



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 12th day of November, 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

Call Meeting to order.

2013.11.12.01 Invocation. Caldwell County Christian Ministries.

2013.11.12.02 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).

2013.11.12.03 Announcements: Items or comments from Court Members or Staff.

Update on Emergency Disaster Declaration for Caldwell County as presented by Judge Bonn, Jimmy Parker and Martin Ritchey.

2013.11.12.04 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).

2013.11.12.05 Commissioners Court Minutes. Approval of October 28, 2013 Minutes.

FILED this 8th day of NOV. 2013
10:35 A.M.
CAROL HOLCOMB
COUNTY CLERK, CALDWELL COUNTY, TEXAS
By Katrina Regina Deputy

2013.11.12.06 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. Pay Bills in the amount of \$156,644.11.
- B. To approve Budget Amendments #18, 19, 20, 21, 22, and 23 for the fiscal year of 2012-2013 attached by County Auditor, Larry Roberson.
- C. To approve the Certificate of successful completion of forty hours of continuing Education for Constables by Constable Zapata.
- D. To approve Continuation Certificate Bond No. 15530860 for Court Clerk, Jenifer Watts, for Caldwell County in the amount of One Thousand for the term beginning December 11, 2013 and ending December 11, 2014.
- E. To approve the Certificate of successful completion of continuing Judicial Education program for Probate Judges for County Judge Tom Bonn.

2013.11.12.07 Reports.

Septic and Subdivision – Kasi Miles, Sanitation Officer – Attached
Federal Inmate – Larry Roberson, County Auditor – Attached
Sales Tax – Larry Roberson, County Auditor – Attached
Tax Collection Report October 2013
General Fund Operating Statement – Larry Roberson, County Auditor - Attached
Treasurer's Report Month Ending September 30, 2013
Caldwell County Sheriff Department Accident Reports.

2013.11.12.08 Special Presentations. None.

(ALL OTHER AGENDA ITEMS)

2013.11.12.09 Discussion on Safety Training and Driver Training completed by all peace officers.
Cost: None; Speaker: Judge Bonn; Attachment: None.

2013.11.12.10 Discussion/Action to approve spending \$2,100 for engineering report on the roof of the Luling Annex. Cost: \$2,100.00 from 2010 Certificate of Obligation Funds;
Speaker: Commissioner Buchholtz; Backup: None.

2013.11.12.11 Discussion/Action concerning approval of the 2014 Caldwell County Employee Holiday Calendar. Cost: None; Speaker: Judge Bonn; Attachments: 1

2013.11.12.12 Discussion/Action to approve cancellation of the November 25, 2013 Commissioners Court due to time constraints occurring because of the Thanksgiving Holiday. Cost: None; Speaker: Judge Bonn; Attachment: None.

- 2013.11.12.13 Discussion/Action** to approve cancellation of the **December 23, 2013** Commissioners Court due to time constraints occurring because of the Christmas Holiday. **Cost:** None; **Speaker:** Judge Bonn; **Attachment:** None.
- 2013.11.12.14 Discussion/Action** to approve allowing the County Auditor to pay necessary bills for November and **December** as a result of cancellation of the **November 25, 2013** and **December 23, 2013** meetings because of time constraints for Thanksgiving and Christmas Holidays. **Cost:** None; **Speaker:** Judge Bonn; **Attachment:** None.
- 2013.11.12.15 Discussion/Action** to approve lease of 9675 State Highway 142 in Maxwell for Precinct 3 Justice of the Peace and Precinct 3 Constable offices. **Cost:** \$800 per month for five years; **Speaker:** Commissioner Madrigal; **Backup:** Attached.
- 2013.11.12.16 Discussion/Action** to approve order conveying water filtering system to Tri Community Water Supply Corp. under Interlocal agreement to administer state grant for water filtration project. **Cost:** None; **Speaker:** Judge Bonn/Larry Roberson; **Backup:** Attached.
- 2013.11.12.17 Discussion/Action** to approve revised Interlocal agreement for subdivision regulation in Uhland ETJ. **Cost:** None; **Speaker:** Commissioner Madrigal; **Backup:** Attached.
- 2013.11.12.18 EXECUTIVE SESSION** pursuant to section 551.071 of the Texas Government Code for consultations with attorney regarding proposed landfill in Caldwell County and regarding landfill siting ordinance. No action will be taken in executive session.
- 2013.11.12.19 EXECUTIVE SESSION** pursuant to section 551.071 of the Texas Government Code for consultations with attorney regarding contract with Tyler Technologies for software for county clerk. No action will be taken in executive session.
- 2013.11.12.20 Discussion/Action** regarding proposed landfill in Caldwell County and regarding landfill siting ordinance. **Cost:** None; **Speaker:** Commissioner Roland; **Backup:** None.
- 2013.11.12.21 Discussion/Action** regarding contract with Tyler Technologies for software for county clerk. **Cost:** None; **Speaker:** Judge Bonn/Mack Harrison; **Backup:** None.
- 2013.11.12.22 Workshop** discussion on 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 Pct. 1: Human Resources
Commissioner Pct. 2: 911
Commissioner Pct. 3: Unit Road and Code Inspector
Commissioner Pct. 4: Maintenance
Departments not assigned: IT, Indigent Burials, Sanitation, Engineer and Elections

- 2013.11.12.23 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. **Cost:** None; **Speaker:** Commissioner Muñoz; **Attachments:** None.
- 2013.11.12.24 Discussion/Action** to pay out Joy Pardo from the Elections Office for 80 Hours (of her 180 Comp Hours) she has on the books. **Cost:** \$1,410.37; **Speaker:** Commissioner Muñoz; **Backup:** None.
- 2013.11.12.25 Discussion/Action** to approve and continue with the Declaration of Local Disaster issued on November 4, 2013 due to the severe damage resulting from a major rain and flooding event in Caldwell County on October 31, 2013. **Cost:** None; **Speaker:** Judge Bonn/Jim Parker; **Backup:** Attached.
- 2013.11.12.26 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.

www.co.caldwell.tx.us



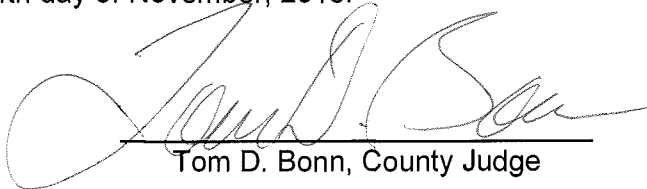
**DECLARATION OF A
LOCAL DISASTER FOR CALDWELL COUNTY**

WHEREAS, the County of Caldwell on the 31st day of October, 2013 has suffered widespread or severe damage, injury, or loss of life or property (or there is imminent threat of same) resulting from a major rain and flooding event and;

WHEREAS, the judge of the County of Caldwell has determined that extraordinary measures must be taken to alleviate the suffering of people and to protect or rehabilitate property;

NOW, THEREFORE, BE IT PROCLAIMED BY THE JUDGE OF THE COUNTY OF CALDWELL COUNTY:

1. That a state of disaster is declared for the County of Caldwell.
 2. That the County's Emergency Management Plan has been implemented.
 3. That this state of disaster shall continue for a period of not more than seven days of the date hereof, unless the same is continued by consent of the Commissioners Court of the City/County of Caldwell, Texas.
 4. That this proclamation shall take effect immediately from and after its issuance.
- ORDERED this the 4th day of November, 2013.

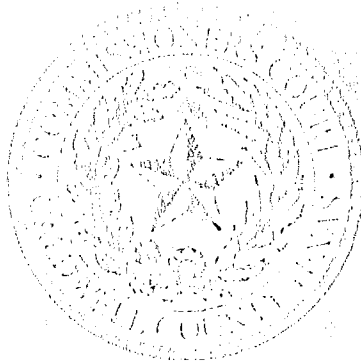


Tom D. Bonn, County Judge

ATTEST:



Carol Holcomb, County Clerk



Tom D. Bonn
County Judge
512 398-1808

Lori Rangel-Pompa
County Treasurer
512 398-1800

Larry Roberson
County Auditor
512 398-1801



Caldwell County Courthouse
110 South Main Street
Lockhart, TX 78644
Fax: 512 398-1828

Alfredo R. Muñoz
Commissioner Precinct 1

Fred Buchholtz
Commissioner Precinct 2

Neto Madrigal
Commissioner Precinct 3

Joe I. Roland
Commissioner Precinct 4

November 5, 2013

The Honorable Rick Perry
Governor of Texas
c/o State Coordinator
Texas Department of Emergency Management
P.O. Box 4087
Austin, TX 78773-0001

Dear Governor Perry:

As a result flood event that occurred October 31, 2013 in Caldwell County is currently facing tremendous physical and economic losses. An estimated 61 homes and/or businesses have been flooded. Two businesses have sustained significant uninsured losses. These business losses have created a severe impact on jobs, production and revenue.

Likewise, public utilities have been impacted to the extent that 2,900 homes/businesses had been left without electricity. The public works and road situation in Caldwell County has been affected to an extent that 28 homes have been isolated due to impassable roads and water crossings. It is estimated that 56 roads were impassable; road and bridge damage will exceed \$1,237,640.00.

It is my belief the damage to homes, businesses, public works and utility systems due to the rain constitutes a public health and safety hazard. I have determined that this incident is of such severity and magnitude that an effective response is beyond Caldwell County's capability to recover without supplementary State and/or Federal assistance. Additionally, I certify that Caldwell County does not have local funding available to make the needed repairs and to provide these citizens with effective relief.

Your assistance in this emergency matter, as it affects the safety and health needs of our citizens would be appreciated.

Sincerely,


Tom D. Bonn
Caldwell County Judge

TEXAS DEPARTMENT OF PUBLIC SAFETY

5805 N LAMAR BLVD • BOX 4087 • AUSTIN, TEXAS 78773-0001

512/424-2000

www.dps.texas.gov



STEVEN C. McCRAW
DIRECTOR
DAVID G. BAKER
CHERYL MacBRIDE
DEPUTY DIRECTORS



COMMISSION
A. CYNTHIA LEON, CHAIR
CARIN MARCY BARTH
RANDY WATSON

November 7, 2013

The Honorable Tom D. Bonn
County Judge, Caldwell County
Caldwell County Courthouse
110 South Main Street
Lockhart, TX 78644

Dear Judge Bonn:

This letter acknowledges receipt of your Disaster Summary Outline (DSO), disaster declaration and your letter to the Governor dated November 5, 2013, requesting assistance for damages caused by severe flooding that occurred on October 31, 2013. My staff will contact your office regarding the Preliminary Damage Assessment.

Should you require additional assistance, please contact Eric Kuntz of my staff at (512) 486-6446.

Sincerely,

W. Nim Kidd, CEM®
Assistant Director
Texas Department of Public Safety
Chief
Texas Division of Emergency Management

WNK:stl