



**Notice of Meeting**  
**Commissioners Court of Caldwell County, Texas**

***Notice is hereby given that a meeting of the Caldwell County Commissioners Court will be held on the 14<sup>th</sup> day of October 2013 at 9:00 A.M. in the Commissioners Courtroom located at 1403 Blackjack Street, Lockhart, Texas at which time the following subjects will be discussed, considered, passed or adopted, to wit:***

Note: Commissioners Court Meeting packets are prepared several days prior to each meeting. This information is reviewed and studied by the Court members, eliminating lengthy discussions to gain a basic understanding. Timely action and short discussion on agenda items does not reflect lack of thought or analysis on the part of the Court.

Start times for regular agenda items are tentative; some items may be held earlier or later than the scheduled time.

For the convenience and comfort of members of the public and Caldwell County officials and employees, the Commissioners Court may take a recess from 10:30-10:45 a.m. and from noon to 1:30 p.m.

**Amended Agenda**

FILED this 11<sup>th</sup> day of Oct 20 13  
9:05 A M

**Call Meeting to order.**

CAROL HOLCOMB  
COUNTY CLERK, CALDWELL COUNTY, TEXAS  
By Kathrina Reine Deputy

- 2013.10.14.01 Invocation.** Caldwell County Christian Ministries.
- 2013.10.14.02 Pledge of Allegiance to the Flags.** (Texas Pledge: Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible).
- 2013.10.14.03 Announcements:** Items or comments from Court Members or Staff.
- 2013.10.14.04 Citizens' Comments:** At this time any person may speak to Commissioners Court if they have filled out a Caldwell County Commissioners Court Participation Form. Comments will be limited to four (4) minutes per person. No action will be taken on these items and no discussion will be had between the speaker(s) and members of the Court. The Court does retain the right to correct factual inaccuracies made by the speakers. (If longer than 30 minutes, then the balance of comments will continue as the last agenda item of the day).
- 2013.10.14.05 Commissioners Court Minutes.** Approval of September 23, 2013 Minutes.
- 2013.10.14.06 Consent Agenda.** (Any member of the Court may request that an item within the Consent Agenda to be moved to the Regular Agenda for further discussion and action).
- A. To approve continuation certificate Bond No. 14771315 for Court Clerk, Melanie Bowden, for Justice of the Peace 1 in the amount of One Thousand for the term beginning November 21, 2013 and ending November 21, 2014.

- B.** To approve an interlocal Agreement between Lubbock County acting through the Regional Public Defender, and Caldwell County for Capital Cases effective October 1<sup>st</sup>, 2013 and continue through September 30, 2014 and renew automatically through September 30, 2017 **Cost:** \$7,479 **Speaker:** Judge Bonn **Backup:** 1
- C.** Pay Bills - \$407,890.49
- D.** To approve a Proclamation to designated the month of October 2013 as Breast Cancer Awareness Month.
- E.** To approve a proclamation to declare October 6-12, 2013 as National 4-H Week.
- F.** To approve short form plat for Dry Creek Subdivision (part of the John P. Bell Survey, A-41) along Dry Creek Road (County Road 182).
- G.** To approve short form plat for Little Acres Subdivision (part of the Ester Berry Survey, A-1) at intersection of US 183 N and Westwood Road (County 215).
- H.** To accept OOG Grant Number 2667601 in the amount of \$47,404.00 for the 421<sup>st</sup> District Challenge Court to provide a full time community supervision Officer for the drug court.
- I.** To approve audit of the Caldwell County Inmate Trust Account dated September 23, 2013.
- J.** To approve audit of the Caldwell County Jail Commissary Fund dated September 23, 2013.
- K.** To approve a proclamation to declare October 19-26, 2013 as Red Ribbon Week.
- L.** To approve Resolution No. 27-2013 to express gratitude to John Cyrier for his services.
- M.** To endorse the current directors of the Caldwell County Appraisal District for the 2014-2015 term.

#### **2013.10.14.07 Reports.**

Septic and Subdivision – Kasi Miles, Sanitation Officer - Attached  
 Federal Inmate – Larry Roberson, County Auditor – Handout  
 Sales Tax – Larry Roberson, County Auditor - Attached  
 Tax Collection Report September 2013  
 Treasurer's Report month ending August 31, 2013

**2013.10.14.08 Special Presentations. None.**

**(ALL OTHER AGENDA ITEMS)**

- 2013.10.14.09 Update on Estimated Costs of Construction for the future Judicial Center. Speakers:** Kenton Heinze/ Robert Steinbomer; **Attachment:** Handout
- 2013.10.14.10 Discussion/Action** to terminate current contract and obtain provider for consulting services for data center to be located in the new Judicial Center. **Cost:** TBD; **Speaker:** Mark Hinnenkamp; **Attachment:** None.
- 2013.10.14.11 Discussion/Action** concerning the implementation of the 8-Hour Ozone Flex Plan, as part of the clean region's Ozone Advance Program Action Plan under Clean Air-Coalition. **Speaker:** Judge Bonn/Bill Gardner/ Bill Gill; **Backup:** 1
- 2013.10.14.12 Public Hearing 9:45 A.M.** on naming the portions of the northbound and southbound State Highway 130 frontage roads that extend about 3,300 feet from the Lockhart city limits to Boggy Creek Road/Fentress Road.
- 2013.10.14.13 Discussion/Action** regarding changing the name of the 3,300 feet of frontage road of SH 130 from Old Fentress Road to South Cesar Chavez Parkway. The City of Lockhart adopted the change by ordinance No. **2012-04** (March **2012**) to officially name the SH 130 frontage road to be named Cesar Chavez Parkway, this change affected 4 properties owners. **Speaker:** Commissioner Muñoz; **Backup:** 1
- 2013.10.14.14 Discussion/Action** to designate a day of the week on which the Commissioners Court shall convene in a regular term each month during the fiscal year as required by section 81.005 (a) of the Local Government Code. **Cost:** 0; **Speaker:** Judge Bonn; **Backup:** 1
- 2013.10.14.15 Discussion/Action** to revisit the appointment of Judge Bonn to the Capital Area Metropolitan Planning Organization (CAMPO) as approved on September 4, 2013. **Speaker:** Commissioner Madrigal; **Backup:** 1
- 2013.10.14.16 EXECUTIVE SESSION** pursuant to section 551.087 of the Texas Government Code to discuss or deliberate regarding commercial or financial information the county has received from a business prospect that the county seeks to have locate, stay, or expand in or near the county and to deliberate the offer of a financial or other incentive to the business prospect. No action will be taken in executive session. **Cost:** TBD. **Speaker:** Commissioner Madrigal/Mike Hammerlander-Greater San Marcos Partnership. **Backup:** None.
- 2013.10.14.17 EXECUTIVE SESSION** pursuant to section 551.072 of the Texas Government Code to deliberate purchase, exchange, lease, or value of real property related to right-of-way acquisition near existing County property. No action will be taken. **Cost:** TBD. **Speaker:** Commissioner Buchholtz. **Backup:** None.

- 2013.10.14.18 EXECUTIVE SESSION** pursuant to section 551.074 of the Texas Government Code to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee, Pamela Ohlendorf, of the Election Department. **Backup:** None; **Cost:** None; **Speaker:** Judge Bonn.
- 2013.10.14.19 Discussion/Action** regarding the purchase, exchange, lease, or value of real property related to right-of-way acquisition near existing County property. **Cost:** TBD. **Speaker:** Commissioner Buchholtz. **Backup:** None.
- 2013.10.14.20 Discussion/Action** to approve change order # 4 for roof repairs on the Caldwell County Courthouse-Alpha Building Corporation. **Cost:** \$11,370.00; **Speaker:** Judge Bonn/Curtis Weber; **Attachment:** 1.
- 2013.10.14.21 Discussion/Action** regarding Caldwell County Election Office: travel, training and purchasing; Budget Amendment No. 2013-01 in the amount of \$3,000.00 for travel and training only and early voting location for November 2013 election. **Cost:** \$3,000.00; **Speaker:** Commissioner Muñoz; **Backup:** Attachment: 1.
- 2013.10.14.22 Discussion/Action** to amend section 2.08 of the Personnel Policies of Caldwell County by inserting the underlined text as follows:
- 2.08 Chain of Command.** Individual County employees are responsible to the appropriate elected or appointed department head or to a supervisor designated by the elected official or department head. Non-elected department heads selected by the Commissioners Court are responsible to the Commissioners Court. The Commissioners Court and other elected officials are responsible to County voter. Direction regarding work to be done, expected results, the adequacy of work performance and grievances will follow the chain of command.
- Cost:** None; **Speaker:** Commissioner Muhoz; **Backup:** 1
- 2013.10.14.23 Discussion/Action** to delegate the supervisory authority of the Commissioners Court by placing non-elected county department heads under supervision of individual members of the Commissioners Court as follows:
- County Judge:** Emergency Management and Veterans Services  
**Commissioner Pet. 1:** Human Resources  
**Commissioner Pet. 2:** 911  
**Commissioner Pet. 3:** Unit Road and Code Inspector  
**Commissioner Pet. 4:** Maintenance
- Cost:** None; **Speaker:** Commissioner Muhoz; **Backup:** 1
- 2013.10.14.24 Discussion/Action** to designate location for the Commissioners Court meeting on October 21, 2013 and October 28, 2013. **Cost:** None; **Speaker:** Judge Bonn; **Backup:** None.
- 2013.10.14.25 Discussion/Action** regarding Burn Ban. **Cost:** None; **Speaker:** Judge Bonn; **Backup:** None.

## **2013.10.14.26 Adjournment**

As authorized by the Texas Government Code, the Commissioners' Court of Caldwell, County, Texas reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any of the matters listed above as they may relate to Texas Government Code Section 551.071(1) (Consultation with Attorney about pending or contemplated litigation or settlement offers);

Texas Government Code Section 551.071(2) (Consultation with Attorney when the Attorney's obligations under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas conflicts with Chapter 551 of the Texas Government Code);

Texas Government Code Section 551.072 (Deliberations About Real Property); Texas Government Code Section 551.073 (Deliberations about Gifts and Donations); Texas Government Code Section 551.074 (Personnel Matters); Texas Government Code Section 551.0745 (Deliberations about a County Advisory Body); Texas Government Code Section 551.076 (Deliberations about Security Devices); and Texas Government Code Section 551.087 (Economic Development Negotiations).

In the event that the Court adjourns into Executive Session, unless otherwise specified on the agenda, the Court will announce any other parties who are authorized to be present during the deliberations in Executive Session and will announce under what section of the Texas Government Code the Commissioner's Court is using as its authority to enter into an Executive Session. The meeting facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the County Judge's office at 512-398-1808 for further information.

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