



MINUTES

The Uvalde County Commissioners Court met in regular session at 10:00 a.m. on September 12, 2011, in the Commissioners Courtroom of the Uvalde County Courthouse with the following members present:

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

Also present were *County Treasurer* Joni Deorsam, *Auditor* Alice Chapman, *Tax Assessor-Collector* Maggie Del Toro 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 September 12, 2011, 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 AUGUST 18, AUGUST 22, AND AUGUST 29, 2011, MINUTES:

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

The Court (4-0) approved the Minutes of August 18, August 22 and August 29, 2011.

<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>

3. CONSIDER AND ACT UPON SECOND PUBLIC HEARING ON NOTICE OF TAX REVENUE INCREASE:

- Second Public Hearing required was open to the public. No public comment.
- Meeting Closed.

- Adoption set for September 26, 2011 (Copy attached.)
- No action required on agenda item.

4. CONSIDER AND ACT UPON OPENING OF BIDS/PROPOSALS FOR:
(A) 2011 TEXAS CDBG PROFESSIONAL ENGINEERING SERVICES CONTRACT. (BID 2011-08)
(B) 2011 TEXAS CDBG GRANT ADMINISTRATION SERVICES CONTRACT APPLIED TO COLONIA CONSTRUCTION FUND.
(C) ELECTRICAL ENERGY CONTRACT PROPOSED BY AGENT OF RECORD FPB ENERGY.

- **(A)** Bids/Proposals opened and acknowledged (Bid 2011-08). Bids/Proposals set aside for review (Copy attached):
 Southwest Engineers
 Garcia & Wright
 Jones and Carter
 Amistad Consulting.
 - **(B)** Bids/Proposals opened and acknowledged (Bid 2011-09). Bids/Proposals set aside for review (Copy attached):
 Esser and Company
 - **(C)** Presentation by Agent of Record, John Hickle/ FPB Energy.
 36 month Contract
 Rate of \$0.05634 per kWh fixed price, 40% annual reduction in energy cost.
 - Upon motion of Commissioner Flores.
 - Second by Commissioner Pargas
- The Court (4-0) approved the recommendation of agent of record for FPB Energy. (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 REQUEST OF DISTRICT ATTORNEY TO ACCEPT A PRIVATE DONATION TO BE APPLIED TO FORFEITURE FUND ACCOUNT FOR CRIME SCENE EQUIPMENT:

- Presentation by District Attorney, Kindred.
 - Private donation in the amount of \$3,000.00.
 - Upon motion of Commissioner Pargas.
 - Second by Commissioner Scheide.
- The Court (4-0) approved request of District Attorney to accept the private donation to be applied to Forfeiture Fund Account for Crime Scene equipment:

<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>

6. CONSIDER AND ACT UPON REQUEST OF DISTRICT ATTORNEY TO SUPPLEMENT EMPLOYEE WAGE INCREASE, UTILIZING FORFEITURE FUNDS:

- Presentation by District Attorney, Kindred
- \$4,000.00 in Forfeiture Fund available for a one-year raise for employees #1211, #1212, and #1245.
- Upon motion of Commissioner Bates.
- Second by Commissioner Pargas.

The Court (4-0) approved the request to supplement employee wages, utilizing Forfeiture Funds. (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>

7. CONSIDER AND ACT UPON CONTRACT WITH TDHCA FOR INSPECTION OF MANUFACTURED HOMES:

- TDHCA will contract with Uvalde County to conduct inspections. If approved, training will be provided for Rick Coggins, Uvalde County Department of Health.
- TDHCA will pay Uvalde County \$75.00 for inspections of nonpermanent foundations and \$150.00 for permanent foundations.
- Contract reviewed by County Attorney, Dodson.
- Upon motion of Commissioner Bates.
- Second by Commissioner Flores.

The Court (4-0) approved contract with TDHCA for inspection of manufactured homes. (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>

8. CONSIDER AND ACT UPON DONATION TO UTOPIA EMS:

- One time contribution of \$20,000.00 to Utopia EMS from Uvalde County.
- Upon motion of Commissioner Pargas.
- Second by Commissioner Bates.

The Court (4-0) approved donation to Utopia EMS.

<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 REQUEST OF SOUTHWEST TEXAS TELEPHONE AND HILL COUNTRY TELEPHONE FOR A RESOLUTION DESIGNATING REPRESENTATIVES OF UNINCORPORATED AREAS OF UVALDE COUNTY CONTAINED WITHIN CAMPWOOD, D'HANIS, FRIO CANYON AND UTOPIA TELEPHONE EXCHANGES FOR THE PURPOSE OF PROVIDING EXPANDED AREA SERVICE WITH ALL LOCAL EXCHANGE CUSTOMERS SERVED BY SWT TELEPHONE AND HILL COUNTRY TELEPHONE:

- Presentation by Gary Gilmer, president of SWT Telephone Company.

- Designated representatives:
 Campwood Exchange: Real County Judge, Gary Merritt
 D'Hanis Exchange: David Lynch
 Utopia and Frio Canyon Exchange: Commissioner Jerry W. Bates

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

The Court (4-0) approved designation of representatives to support a joint expanded area service filing with Hill Country Telephone Cooperative, Inc., and Southwest Texas Telephone Company. (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>

10. CONSIDER AND ACT UPON AMENDING ADMINISTRATION OF CURRENT BAN ON OUTDOOR BURNING:

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

The Court (4-0) approved authorizing the County Judge to rescind a county burn ban order. "The County Judge may rescind an Order upon a determination that the circumstances that required the Order, no longer exists." (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 ROAD ADMINISTRATORS REPORT:

- Presentation by Road Administrator Jesse Garcia.
- No action required on agenda item.

12. CONSIDER AND ACT UPON LINE ITEM BUDGET AMENDMENTS:

- No line item budget amendments were presented to the Court for approval.

13. CONSIDER AND ACT UPON APPROVAL OF MONTHLY REPORTS:

- Monthly reports, as presented:
 County Auditor: *Compliance Office & County Clerk Audit Report: July 2011.*
 County Treasurer: *County Clerk Receipts: August 1-12, 2011.*
 Compliance Office Receipts: August 1-19, 2011.
 County Clerk Report: *August 22-26, August 29-31, August 1-31 (Monthly), 2011.*
 September 1-2, 2011.
 Compliance Office Report: *August 22-26, August 29-31, September 1-2, 2011.*
 Sheriff's Office Reporting: *Inmate Charge Roster: August 22, 2011.*
 Jail Population Report: September 1, 2011.
 JP #1: *August 15-19, August 22-26, August 29-31, 2011.*
 JP #2: *August 13-19, August 20-26, August 27-30, 2011.*
 JP #3: *August 15-19, August 22-26, August 29-31, 2011.*
 JP #4: *August 8-12, August 15-19, August 22-26, August 29-31, 2011.*
 JP #6: *August 15-19, August 15-19 (Corrected), August 22-26, August 29-31, 2011.*
 District Clerk: *August 1-31, 2011.*

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

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>

14. CONSIDER AND ACT UPON PAYMENT OF BILLS:

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

The Court (4-0) approved the bills for payment, 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>

15. CONSIDER AND ACT UPON PAYROLL APPROVAL

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

The Court (4-0) approved the payroll.

<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>

16. CONSIDER AND ACT UPON RESOLUTIONS/PROCLAMATIONS:

- Uvalde County Tax Assessor-Collector and Election Official, Margarita DelToro, requested to change the Early Voting and Election Day Voting, for Box 1.
- Designating the Uvalde County Commissioners Courtroom located on the first floor of the Uvalde County Courthouse as the location to conduct the election.
- Upon motion of Commissioner Pargas.
- Second by Commissioner Bates.

The Court (4-0) approved utilizing the Commissioners Courtroom for Early voting and Election Day voting, for Box 1. (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>

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

Elmar "Bob" Goff
 Quentin Looney Jr.
 Luisa P. Estrada
 Dorothy Hall Miller
 Wood Preston "Sonny" Sights
 Eloy Flores Rodriguez

With no further business, the meeting of September 12, 2011 adjourned.