



## MINUTES

The Uvalde County Commissioners Court met in regular session at 10:00 a.m. on January 27, 2014, in the Commissioners Courtroom of the Uvalde County Courthouse with the following members present:

William R. Mitchell, *County Judge*  
Randy Scheide, *Commissioner Pct. #1*  
Mariano Pargas Jr., *Commissioner Pct. #2*  
Jerry W. Bates, *Commissioner Pct. #3*  
Raul T. Flores, *Commissioner Pct. #4*  
Ramona Esquivel Hobbs, *County Clerk and Ex-Officio Clerk of the Commissioners Court*

Also present were *County Treasurer Joni Deorsam, District Attorney Daniel Kindred, County Attorney John P. Dodson, and Road Administrator Jesse Garcia.*

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

The Honorable William R. Mitchell called the meeting of January 27, 2014, to order; gave the invocation; led the pledge of allegiance to the United States of America and Texas flags.

Commissioner Pargas introduced a Special Guest, daughter Liliana Pargas to Commissioners Court. Liliana is attending Southwest Texas Junior College and taking a Government Class. Liliana was presented with a vase of roses for her 20<sup>th</sup> Birthday by Commissioner Pargas.

### **2. CONSIDER AND ACT UPON APPROVAL OF MINUTES OF JANUARY 13, 2014:**

- Upon motion of Commissioner Bates.
- Second by Commissioner Pargas.

The Court (4-0) approved the Minutes of January 27, 2014.

*Commissioner Scheide Yes*

*Commissioner Flores Yes*

*Commissioner Pargas Yes*

*Commissioner Bates Yes*

### **3. CONSIDER AND ACT UPON CONDUCTING A PUBLIC HEARING ON THE PROPOSED DESIGNATION OF A REINVESTMENT ZONE CONSISTING OF APPROXIMATELY 2468.057 ACRES, LOCATED IN UVALDE COUNTY, MORE FULLY DESCRIBED ON EXHIBIT "A" ATTACHED HERETO :**

- Floor opened for Public Hearing.
- Uvalde Consolidated ISD Board President Stephen "Mickey" Gerdes:

- a. Requested consideration and support from the Commissioners Court for the proposed reinvestment zone.
- b. Outlined benefits of the project for UCISD: Noted the \$10.2 million revenue generated in the initial term, and \$20 million revenue during the life of the project. The funds will be used for District operations.
- c. Tax value is based and increase in revenue will not hurt State funding for UCISD.
- Knippa ISD Superintendent Jeff Cottrill was not present, but submitted a letter supporting the project.
- OCI Solar Power Manager, Development David Pressman:
  - a. Outlined building the project.
  - b. Noted the project will provide tax revenue to Knippa ISD and Uvalde Consolidated ISD.
  - c. Projects a long term stay.
- Lionshare Advisory Services, President Randy Sowell:
  - a. Outlined benefits of the project and summarized as State of the Art Facility.
  - b. Power generated sold to City Public Service in San Antonio.
  - c. Considered as an Agricultural Project.
- Commissioner Scheide questioned the reference of name “Alamo 5” in the letter submitted by Knippa ISD, clarification of reinvestment zone referred to as “Alamo 5” and Downie Ranch.
- Public hearing closed at 10:10a.
- No action required on agenda item. (Copy attached.)

**4. CONSIDER AND ACT UPON DESIGNATING APPROXIMATELY 2468.057 ACRES LOCATED IN UVALDE COUNTY (MORE FULLY DESCRIBED ON ATTACHED EXHIBIT “A”) AS A REINVESTMENT ZONE PURSUANT TO SECTION(S) 312 ET. SEQ. OF THE TEXAS TAX CODE:**

- Upon motion of Commissioner Scheide to move forward in establishing the reinvestment zone.
- Second by Commissioner Flores.

The Court (4-0) approved designating approximately 2468.057 acres located in Uvalde County (more fully described on attached exhibit “A”) as a reinvestment zone pursuant to section(s) 312 et.seq. of the Texas Tax Code. (Copy attached.)

<i>Commissioner Scheide</i>	<i>Yes</i>	<i>Commissioner Flores</i>	<i>Yes</i>
<i>Commissioner Pargas</i>	<i>Yes</i>	<i>Commissioner Bates</i>	<i>Yes</i>

**5. CONSIDER AND ACT UPON COUNTY ENERGY TRANSPORTATION REINVESTMENT ZONE PURSUANT TO SB 1747 AND CHAPTER 222.1071 OF THE TEXAS TRANSPORTATION CODE, AS WELL AS THE APPOINTMENT OF AN ADVISORY BOARD TO SERVE IN AN ADVISORY CAPACITY TO THE COMMISSIONERS COURT REGARDING SUCH CERTZ, PURSUANT TO SECTION 222.1072, TEXAS TRANSPORTATION CODE:**

- Presentation by Carl Esser in reference to requirements of the CERTZ grant application:
  - a. Outlined SB1747 and project with requirements.
  - b. Create an advisory board.
  - c. Recommendation of CR337 established as zone for application.

- d. 360 acres with currently \$55,000 appraised value, with no tax increase of zone identified as crop land.
- e. Recommendation of advisory board appointment: County Treasurer Joni Deorsam, Road Administrator Jesse Garcia, County Auditor Alice Chapman and Carl Esser.
- f. Grant is State funded.
- Commissioner Flores recommends adding Director of Public Works, City of Uvalde, Joe Jarosek to the advisory board.
- Upon motion of Commissioner Flores to accept all recommendations for appointments.
- Second by Commissioner Pargas.

The Court (5-0) approved County Energy Transportation Reinvestment Zone No.1- County Road 337 Trio Zone Order, Pursuant to SB 1747 and Chapter 222.1071 of the Texas Transportation Code, as well as the appointment of an advisory board to serve in an advisory capacity to the Commissioners Court regarding such CERTZ, pursuant to Section 222.1072, Texas Transportation Code. (Copy attached)

<i>Commissioner Scheide</i>	<i>Yes</i>	<i>Commissioner Flores</i>	<i>Yes</i>
<i>Commissioner Pargas</i>	<i>Yes</i>	<i>Commissioner Bates</i>	<i>Yes</i>
	<i>Judge Mitchell</i>	<i>Yes</i>	

**6. CONSIDER AND ACT UPON APPROVAL OF \$2.00 TRANSACTION FEE TO BE CHARGED BY COUNTY CLERK AND RETAINED BY COUNTY TO BE APPLIED TO COST OF LOCAL E-FILING:**

- Presentation by County Clerk Ramona “Mona” Esquivel Hobbs in reference to SB2302:
  - a. Informed the Court of the \$20.00 statewide electronic filing system fee that shall be collected by the County Clerk, even if Uvalde County is not mandated to e-file until 2016. Fee will be added and collected for civil filings. This fee collected will be forwarded to the State Comptroller Office with a Quarterly Report. (Gov. Code 51.851:Electronic Filing Fee)
  - b. The \$2.00 electronic filing transaction fee is a local option fee. Fees collected will be used to recoup cost of the County Clerk’s office for e-filing and an annual report (Certification of Cost Recovery Fee for E-Filing) must be submitted to the Office of Court Administration.
- Recommendation of County Clerk, not to collect \$2.00 Transaction fee.
- No action taken on agenda item. (Copy attached.)

**7. CONSIDER AND ACT UPON APPROVAL TO ISSUE REQUEST FOR PROPOSAL FOR AN ELECTRONIC SIGN AT FAIRPLEX:**

- Presentation by Fairplex Director Wendy Speer:
  - a. Permission to advertise for proposals for an electronic sign for Fairplex on Hwy 90.
  - b. Approximate anticipated cost of electronic sign \$50,000.00
  - c. Maintenance and warranties will be included in proposals.
  - d. Outlined the benefits of a double sided and internally lit electronic sign with advertising opportunities.
- Upon motion of Commissioner Pargas.
- Second by Commissioner Flores.

The Court (3-1) approved to issue request for proposals for an electronic sign at the Fairplex. (Copy attached.)

<i>Commissioner Scheide</i>	<i>No</i>	<i>Commissioner Flores</i>	<i>Yes</i>
<i>Commissioner Pargas</i>	<i>Yes</i>	<i>Commissioner Bates</i>	<i>Yes</i>

**8. CONSIDER AND ACT UPON REQUEST OF DISTRICT ATTORNEY TO SUPPLEMENT SALARIES WITH FORFEITURE FUNDS:**

- Presentation by District Attorney Daniel Kindred:
  - a. Office manager being offered a \$10,000.00 raise to return to former employer.
  - b. Requesting to supplement employee's pay by enticing with \$5000.00 pay increase supported by Forfeiture Funds, for employee to stay.
  - c. Additional part-time contract labor employee, 8-10 hours a week, also to be paid by Forfeiture Funds.
  - d. Eighteen months funding of Forfeiture funds available.
- Upon motion of Commissioner Pargas.
- Second by Commissioner Bates.

The Court (4-0) approved request of District Attorney to supplement salaries with Forfeiture Funds.

<i>Commissioner Scheide</i>	<i>Yes</i>	<i>Commissioner Flores</i>	<i>Yes</i>
<i>Commissioner Pargas</i>	<i>Yes</i>	<i>Commissioner Bates</i>	<i>Yes</i>

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

- Presentation and report submitted by Road Administrator Jesse Garcia.
- No action required on agenda item. (Copy attached.)

**10. CONSIDER AND ACT UPON LINE ITEM BUDGET AMENDMENTS:**

- Line items budget amendments presented.
- Upon motion of Commissioner Scheide.
- Second by Commissioner Bates.

The Court (4-0) approved line item budget amendments. (Copy attached.)

<i>Commissioner Scheide</i>	<i>Yes</i>	<i>Commissioner Flores</i>	<i>Yes</i>
<i>Commissioner Pargas</i>	<i>Yes</i>	<i>Commissioner Bates</i>	<i>Yes</i>

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

- Upon motion of Commissioner Bates
- Second by Commissioner Pargas.

The Court (4-0) approved the bills, as presented. Copies of the same are attached

<i>Commissioner Scheide</i>	<i>Yes</i>	<i>Commissioner Flores</i>	<i>Yes</i>
<i>Commissioner Pargas</i>	<i>Yes</i>	<i>Commissioner Bates</i>	<i>Yes</i>

**12. CONSIDER AND ACT UPON APPROVAL OF MONTHLY REPORTS:**

- Monthly reports, as presented:
  - County Treasurer: *County Clerk's Office Deposit Receipts December 30-31, 2013, Compliance Office Deposit Receipts December 19-30, 2013.*
  - County Auditor: *Uvalde County Auditors Monthly December, 2013.*
  - County Clerk Report: *January 6-10, 13-17, 2014.*
  - Compliance Office Report: *January 6-10, 13-17, 2014.*
  - Sheriff's Office: *Commit and Release Audit Report January 6-13, 13-21, 2014, Inmate Charge Roster January 13, 21, 2014, Compliance Report January 6-13, 13-21, 2014.*
  - JP #1: *January 1-10, 2014.*
  - JP#2: *January 1-10, 11-17, 2014.*

JP #3: January 2-10, 13-17, 20-24, 2014.

JP #4: January 2-10 (unsigned), 2-10, 13-17, 2014.

JP #6: January 6-10, 13-17, 2014.

- Upon motion by Commissioner Bates.
- Second by Commissioner Pargas.

The Court (4-0) approved the Monthly Reports submitted by the County Clerk's office.

<i>Commissioner Scheide</i>	<i>Yes</i>	<i>Commissioner Flores</i>	<i>Yes</i>
<i>Commissioner Pargas</i>	<i>Yes</i>	<i>Commissioner Bates</i>	<i>Yes</i>

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

- Upon motion of Commissioner Bates.
- Second by Commissioner Pargas.

The Court (4-0) approved the payroll for payment.

<i>Commissioner Scheide</i>	<i>Yes</i>	<i>Commissioner Flores</i>	<i>Yes</i>
<i>Commissioner Pargas</i>	<i>Yes</i>	<i>Commissioner Bates</i>	<i>Yes</i>

**14. CONSIDER AND ACT UPON RESOLUTIONS/PROCLAMATIONS:**

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

Charlie Ann Austin  
Bernardino V. Lopez Jr.  
Mayor Henry Alvarado  
L.B. Gamble

With no further business, the meeting of January 27, 2014 adjourned.

**COMMISSIONERS COURT ORDER**

On this, the \_\_\_\_\_ day of \_\_\_\_\_, 2014, came to be heard the Uvalde County Commissioners Court Minutes of \_\_\_\_\_, 20\_\_\_\_, as prepared by the Clerk of the Court.

IT IS THEREFORE ORDERED, the foregoing be recorded and entered for record in the UVALDE COUNTY COMMISSIONERS COURT MINUTES, as required by law. (ORDER 01-27-14)

**APPROVED BY:** \_\_\_\_\_  
William R. Mitchell, County Judge

\_\_\_\_\_  
Randy Scheide, Commissioner Pct. #1

\_\_\_\_\_  
Mariano Pargas, Jr., Commissioner Pct. #2

\_\_\_\_\_  
Jerry W. Bates, Commissioner Pct. #3

\_\_\_\_\_  
Raul T. Flores, Commissioner Pct. #4

**(SEAL)**

**ATTEST:** \_\_\_\_\_  
Ramona Esquivel Hobbs, County Clerk  
And Ex-Officio Clerk of the Commissioners Court of Uvalde County, Texas