

# MINUTES

The Uvalde County Commissioners Court met in regular session at 10:00 a.m. on January 24, 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*  
Ramona Esquivel Hobbs, *County Clerk and Ex-Officio Clerk  
Of the Commissioners Court*

ABSENT: John P. Dodson, *County Attorney*

Also present were *County Treasurer* Joni Deorsam, *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 24, 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 MINUTES:**

- Upon motion of Commissioner Bates

- Second by Commissioner Flores

The Court voted (4-0) approved the Minutes of January 10, 2011, as presented.

*Commissioner Bates*      *yes*

*Commissioner Scheide*      *yes*

*Commissioner Pargas*      *yes*

*Commissioner Flores*      *yes*

**3. CONSIDER AND ACT UPON RENEWAL OF LOCAL PROSECUTING AGREEMENT CONTRACT BETWEEN TEXAS HEALTH AND HUMAN SERVICES COMMISSION AND UVALDE COUNTY DISTRICT ATTORNEY'S OFFICE:**

- Presentation by District Attorney, Daniel J. Kindred.

- Proposed Agreement Contract presented.

- Upon motion of Commissioner Bates

- Second by Commissioner Scheide

The Court unanimously (4-0) approved the Agreement Contract.

*Commissioner Bates*      *yes*

*Commissioner Scheide*      *yes*

*Commissioner Pargas*      *yes*

*Commissioner Flores*      *yes*

**4. CONSIDER AND ACT UPON DISTRICT ATTORNEY'S REQUEST FOR AN EMPLOYEE SALARY ADJUSTMENT, UTILIZING DISTRICT ATTORNEY FORFEITURE FUNDS:**

- Presentation by District Attorney, Daniel J. Kindred.
- Request made of \$5,000.00 annual increase for Employee #1256 from Forfeiture Funds.
- Upon motion of Commissioner Pargas.
- Second by Commissioner Scheide.

The Court unanimously (4-0) approved the increase in salary from District Attorney's Forfeiture Funds.

*Commissioner Scheide*    *yes*  
*Commissioner Pargas*    *yes*

*Commissioner Bates*    *yes*  
*Commissioner Flores*    *yes*

**5. CONSIDER AND ACT UPON FINAL PLAT OF TIERRA LINDA SUBDIVISION PHASE II:**

- Motion of Commissioner Bates, to table item.
- Second by Commissioner Flores.

The Court unanimously (4-0) approved item to be tabled.

*Commissioner Scheide*    *yes*  
*Commissioner Pargas*    *yes*

*Commissioner Bates*    *yes*  
*Commissioner Flores*    *yes*

**6. CONSIDER AND ACT UPON BAN ON OUTDOOR BURNING:**

- Burn ban not to be lifted.
- Upon motion of Commissioner Pargas.
- Second by Commissioner Scheide.

The Court unanimously (4-0) approved the burn ban to stay in effect.

*Commissioner Scheide*    *yes*  
*Commissioner Pargas*    *yes*

*Commissioner Bates*    *yes*  
*Commissioner Flores*    *yes*

**7. CONSIDER AND ACT UPON GIFT OF .24 ACRES OF LAND TO UVALDE COUNTY BY MEYER TERRA LLC:**

- County Attorney, John P. Dodson reviewing document (Dodson absent from meeting).
- Upon motion of Commissioner Bates item to be tabled.
- Second by Commissioner Scheide.

The Court unanimously (4-0) approved item to be tabled.

*Commissioner Scheide*    *yes*  
*Commissioner Pargas*    *yes*

*Commissioner Bates*    *yes*  
*Commissioner Flores*    *yes*

**8. CONSIDER AND ACT UPON APPOINTMENTS TO UVALDE COUNTY HISTORICAL COMMISSION:**

- Updated list presented.
- List to be forwarded to Austin.
- Upon motion of Commissioner Bates

- Second by Commissioner Pargas.

The court unanimously (4-0) approved list submitted.

*Commissioner Scheide*    *yes*

*Commissioner Bates*    *yes*

*Commissioner Pargas*    *yes*

*Commissioner Flores*    *yes*

**9. CONSIDER AND ACT UPON RESOLUTION OPPOSING UNFUNDED MANDATES:**

- House Joint Resolution 56, filed by State Representative Burt Solomon, was presented.
- Upon motion of Commissioner Scheide.
- Second by Commissioner Flores.

The court unanimously (4-0) approved adoption of resolution.

*Commissioner Scheide*    *yes*

*Commissioner Bates*    *yes*

*Commissioner Pargas*    *yes*

*Commissioner Flores*    *yes*

**10. CONSIDER AND ACT UPON ADVERTISEMENT FOR INMATE TELEPHONE BIDS:**

- Telephone bids for new facility.
- Upon motion of Commissioner Bates.
- Second by Commissioner Scheide.

The court unanimously (4-0) approved advertising for telephone bids.

*Commissioner Scheide*    *yes*

*Commissioner Bates*    *yes*

*Commissioner Pargas*    *yes*

*Commissioner Flores*    *yes*

**11. CONSIDER AND ACT UPON APPROVING/PURCHASING SITE FOR FT. CLARK LIFT STATION:**

- Presentation by Carl Esser.
- Proposed price for site: \$30,000.00, to be paid out of the Colonia Grant, to owner Juan Jose Lopez.
- Property to be titled to Uvalde County.
- Upon motion of Commissioner Scheide
- Second by Commissioner Bates

The Court unanimously (4-0) approved purchasing site.

*Commissioner Scheide*    *yes*

*Commissioner Bates*    *yes*

*Commissioner Pargas*    *yes*

*Commissioner Flores*    *yes*

**12. CONSIDER AND ACT UPON AWARD OF UTILITY IMPROVEMENT CONTRACTS:**

- **Contract/Bid #1:** First Time Sewer System improvements. Lowest bid submitted of \$769,159.60 by Alvin Stock.
- Upon motion of Commissioner Bates
- Second by Commissioner Scheide

The Court unanimously (4-0) approved awarding contract #1 to Alvin Stock.

*Commissioner Scheide yes*  
*Commissioner Pargas yes*

*Commissioner Bates yes*  
*Commissioner Flores yes*

- **Contract/Bid #2:** Onsite Improvements- EDA Award No. 08-01-04620. Lowest bid submitted of \$557,780.00 by Qro Mex Construction.
- Upon motion of Commissioner Bates.
- Second by Commissioner Scheide.

The court unanimously (4-0) approved awarding contract #2 to Qro Mex Construction.

*Commissioner Scheide yes*  
*Commissioner Pargas yes*

*Commissioner Bates yes*  
*Commissioner Flores yes*

- **Contract/Bid #3:** Fairplex Complex on-site improvements. Lowest bid submitted of \$5,624,925.20 by Alvin Stock.
- Upon motion of Commissioner Pargas
- Second by Commissioner Scheide.

The court unanimously (4-0) approved awarding Contract #3 to Alvin Stock.

*Commissioner Scheide yes*  
*Commissioner Pargas yes*

*Commissioner Bates yes*  
*Commissioner Flores yes*

**13. CONSIDER AND ACT UPON ADOPTION OF EXCESSIVE FORCE POLICY:**

- Resolution establishing rules and regulations regarding the use of excessive force during nonviolent civil rights demonstrations.
- Presentation by Carl Esser for adoption. Resolution is a HUD requirement and has approval of the County Sheriff.
- Upon motion of Commissioner Bates
- Second by Commissioner Flores.

The Court unanimously (4-0) approved passing and adopting the resolution.

*Commissioner Scheide yes*  
*Commissioner Pargas yes*

*Commissioner Bates yes*  
*Commissioner Flores yes*

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

- Presentation by Jesse Garcia, update on projects.
- Brush cutting continuing on CR308.
- Blading in progress on CR307.

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

- No items presented.

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

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

The court unanimously (4-0) approved payment of bills.

*Commissioner Scheide yes*

*Commissioner Bates yes*

*Commissioner Pargas yes*

*Commissioner Flores yes*

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

- Monthly reports submitted by County Clerk's office.
- Upon motion of Commissioner Bates.
- Second by Commissioner Flores.

The court unanimously (4-0) approved the Monthly Reports as presented:

*Compliance Office: January 3-7, 2011, January 10-14, 2011, January 17-21, 2011.*

*County Clerk: January 3-7, 2011, January 10-14, 2011, January 17-21, 2011.*

*JP#1: January 3-7, 2011, January 10-14, 2011.*

*JP#2: January 1-7, 2011, January 8-14, 2011.*

*JP#3: January 10-14, 2011.*

*JP#4: January 3-7, 2011 (Duplicate report), January 10-14, 2011.*

*JP#6: January 3-7, 2011.*

*Commissioner Scheide yes*

*Commissioner Bates yes*

*Commissioner Pargas yes*

*Commissioner Flores yes*

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

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

The court unanimously (4-0) approved payroll.

*Commissioner Scheide yes*

*Commissioner Bates yes*

*Commissioner Pargas yes*

*Commissioner Flores yes*

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

The court approved resolutions in honor of the following individual, with the meeting being closed in their memory. No action was taken under this agenda item.

Justo Guerrero

Basil B. Fletcher

Richard Causey

Doris S. Ward

With no further business, the meeting of January 24, 2011 adjourned.