



MINUTES

BE IT REMEMBERED that on the 24th day of August, 2020, the Honorable Commissioners Court of Uvalde County, Texas convened in regular session via video conferencing utilizing Zoom. The following members were in attendance:

William R. Mitchell, *County Judge*
Randy Scheide, *Commissioner Pct. #1*
Mariano Pargas Jr., *Commissioner Pct. #2*
Jerry W. Bates, *Commissioner Pct. #3*
Ronnie Garza, *Commissioner Pct. #4*
John Dodson, *County Attorney*
Valerie Del Toro Romero, *County Clerk and Ex-Officio Clerk of
the Commissioner's Court*

Also connected to video conferencing utilizing Zoom were: *County Treasurer* Joni Deorsam, *Tax Assessor-Collector* Rita C. Verstuyft, *District Clerk* Christina Ovalle, *County Auditor* Alice Chapman, *Road Administrator* Dee Kirkpatrick, *Elections Administrator* Melissa Jones, *Fairplex Director* Wendy Speer, *County Consultant* Carl Esser and Julye Keeble with *Uvalde Leader News*. Also participating; Danielle Allen, Kris Anderson/Union Pacific Railroad, Alfredo Casarez, Ken Dirksen, Billie Franklin, Glenda Haynes, Toni Hull, Michael Marsh, Neil D. Meyer, Michael Ortiz and Juan O. Sanchez.

Absent: None

1. Consider and act upon call to order, invocation and pledge of allegiance:

The Honorable William R. Mitchell called the meeting of August 24, 2020 to order at 10:00 AM followed with the invocation, led the Pledge of Allegiance to the United States flag and Texas Pledge of Allegiance.

2. Consider and act upon approval of minutes:

Motion by Commissioner Pargas to approve the minutes of August 10, 2020.
Seconded by Commissioner Bates.
Motion carried (4-0).

3. Consider and act upon removal of the Jefferson Davis Highway/Daughters of the Confederacy Memorial from the Uvalde County Courthouse:

A petition presented by Neil D. Meyer requesting removal of the Jefferson Davis Highway/Daughters of Confederacy Memorial located under the flagpole on the Uvalde County Courthouse grounds. Individuals that provided a signed public participation form to

speak in favor of the petition were; Neil D. Meyer, Michael K. Marsh and Juan O. Sanchez. Individuals that provided a signed public participation form to speak against the petition were; Toni Hull, Billie Franklin and Glenda Haynes. Michael Ortiz provided a signed public participation form but did not address the Court.

Motion by Commissioner Scheide not to remove the Jefferson Davis Highway/Daughters of the Confederacy Memorial.

Seconded by Commissioner Bates.

Motion carried (2-1-1) with Commissioner Garza voting against the motion and Commissioner Pargas abstaining his vote.

4. Consider and act upon motion by Union Pacific to relocate existing county road:

Union Pacific Railroad presented a “Motion to Relocate An Existing Road” requesting the Court’s consideration to relocate a portion of County Road 344 to construct an additional railroad track between Knippa and Sabinal. Union Pacific Railroad had satisfied all posting and notification requirements and all relocation cost are to be funded by Union Pacific Railroad at no cost to the County of Uvalde. A complete copy of the “Road Relocation Agreement” and the engineer design is available for review in the office of the Uvalde County Judge William R. Mitchell.

Motion by Commissioner Bates to proceed with approval of motion to relocate a portion of County Road 344 by Union Pacific Railroad.

Seconded by Commissioner Scheide.

Motion carried (4-0).

5. Consider and act upon preliminary approval of re-plat of Lot 384 Uvalde Estates Subdivision:

Owner, Alfredo Casarez, requested preliminary approval from the Court to re-plat Lot 384 of the Uvalde Estates Subdivision with final approval scheduled for September 14, 2020.

Motion by Commissioner Pargas to grant preliminary approval of re-plat of Lot 384 Uvalde Estates Subdivision.

Seconded by Commissioner Bates.

Motion carried (4-0).

6. Consider and act upon preliminary approval of re-plat of Lot 419 Uvalde Estates Subdivision:

Ken Dirksen on behalf of Leona M&R Enterprises Limited Partnership requested preliminary approval from the Court to re-plat Cookie Ranch Subdivision Lot 419 of the Uvalde Estates Subdivision Tracts C, D and E with final approval scheduled for September 14, 2020.

Motion by Commissioner Pargas to grant preliminary approval of re-plat of Lot 419 Uvalde Estates Subdivision.

Seconded by Commissioner Garza.

Motion carried (4-0).

7. Consider and act upon resolution in support of 2020 TxCDBG Colonia Construction Fund:

County Consultant Carl Esser requested the Court consider and approve a resolution of support to submit a subsequent application for funding under the 2020 Round II Colonia Construction Fund in the amount of \$712,938.00 with the Texas Department of Agriculture-Office of Rural Affairs to provide first time sewer improvements to the Flores Subdivision Colonia M2320017 and the North Hood Street Colonia M2320018. The funding from this grant application will allow the completion of the total scope of this project to serve everyone originally identified in the grant request that were previously excluded due to budget constraints. Based on the grant criteria for the 2020 Round II Colonia Construction Fund a 7½% match is required from the County of Uvalde totaling \$33,880.00 in-kind matching funds and \$20,000.00 in cash matching funds.

Motion by Commissioner Garza to approve resolution in support of the 2020 TxCDBG Colonia Construction Fund grant application submission.

Seconded by Commissioner Pargas.

Motion carried (4-0).

8. Consider and act upon contract with Esser & Co. for County Transportation Infrastructure Fund:

County Consultant Carl Esser outlined the contract by and between the County of Uvalde and Esser and Company Consulting LLC for contract administration management services for the TxDOT 2020 County Transportation Infrastructure Fund with a maximum amount of compensation not to exceed \$12,797.00 for services provided from August 24, 2020 through August 18, 2021.

Motion by Commissioner Garza to approve the contract with Esser & Company Consulting LLC.

Seconded by Commissioner Pargas.

Motion carried (4-0).

9. Consider and act upon conducting public hearing on 2020-2021 Final Budget:

The Court opened a public hearing at 10:58 AM on the proposed 2020-2021 final budget. With no public participation form requested or received and no public comments or questions, the Court closed the public hearing.

No action taken.

10. Consider and act upon adoption of 2020-2021 Salary Fund:

Pursuant to Local Government Code 152, the Court considered and adopted the County of Uvalde 2020-2021 Salary Fund with a grand total of \$1,221,615.48 for elected and appointed official salaries.

Motion by Commissioner Pargas to adopt the 2020-2021 Salary Fund.

Seconded by Commissioner Bates.

Motion carried (5-0) with Judge Mitchell voting in favor of this motion. The vote for the record is as follows; Commissioner Scheide-“Yea”, Commissioner Pargas-“Yea”, Commissioner Bates-“Yea”, Commissioner Garza-“Yea” and Judge Mitchell-“Yea”.

11. Consider and act upon adoption of 2020-2021 Budget; take record vote:

Auditor Alice Chapman outlined the proposed 2020-2021 Budget. A balanced budget was presented to the Court with revenue and expenditure totals in the amount of \$32,269,064.00. General Fund totaling \$17,740,911.00, Road & Bridge totaling \$3,593,521.00, Flood Control Maintenance Fund totaling \$867,702.00 and I & S Debt Service Fund totaling \$1,796,060.00. The “NO-NEW-REVENUE TAX RATE” is \$0.7400. The property tax revenue to be raised from new property added to the tax roll this year totaling \$27,504,301.00 will generate revenue using the “NO NEW REVENUE TAX RATE” totaling \$203,532.00. The Court then proceeded to take record vote.

Motion by Commissioner Scheide to adopt the final draft of the 2020-2021 budget.

Seconded by Commissioner Pargas.

Motion carried (5-0) with Judge Mitchell voting in favor of this motion. The vote for the record is as follows; Commissioner Scheide-“Yea”, Commissioner Pargas-“Yea”, Commissioner Bates-“Yea”, Commissioner Garza-“Yea” and Judge Mitchell-“Yea”.

12. Consider and act upon approval of proposed 2020-2021 tax rate:

As designated by the Court pursuant to Texas Tax Code §26.17 and §26.04, County Auditor Alice Chapman presented to the Court the proposed 2020-2021 tax rates; General Fund M&O Tax Rate \$0.5200, FM Flood M&O Tax Rate \$0.1300, I&S Debt Service Tax Rate \$0.0900. The “TOTAL-VOTER-APPROVAL-TAX RATE” of \$0.7754 and a Total “NO-NEW REVENUE-TAX” Rate of \$0.7400 per \$100.00 valuation with a decrease in the amount of \$0.0108 and a total debt obligation of \$1,708,765.00.

Motion by Commissioner Garza to approve the proposed “NO-NEW-REVENUE TAX RATE” of \$0.7400.

Seconded by Commissioner Pargas.

Motion carried (5-0) with Judge Mitchell voting in favor of this motion. The vote for the record is as follows; Commissioner Scheide-“Yea”, Commissioner Pargas-“Yea”, Commissioner Bates-“Yea”, Commissioner Garza-“Yea” and Judge Mitchell-“Yea”.

13. Consider and act upon calling local option election for legal sale of alcoholic beverages:

Elections Administrator Melissa Jones Bradham received a legal petition requesting a local option election be held to legalize the sale of alcoholic beverages including mixed beverages within the boundaries of Uvalde County Justice of the Peace, Precinct 3 and requested the Court’s consideration of an Order including the Local Option Election to be held on election day set for November 3, 2020. Petitioners must obtain and exceeded the required 280 signatures. The petition is available for review and inspection in the office of the Uvalde County Elections Administrator.

Motion by Commissioner Scheide to approve the Local Option Election for the legal sale of alcoholic beverages including mixed beverages in precinct three.

Seconded by Commissioner Bates.

Motion carried (3-1) with Commissioner Garza voting against this motion.

14. Consider and act upon Road Administrators report:

Road Administrator Dee Kirkpatrick informed the Court that the Road Department worked on patching roads and cutting trees along the right of way. An estimated project completion date of two to three weeks for work to build a temporary crossing on the Nueces River close to Montell on County Road 416.

No action taken.

15. Consider and act upon line item budget amendments:

No amendments were presented to the court for consideration at this time.

No action taken.

16. Consider and act upon payment of bills and payroll approval:

Motion by Commissioner Bates to approve payment of bills and payroll approval.

Seconded by Commissioner Pargas.

Motion carried (4-0).

17. Consider and act upon approval of monthly reports:

Monthly reports on file for review in the office of the Uvalde County Clerk were presented for approval.

Motion by Commissioner Pargas to approve monthly reports.

Seconded by Commissioner Bates.

Motion carried (4-0).

18. Consider and act upon resolutions and proclamations:

The Court approved resolutions in honor of the memory of the following individuals:

Charles L. Bates †
Herlinda Castro †
Gilberto De Leon, Jr. †
Ruth Driskill †
Melvin "Doc" Eaker †
Hortencia Garcia †
John H. Harrell †
Bette Jackson †
Johnny Malke †
Norma J. Mancha †
Frank Mariscal †
Charles W. Newman †
Mayor Harry Schneeman †
Alfredo Suarez †
Herminia Placencia Torres †
David G. Vela, Sr. †

With no further business, the meeting of August 24, 2020 was adjourned.

Exhibits identified under a specific agenda item are included as supporting documentation of the action taken by the Uvalde County Commissioners Court and are placed after the minutes and before the last page titled Commissioners Court Order.

COMMISSIONERS COURT ORDER

On this the 14th day of September, 2020, came to be heard the Uvalde County Commissioners Court Minutes of August 24, 2020, 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 03-12-12)

APPROVED BY: _____

William R. Mitchell, County Judge

Randy Scheide, Commissioner Pct. #1

Mariano Pargas, Jr., Commissioner Pct. #2

Jerry W. Bates, Commissioner Pct. #3

Ronnie Garza, Commissioner Pct. #4

(SEAL)

ATTEST: _____

Valerie Del Toro Romero, County Clerk and
Ex-Officio Clerk of the Commissioners Court
of Uvalde County, Texas