

BAIL BOND BOARD MEETING

January 23, 2014

3 | THOSE PRESENT: Judge Flores

4 | Judge Lively

5 Lt. Beadle

6 Catherine Presley

7 Tom Rugg

8 Emma Richardson

9 Becky Garcia

10 Tim Funchess

11 | Keith Day

12 Mary Godina

13 Liz Parks

14 Tina Gillespie

15 Rhonda Brode

22 (None.)

1 Ms. Garcia or Mr. Rugg, any one of you-all
2 have any comments?

3 TOM RUGG: I don't, Your Honor.

4 JUDGE FLORES: Okay. Moving right along
5 to -- is there any consideration or approval of
6 applications, Ms. Presley?

7 CATHERINE PRESLEY: No, sir.

8 JUDGE FLORES: Mrs. Godina, any complaints
9 against bondsmen?

10 MARY GODINA: No, sir.

11 JUDGE FLORES: Mr. Funchess, you want to
12 speak on your excellent report?

13 TIM FUNCHESS: Well, it's been distributed.
14 I'll answer any questions. We have no complaints
15 against the treasurer, either.

16 TOM RUGG: That's really good.

17 JUDGE FLORES: Well, that's a good deal.
18 Okay. Report from the auditor's office?

19 RHONDA BRODE: It's been distributed. I
20 noticed a few items on the attorneys report; if you
21 notice the green items; and I just didn't know if maybe
22 I hadn't made notes or if this was a new change. Some
23 of the unpaid -- I'm sorry -- of the bond amounts and
24 forfeiture amounts exceed the bond forfeiture limits. I
25 looked at the collateral to see if there was an

1 additional collateral. Let's say -- well, Alan Parker.
2 He has a \$4,000-limit on forfeiture; but he's got ten
3 thousand out. I don't know -- I don't know if there's
4 anything that can be done about that. I'm just pointing
5 out.

6 JUDGE FLORES: When it shows the forfeiture
7 limit of four thousand, that is a -- the -- the actual
8 amount? Because if I'm not mistaken, didn't they used
9 to get a certain number of times plus?

10 RHONDA BRODE: They get 20 percent.

11 JUDGE FLORES: I thought you put a --

12 RHONDA BRODE: They get 20 percent of the
13 bond limit.

14 JUDGE FLORES: I thought it was more than
15 that.

16 RHONDA BRODE: Or point two.

17 JUDGE FLORES: Okay. So maybe -- Mr. Rugg,
18 what do you suggest as far as addressing these issues?

19 TOM RUGG: I'll have to look into this,
20 Judge. I really don't -- I really don't know that it's
21 a matter for the bail bond board anyway; but it looks
22 like --

23 JUDGE FLORES: I think it's the sheriff's
24 department.

25 TOM RUGG: We have some bonds that need to

1 be collected.

2 JUDGE FLORES: Okay. And it's hard to tell
3 whether those are --

4 RHONDA BRODE: Collectable yet.

5 JUDGE FLORES: Collectable, or misdemeanor
6 or felony.

7 RHONDA BRODE: I know if I get with Mary --

8 MARY GODINA: Yeah.

9 RHONDA BRODE: -- someone, maybe Mary can
10 help me.

11 JUDGE FLORES: Okay, that sounds good. All
12 right. Anything further on the auditor's report?

13 RHONDA BRODE: On Mr. Batiste on the
14 bondsman report, if you flip it over, there's no
15 collateral remaining; but there's still a bond limit; is
16 that an error?

17 JUDGE FLORES: Well, I didn't think -- he's
18 no longer practicing.

19 RHONDA BRODE: He's expired.

20 TOM RUGG: I don't know what that means. I
21 don't know how he could have a bond limit under those
22 circumstances. That has to be a mistake.

23 JUDGE FLORES: What -- do we need to
24 follow-up on that?

25 RHONDA BRODE: I didn't see anything on the

1 collateral reports; so I guess I'm asking.

2 TINA GILLESPIE: I don't -- I don't have
3 what you-all are looking at.

4 JUDGE FLORES: On the back of the report.

5 RHONDA BRODE: I missed her.

6 MARY GODINA: I think if his status is
7 expired, he can't write any bonds anyway in the
8 computer.

9 TOM RUGG: But the report ought to reflect
10 he doesn't have any writing authority.

11 THE COURT: And if he owes money, we need to
12 figure out a way to go after it.

13 RHONDA BRODE: Uh-huh.

14 TINA GILLESPIE: If he doesn't have any
15 money out, I can take it off there; but if he's got
16 outstanding stuff, it's -- usually stays there until
17 everything is paid.

18 MARY GODINA: Uh-huh. I think with that
19 status.

20 RHONDA BRODE: There's twenty-nine thousand
21 in the amount out; and he's got unpaid forfeitures.

22 TINA GILLESPIE: That's the way it's setup
23 to print out that he has something out there. He has to
24 have a limit out there, or it won't --

25 BECKY GARCIA: I can't remember offhand if

1 he owes me anything. I don't think so.

2 TINA GILLESPIE: That will come off as soon
3 as everything is taken care of.

4 TOM RUGG: Okay.

5 TINA GILLESPIE: I mean he can't write
6 anything; because it's expired.

7 RHONDA BRODE: Right.

8 TINA GILLESPIE: So.

9 TOM RUGG: It just looked strange on the
10 report.

11 TINA GILLESPIE: It looks --

12 RHONDA BRODE: Can he have a collateral
13 limit of a dollar and still print out?

14 TINA GILLESPIE: Probably.

15 RHONDA BRODE: I can -- I'm just throwing
16 something out there.

17 TINA GILLESPIE: I can change that if
18 you-all agree to that. I don't change anything until
19 I'm told to change it.

20 MARY GODINA: I think --

21 RHONDA BRODE: Judge --

22 JUDGE FLORES: Keith, does that make any
23 sense to you?

24 KEITH DAY: On Floyd? First of all on the
25 unpaid forfeiture of twenty-eight thousand doesn't

1 necessarily reflect that he owes twenty-eight thousand.
2 I mean he might owe a hundred and something dollars. It
3 could be one bond on there, because unless he's made a
4 deal with D. A.'s office to settle, it's just going to
5 sit there on the docket; but -- you know, I don't -- I
6 don't have -- I didn't even know -- I don't remember
7 Floyd Batiste being on the report last time.

8 RHONDA BRODE: It was.

9 KEITH DAY: It was?

10 RHONDA BRODE: Uh-huh.

11 KEITH DAY: I guess I just overlooked it;
12 but --

13 JUDGE FLORES: I think that's Stella
14 Morrison's brother.

15 BECKY GARCIA: Yep.

16 TINA GILLESPIE: I can take it out and see
17 what happens.

18 MARY GODINA: But don't you think, Tina, on
19 the forfeiture amounts -- that's going to stay on there.

20 JUDGE FLORES: One at a time.

21 MARY GODINA: I think that will stay on
22 there as long as he owes the county; that's why it's
23 going -- I think that may be why that other part needs
24 to stay, even though he can't write bonds, because it's
25 just going to be a plug number. We would just have to

1 go in and plug it to zero which is not the right thing
2 either.

3 RHONDA BRODE: I just see an error on my
4 report. The same thing has happened with Scott Goodman.

5 JUDGE FLORES: Yes, sir.

6 KEITH DAY: Tina? Tina, can you pull up his
7 docket from your computer?

8 TINA GILLESPIE: Uh-huh, I can. His license
9 expired in 2001.

10 JUDGE FLORES: That long?

11 TINA GILLESPIE: So how did he get all his
12 stuff back if he owed money?

13 BECKY GARCIA: What stuff?

14 TINA GILLESPIE: Collateral.

15 TOM RUGG: I'm sure we took his collateral.

16 CATHERINE PRESLEY: Probably taken.

17 BECKY GARCIA: I would have to go back and
18 check; but if he owed me money, I took it.

19 TINA GILLESPIE: When I take it out, if I
20 didn't prepare anything, I have no idea the money is not
21 there anymore. So --

22 BECKY GARCIA: That's just like I went and
23 took money from Richard Colter. He's still showing
24 fifty thousand; but -- he doesn't have fifty thousand
25 put up anymore; and I'm fixing to grab some more.

1 JUDGE FLORES: Mr. Funchess, you have a
2 record in the treasurer's office of what he's got posted
3 as collateral?

4 TINA GILLESPIE: I have -- as collateral,
5 no.

6 TIM FUNCHESS: Are we talking about Batiste?

7 RHONDA BRODE: Colter.

8 BECKY GARCIA: We're talking about Batiste
9 or Colter?

10 JUDGE FLORES: Batiste.

11 TIM FUNCHESS: I can go back and double
12 check; but when did you say his license expired?

13 KEITH DAY: '01.

14 JUDGE FLORES: 2001.

15 TINA GILLESPIE: 2001; and it looks like he
16 has a forfeiture on a felony for twenty-five thousand;
17 but that was -- that was the bond. It was twenty-five
18 thousand; and then he has a felony possession of a
19 controlled substance was three thousand.

20 KEITH DAY: That's it; then.

21 TINA GILLESPIE: And then --

22 MARY GODINA: That's your twenty-eight.

23 TINA GILLESPIE: Two misdemeanors at five
24 hundred dollars apiece.

25 KEITH DAY: Well, then the twenty-five

1 thousand dollar one, has that guy been apprehend -- when
2 did that forfeit; does it say?

3 TINA GILLESPIE: I can look it up. I'll
4 have to write this stuff --

5 KEITH DAY: Chances are he just owes court
6 costs and a little interest on that.

7 TINA GILLESPIE: Yeah, it might just be a
8 matter of the -- the Court closing it out; if it already
9 was taken care of.

10 EMMA RICHARDSON: If I can see the numbers,
11 I can go back and --

12 KEITH DAY: Yes, that's a possibility, too,
13 Judge, is he did pay it; and sometimes in the past, now,
14 not anymore because Emma will usually send our receipts
15 over to the courts now; but back in the past before, if
16 a receipt wasn't sent over to the court after we paid
17 it, the court may have never taken -- taken us off the
18 list if we paid, you know, paid for the forfeiture, so
19 it could still be sitting --

20 JUDGE FLORES: It was forfeited in 1998, the
21 twenty-five thousand dollar one.

22 Do I have a consensus from the board which
23 way we want to go on this? Mr. Rugg?

24 TOM RUGG: Judge, it sounds like just an
25 administrative problem to me, if it's a bond that was

1 forfeited in 1998; and he hasn't been licensed since
2 2001. There's got to be just an administrative reason
3 why it's still showing up on the report.

4 JUDGE FLORES: Okay. What is the auditor's
5 office suggestion as far as tracking this down?

6 RHONDA BRODE: Let's just research it, Tina,
7 and Emma get together and research it and see what needs
8 to get lined up.

9 JUDGE FLORES: Okay.

10 Any other comments or discussion on the
11 auditor's report?

12 (None.)

13 JUDGE FLORES: Is there any new business?
14 (None.)

15 JUDGE FLORES: Any old business?
16 (None.)

17 JUDGE FLORES: Judge Lively?

18 JUDGE LIVELY: Make a motion to adjourn.

19 JUDGE FLORES: Anybody have any anything
20 else to --

21 RHONDA BRODE: Pat left the meeting last
22 month with a question about a fee that used to be
23 collected that is no longer -- you-all need to help me
24 because I wasn't here. Exactly what -- I looked it up
25 and I couldn't find any paperwork. All of the paperwork

1 has been destroyed since this fee has stopped.

2 JUDGE FLORES: Okay.

3 RHONDA BRODE: All we have is what is in the
4 computer. When --

5 CATHERINE PRESLEY: And I discussed it. We
6 thought maybe Mr. Roebuck could help us out on that fee
7 until -- you know, give us a clue.

8 JUDGE FLORES: That is that processing fee.

9 CATHERINE PRESLEY: Yes, sir, bail bond
10 transaction fee; see if we'd be able to collect that
11 again in the future; if we check with the attorney --

12 JUDGE FLORES: Well, let's get -- if --
13 Tina, if you'll get ahold of Mr. Roebuck and ask him if
14 we can assess a transaction fee.

15 Mr. Rugg, right off the top of your head,
16 you see any reason why we can or should or should not do
17 it?

18 TOM RUGG: I can see why we can't if it is
19 not statutorily authorized; then we don't have the legal
20 authority to impose it. The county doesn't have a legal
21 authority to impose it; other than that.

22 JUDGE FLORES: And that may be why we
23 stopped at the time.

24 KEITH DAY: Was it anything new between the
25 renewal of license, or is it every -- like for instance

1 if I come to you right now and I want to put up a piece
2 of property? What if my license was renewing and I was
3 going to put up new property.

4 CATHERINE PRESLEY: Not then. Not then.

5 Only when it's not renewal time.

6 JUDGE FLORES: What do you suggest, Mr.
7 Rugg?

8 TOM RUGG: Let's have Mr. Roebuck look at
9 it.

10 THE COURT: Okay.

11 TINA GILLESPIE: Got it.

12 JUDGE FLORES: Okay. Again, is there
13 anything further to discuss, any matter?

14 Ms. Garcia, you're chomping at the bit.

15 BECKY GARCIA: No, I'm keeping my mouth
16 shut. I'm ready to go.

17 JUDGE FLORES: Okay. Judge Lively?

18 JUDGE LIVELY: One more time, I think I move
19 to adjourn.

20 JUDGE FLORES: Mr. Funchess?

21 TIM FUNCHESS: Second.

22 JUDGE FLORES: All in favor to adjourn
23 signify by saying aye.

24 (Response.)

25 JUDGE FLORES: Thank you.