



## MINUTES

BE IT REMEMBERED that on the 28<sup>th</sup> day of May, 2019, the Honorable Commissioners Court of Uvalde County, Texas convened in the Commissioners' Courtroom of the Uvalde County Courthouse. The following members were in attendance:

William R. Mitchell, *County Judge*  
Jerry W. Bates, *Commissioner #3*  
Ronnie Garza, *Commissioner #4*  
Valerie Del Toro Romero, *County Clerk and Ex-Officio Clerk of  
the Commissioner's Court*

Also present were *County Treasurer* Joni Deorsam, *County Auditor* Alice Chapman  
*Tax Assessor-Collector* Rita C. Verstuyft and *Road Administrator* Dee Kirkpatrick.

Absent: Randy Scheide, *Commissioner #1*, Mariano Pargas Jr., *Commissioner #2* and  
*County Attorney* John Dodson.

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

The Honorable William R. Mitchell called the meeting of May 28, 2019 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 Bates to approve the minutes of May 13 & 20, 2019.  
Seconded by Commissioner Garza.  
The motion unanimously carried (2-0).

**3. Consider and act upon presentation on Early Warning System:**

County Consultant Carl Esser provided a presentation of the Early Warning System in place for flooding along rivers in multiple locations throughout Uvalde County. Mr. Esser provided a demonstration of accessibility and rainfall data collected and updated by High Sierra Electronics for the purpose of assisting local and surrounding county Emergency Operations Centers during a flash flood. This information is available on the Uvalde County website under the rain gauge tab.  
No action taken.

**4. Consider and act upon ratification of Declaration of Emergency:**

As a result of the action taken by Commissioners Court on Monday, May 20, 2019 regarding the influx of asylum immigrants into Uvalde County, a declaration of emergency was issued by the County Judge. The declaration was presented to the Court for ratification.

Motions by Commissioner Bates to ratify emergency declaration.

Seconded by Commissioner Garza.

Motion unanimously carried (2-0).

**5. Consider and act upon adoption of budget planning calendar:**

The 2019 Tax Planning Calendar was considered for adoption by the court as presented.

Motion by Commissioner Garza to approve the 2019 tax planning calendar.

Seconded by Commissioner Bates.

Motion unanimously carried (2-0).

**6. Consider and act upon Road Administrators report:**

Road Administrator Dee Kirkpatrick informed the Court that the Road Department had paved Beavers Lane in Uvalde and the park in Utopia and have been trimming trees and cutting grass in the county.

No action taken.

**7. Consider and act upon line item budget amendments:**

Amendments were presented to the Court for consideration and approval.

Motion by Commissioner Bates to approve amendments.

Seconded by Commissioner Garza.

The motion unanimously carried (2-0). (See Attached)

**8. Consider and act upon payment of bills:**

Motion by Commissioner Garza to approve payment of bills.

Seconded by Commissioner Bates.

Motion unanimously carried (2-0).

**9. 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 Bates to approve monthly reports.

Seconded by Commissioner Garza.

Motion unanimously carried (2-0).

**10. Consider and act upon payroll approval:**

Motion by Commissioner Bates to approve payroll.  
Seconded by Commissioner Garza.  
Motion unanimously carried (2-0).

**11. Consider and act upon resolutions/proclamations:**

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

Giovanni Cano †  
Lewis Christian, Jr. M.D. †  
Jimmy Harrell †  
Carrie Herndon †  
Prisciliana Ramirez †  
Jeanoyce Wilson †

With no further business, the meeting of May 28, 2019 was adjourned.

**COMMISSIONERS COURT ORDER**

3  
5/28/2019  
COMM. COURT

On this the 10<sup>th</sup> day of June, 2019, came to be heard the Uvalde County Commissioners Court Minutes of May 28, 2019, 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 #1

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

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

\_\_\_\_\_  
Ronnie Garza, Commissioner #4

(SEAL)

**ATTEST:** \_\_\_\_\_  
Valerie Del Toro Romero, County Clerk and  
Ex-Officio Clerk of the Commissioners Court  
of Uvalde County, Texas



**COUNTY OF UVALDE**  
**FYE 9/30/19**  
**COMMISSIONERS COURT MEETING**  
**MAY 28 2019**

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<u>LINE ITEM</u>	<u>TYPE OF ACCOUNT</u>	<u>NAME OF ACCOUNT</u>	<u>CURRENT BUDGET</u>	<u>AMENDED BUDGET</u>	<u>INCREASE DECREASE</u>	<u>TRANSFER FROM AMENDED</u>	<u>Comment</u>
024-500-641	EXPENSE	IMMIGRANT TRANSPORT	\$ -	\$ 15,000.00	\$ 15,000.00	NA	REVENUE CERTIFICATION

ACCOUNT NO	ACCOUNT-TITLE	ORIGINAL BUDGET-AMOUNT	AMENDED BUDGET-AMOUNT	ENCUMBERED YEAR-TO-DATE	ACTIVITY YEAR-TO-DATE	ACTIVITY MONTH-TO-DATE	CURRENT USED BALANCE	USED PCT
REPORTING FUND: 0024 TOBACCO SETTLEMENT FUND							EFFECTIVE MONTH - 05	
0100 BANK ACCOUNTS								
024-100-110	TOBACCO SETTLEMENT 45-36-835				0.00	0.00	0.00	
024-100-120	PAYROLL 45-36-850				0.00	0.00	0.00	
024-100-140	TOBACCO FUND CASH IN BANK #7206618				38,590.24	2,061.72-	124,329.58	
024-100-399	MONEY IN TRANSIT				0.00	0.00	0.00	
BANK ACCOUNTS					38,590.24	2,061.72-	124,329.58	
0200 RESERVES								
024-200-999	RESERVE FOR ENCUMBRANCES	16,000.00	16,000.00	0.00	0.00	0.00	16,000.00	00
RESERVES		16,000.00	16,000.00	0.00	0.00	0.00	16,000.00	00
0355 TOBACCO REVENUE								
024-355-251	AUDITOR TOBACCO REPORT	45,000.00	45,000.00		60,859.60	0.00	15,859.60+	135
024-355-400	INTEREST-SUPER FIRST	0.00	0.00		0.00	0.00	0.00	
TOBACCO REVENUE		45,000.00	45,000.00	0.00	60,859.60	0.00	15,859.60+	135
0423 TRANSFERS TO OTHER FUNDS								
024-423-993	TRANSFER TO NUTRITION FUND 47	20,000.00	20,000.00	0.00	13,333.36	1,666.67	6,666.64	67
TRANSFERS TO OTHER FUNDS		20,000.00	20,000.00	0.00	13,333.36	1,666.67	6,666.64	67
0500 EXPENDITURES								
024-500-450	INSURANCE - HOSP & LIFE	1,500.00	1,500.00	0.00	740.67	30.40	759.33	49
024-500-593	PUBLIC HEALTH NURSE EXPENSES	2,000.00	2,000.00	0.00	0.00	0.00	2,000.00	00
024-500-594	FIRE DEPARTMENTS	5,000.00	5,000.00	0.00	0.00	0.00	5,000.00	00
024-500-595	EMS DEPARTMENTS	5,000.00	5,000.00	0.00	948.00	0.00	4,052.00	19
024-500-641	IMMIGRANT TRANSPORT - EMERGENCY	0.00	0.00	0.00	0.00	0.00	0.00	
024-500-645	INDIGENT HEALTH	500.00	500.00	0.00	0.00	0.00	500.00	00
024-500-710	COURT OVERTIME	10,000.00	10,000.00	0.00	316.23	0.00	9,683.77	03
024-500-777	COURTHOUSE	5,000.00	5,000.00	0.00	1,045.48	159.00	3,954.52	21
024-500-782	RETIREMENT	1,500.00	1,500.00	0.00	510.06	17.23	989.94	34
024-500-793	SALARY/TEMP.	5,000.00	5,000.00	0.00	0.00	0.00	5,000.00	00
024-500-797	ACCTG/DATA PROCESS OVERTIME	15,000.00	15,000.00	0.00	4,919.48	176.40	10,080.52	33
024-500-798	SALARY - INTERNS	2,500.00	2,500.00	0.00	0.00	0.00	2,500.00	00
024-500-835	SOCIAL SECURITY	2,000.00	2,000.00	0.00	365.60	12.02	1,634.40	18
024-500-939	TRAVEL & SEMINARS	2,000.00	2,000.00	0.00	0.00	0.00	2,000.00	00
EXPENDITURES		57,000.00	57,000.00	0.00	8,845.52	395.05	48,154.48	16
TOBACCO SETTLEMENT FUND								
INCOME TOTALS		45,000.00	45,000.00		60,859.60	0.00	15,859.60+	135
EXPENSE TOTALS		93,000.00	93,000.00	0.00	22,178.88	2,061.72	70,821.12	24

**THE UVALDE COUNTY COMMISSIONERS COURT WILL MEET AT 10 AM ON TUESDAY, MAY 28<sup>TH</sup>, 2019 IN THE COMMISSIONERS COURTROOM OF THE UVALDE COUNTY COURTHOUSE**

**AGENDA**

1. Consider and act upon call to order, invocation and pledge of allegiance
2. Consider and act upon approval of minutes
3. Consider and act upon presentation on Early Warning System
4. Consider and act upon ratification of Declaration of Emergency
5. Consider and act upon adoption of budget planning calendar
6. Consider and act upon Road Administrators Report
7. Consider and act upon line-item budget amendments
8. Consider and act upon payment of bills
9. Consider and act upon approval of reports
10. Consider and act upon payroll approval
11. Consider and act upon resolutions/proclamations

**CERTIFICATE: I certify the above and foregoing was posted in compliance with Section 551.043, Texas Government Code at 10 AM on May 22<sup>nd</sup>, 2019. Persons with disabilities who may require auxiliary aids are requested to contact Administrative Assistant Helly Moncada in the office of the Uvalde County Judge no later than 4 PM on Thursday prior to the meeting.**



**WILLIAM R. MITCHELL  
UVALDE COUNTY JUDGE**





**DECLARATION OF LOCAL EMERGENCY  
FOR UVALDE COUNTY, TEXAS**

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**WHEREAS** The government of the United States of America, through the United States Border Patrol, is currently releasing from their custody migrant asylum applicants to the streets of the County of Uvalde; and

**WHEREAS** The release of the applicants will potentially increase the crime rate within the boundaries of the County; and

**WHEREAS** The applicants are reportedly being released without financial assistance and without guidance nor direction; and

**WHEREAS** The release of the applicants is a disregard to the safety and welfare of county resident as well as a disregard to the safety and welfare of the asylum applicants; and

**WHEREAS** The release of the asylum applicants has negatively impacted the first responders such as police officers, sheriff deputies and emergency medical technicians; and

**WHEREAS** The County of Uvalde, through its duly elected Commissioners Court, must respond to the influx of asylum applicants in a manner to protect the citizens of Uvalde County

**NOW, THEREFORE, I, WILLIAM R. MITCHELL, UVALDE COUNTY JUDGE, do hereby proclaim a state of EMERGENCY within the County of Uvalde to allow for an effective and financially authorized emergency response plan.**

SIGNED THIS the 20<sup>th</sup> day of May, 2019.

**WILLIAM R. MITCHELL  
UVALDE COUNTY JUDGE**

## **Southwest Area Regional Transit District Inter-Local Agreement for Services**

This inter-local agreement is made between the SOUTHWEST AREA REGIONAL TRANSIT DISTRICT (SWART), and ~~THE COUNTY OF UVALDE AND THE CITY OF UVALDE~~ to participate with each other to provide transportation services to both.

### **I.**

SWART will provide transportation to the clients approved by THE COUNTY OF UVALDE AND THE CITY OF UVALDE.

SWART will ensure that the hours of services will initially follow that of their approved route schedule.

SWART ensures the use of a scheduling and dispatch process including operator logs in order to ensure the reliable provision of services and monitor on-time delivery of services.

SWART shall meet the following claims processing and program reporting requirements:

- Provide records that contain all pertinent documentation, including vehicle operator's logs for each service billed.
- Include accurate controls of verifiable documentation that delivered services were prior approved.
- Include accurate controls that services were actually delivered.
- Keep financial and supporting documents, statistical records and any other records pertinent to the services in which a claim was submitted for a minimum of four years after the termination of the service period or until all litigation, claims or audit findings are resolved, whichever occurs later. All claims and financial documents for medical transportation must be kept separate from other funding sources.
- Notify COUNTY OF UVALDE AND THE CITY OF UVALDE of any recipient or attendance who was not transported due to a situation that required SWART to notify the appropriate law enforcement authorities.
- Immediately report, either by phone, fax, email, or in-person, all accidents fatalities, or incidents involving a recipient or attendance entering, riding in or exiting the vehicle.
- All accidents in vehicle operator or passenger injury or fatality while delivering services under the result of this contract shall be reported.

- Immediately report any incidents, accidents, or other unplanned events that affected or could potentially affect ability to deliver services and the affected recipients.
- Report all allegations of fraud or program abuse, sexual harassment, physical or verbal abuse as alleged by recipients or attendants during trips.
- Immediately notify COUNTY OF UVALDE AND THE CITY OF UVALDE in the event of a change in ownership, entity legal name, or legal operating status including filing of a petition of bankruptcy. Change in ownership or a change in the entity's legal name will require a contract amendment.

SWART agrees to provide THE COUNTY OF UVALDE AND THE CITY OF UVALDE with attestation that all drivers are duly licensed and qualified to transport clients.

SWART will observe the following holidays unless otherwise scheduled for service:

New Year's Day	Columbus Day
Martine Luther King Jr. Day	Veterans Day
President's Day	Thanksgiving Day
Good Friday	Day after Thanksgiving
Memorial Day	Christmas Eve
Independence Day	Christmas Day
Labor Day	New Year's Eve

II.

THE COUNTY OF UVALDE AND THE CITY OF UVALDE will schedule all trips with SWART at least 48 hours in advance. Reservations may be made up to 14 days in advance. Same day reservations will be charged a double charge. Reservations may be made by calling 830-278-4155 between the hours of 8:00 AM and 3:30 PM, Monday through Friday excluding holidays.

THE COUNTY OF UVALDE AND THE CITY OF UVALDE shall compensate the SWART for transportation services as listed:

Reasonable/Routine Transportation Services are limited to local transit Services within the city of Uvalde and Out of Area Routes designated/requested by THE COUNTY OF UVALDE AND THE CITY OF UVALDE

THE COUNTY OF UVALDE AND THE CITY OF UVALDE shall compensate the SWART for transportation services as listed:

Cost per vehicle/ per round trip:

Base Price: \$308.68 (Service Monday through Friday)  
(-) Discount per State Government: 10%  
Final price: **\$277.81**

Saturday Service: **\$337.43** (Includes 10% Discount)  
Sunday and Holiday Service: **\$373.43** (Includes 10% Discount)

III.

SWART will invoice the COUNTY OF UVALDE AND THE CITY OF UVALDE within one (1) week of the completion of the serviced route.

THE COUNTY OF UVALDE AND THE CITY OF UVALDE will submit payment within fifteen (15) days of receipt of the invoice.

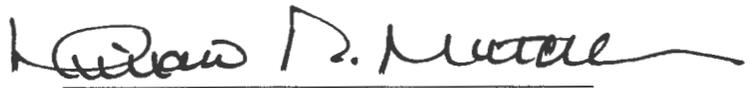
Late fees will be applied for non-payment after the initial fifteen (15) days.

- 15% late fee after the 30<sup>th</sup> day
- 20% late fee after the 45<sup>th</sup> day
- After 45 days, services will be suspended until payment is received.

This agreement can be terminated by either party with a 30 day notice in writing. This agreement will be effective May 17<sup>th</sup>, 2019 and will be based on a month to month renewal.



Sarah H. Cook  
General Manager  
Southwest Area Regional Transit District



Honorable Judge William Mitchell  
COUNTY OF UVALDE



Honorable Mayor Don McLaughlin  
CITY OF UVALDE

