

# **CORRECTED MINUTES**

The Uvalde County Commissioners Court met in regular session at 10 a.m. on February 9, 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 Tax Assessor-Collector* Maggie Del Toro, *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 February 9, 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 26, 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 PRELIMINARY PLAT OF CREEK VIEW SUBDIVISION:**

Sterling Trust Company of Bandera submitted an application for a subdivision consisting of 257 acres located at the southeast corner of Fm 2369 and 1023. The subdivision is proposed to contain 32 residential lots.

- Upon motion of Commissioner Moreno
- Second by Commissioner Bates

After a full discussion, the Court unanimously (4-0) approved the preliminary plat of Creek View Subdivision. The Court instructed the County Attorney to request an Official Certificate from the City of Uvalde stating that they do not have jurisdiction over

said subdivision prior to the Commissioners acting on final approval.

*Commissioner Scheide*    *yes*  
*Commissioner Bates*    *yes*

*Commissioner Sanchez*    *yes*  
*Commissioner Moreno*    *yes*

**4. CONSIDER AND ACT UPON APPOINTMENTS TO THE COUNTY HISTORICAL COMMISSION:**

- Upon motion of Commissioner Sanchez
- Second by Commissioner Scheide

The Court unanimously approved the membership of the Uvalde County Historical Commission, as presented. A copy of said appointees to the commission is attached to these minutes.

*Commissioner Scheide*    *yes*  
*Commissioner Bates*    *yes*

*Commissioner Sanchez*    *yes*  
*Commissioner Moreno*    *yes*

**5. CONSIDER AND ACT UPON AWARDING HOTEL/MOTEL OCCUPANCY TAX ADMINISTRATIVE CONTRACT:**

- Upon motion of Commissioner Bates
- Second by Commissioner Scheide

The Court unanimously (4-0) approved awarding the administration of the County's Hotel/Motel Occupancy Tax to Texas Hill Country River Region. The motion also included authorizing the County Judge and County Attorney to negotiate terms of said contract with THCRR due to the action taken by the Court at the meeting of January 26, 2009 when the occupancy tax was set at zero (0).

*Commissioner Scheide*    *yes*  
*Commissioner Bates*    *yes*

*Commissioner Sanchez*    *yes*  
*Commissioner Moreno*    *yes*

**6. CONSIDER AND ACT UPON DISTRICT JUDGE REQUEST TO AMEND BUDGET ALLOWING FOR HIRING OF ADMINISTRATIVE ASSISTANT:**

- Upon motion of Commissioner Moreno
- Second by Commissioner Bates

The Court unanimously (4-0) denied the request of District Judge Camile DuBose to amend the 2008/2009 budget allowing for hiring of an administrative assistant.

*Commissioner Scheide*    *yes*  
*Commissioner Bates*    *yes*

*Commissioner Sanchez*    *yes*  
*Commissioner Moreno*    *yes*

**7. CONSIDER AND ACT UPON COUNTY SHERIFF REQUEST TO AMEND BUDGET ALLOWING FOR ADJUSTMENTS IN STAFF SALARIES AND PURCHASE OF EQUIPMENT:**

Sheriff Mendeke requested the Court approve salary increases for three (3) employees in the Sheriff's Department and three (3) employees in the Jail Department. Also included in the request was the purchase of two (2) new vehicles.

- Upon motion of Commissioner Scheide
- Second by Commissioner Bates

The motion to deny the Sheriff's request to amend the 2008-2009 budget for salary increases and purchase of vehicles failed (2-3).

<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>no</i>
	<i>Judge Mitchell</i>		<i>No</i>

Sheriff Mendeke stated that he would approve the salary increases be paid out of the forfeiture funds, but still requested approval from the Court for the purchase of two (2) vehicles.

- Upon motion of Commissioner Moreno
- Second by Commissioner Sanchez

The Court denied (3-2) the request to amend the 2008-2009 budget for salary increases as requested by the Sheriff. The motion included the approval to proceed with the lease purchase of two (2) vehicles.

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

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

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

- Cutting brush
- Routine maintenance

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

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

**10. CONSIDER AND ACT UPON JAIL ADMINISTRATORS REPORT:**

Jail Administrator Fred Ratliff gave the Court the following report, with no action being taken:

- Jail washer and dryer not in working order
- Unifirst to do jail laundry
- Release prisoners from jail upon approval of Judges
- Order groceries for jail as needed
- Jail in compliance with Jail Standards Commission

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

- Upon motion of Commissioner Bates
- Second by Commissioner Sanchez

The Court unanimously (4-0) approved the payment of bills, as presented. A copy of the same 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>

**12. 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.

**13. 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 Clerk: *January 9-15, 2009; January 16-22, 2009; January 23-29, 2009; January 30, 2009*

County Compliance Office: *January 12-16, 2009; January 19-23, 2009; January 26-30, 2009*

County Jail: *December 29, 2008 – February 2, 2009; February 2-28, 2009*

County Treasurer: *November 2008; December 2008*

JP #1: *January 19-23, 2009; January 26-30, 2009*

JP #2: *January 10-16, 2009; January 17-23, 2009; January 24-31, 2009*

JP #3: *January 17-23, 2009; January 24-31, 2009*

JP #4: *January 19-23, 2009; January 26-30, 2009*

JP #6: *January 19-23, 2009; January 26-30, 2009*

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

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

Ted McElroy

Alton Patton

**15. EXECUTIVE SESSION:**

- a. Deliberation with attorney regarding real property (TGC 551.072)

The Court entered executive session at 11:10 a.m. and exited at 11:25 a.m.

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

The Court discussed the exchange of property between the City of Uvalde and County for the site of a proposed new jail. No action was taken under this agenda item.

**17. CONSIDER AND ACT UPON ADVERTISING FOR BIDS/PROPOSALS:**

No action was taken under this agenda item.

With no further business, the meeting of February 9, 2009 was adjourned.