioner Sanchez    yes  
Commissioner Moreno     yes

**11. CONSIDER AND ACT UPON MONTHLY REPORTS:**

- Upon motion of Commissioner Bates
- Second by Commissioner Moreno

The Court unanimously (4-0) approved the following monthly reports, as presented.

County Auditor: *December, 2008*  
County Clerk: *December, 2008; December, 2008 (Bond); January 2-8, 2009*  
Compliance Office: *January 6-9, 2009*  
Jail: *January 5-12, 2009; January 12-19, 2009 (2); January 19-31, 2009*  
J.P. #1: *January 1-9, 2009; January 12-16, 2009*  
J.P. #2: *January 1-9, 2009*  
J.P. #3: *January 1-9, 2009; January 10-16, 2009*  
J.P. #4: *January 12-16, 2009*  
J.P. #6: *January 1-9, 2009; January 12-16, 2009*

Commissioner Scheide    yes  
Commissioner Bates        yes

Commissioner Sanchez    yes  
Commissioner Moreno     yes

**12. CONSIDER AND ACT UPON RESOLUTIONS AND PROCLAMATIONS:**

The Court approved resolutions in honor of the following, with the meeting being closed in their memory.

Carolina Rodriguez Aguilar

Irene Farr Smallwood  
Suzanne Kawaters  
T. E. Taylor  
Hilda Davis

**13. CONSIDER AND ACT UPON PRESENTATION BY COUNTY EXTENSION AGENTS:**

County Extension Agents Patricia Rasor and Bryson Dalrymple gave the Court an update on activities in their department. No action was taken under this agenda item.

**14. EXECUTIVE SESSION:**

- a. Deliberation with attorney regarding real property (TGC 551.072)  
The Court entered executive session at 10:38 a.m. and exited at 10:59 a.m.

**15. CONVENE IN REGULAR SESSION AND TAKE ACTION, IF ANY:**

As a result of executive session the Court authorized that negotiations continue with the City of Uvalde pertaining to the exchange of property for the proposed County jail. No action was taken under this agenda item.

**16. CONSIDER AND ACT UPON ENGAGING PROFESSIONAL SERVICES FOR JAIL/FAIRGROUNDS PROJECT:**

- Upon motion of Commissioner Moreno
- Second by Commissioner Bates

The Court unanimously (4-0) approved entering into a contractual agreement with Jack Graves and Associates for the jail/fairgrounds project, per recommendation of Judge Mitchell.

<i>Commissioner Scheide</i>	<i>yes</i>	<i>Commissioner Sanchez</i>	<i>yes</i>
<i>Commissioner Bates</i>	<i>yes</i>	<i>Commissioner Moreno</i>	<i>yes</i>

With no further business, the meeting of January 26, 2009 was adjourned.

