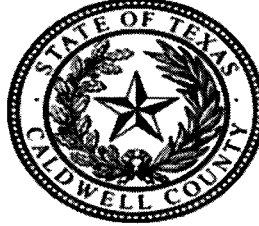


COMMISSIONERS COURT MINUTES
110 S. Main St. 2nd Floor, Lockhart, Texas
Regular Meeting December 10, 2018 9:00 a.m.



KEN SCHAWÉ	County Judge	B.J. WESTMORELAND	Commissioner Pct. 1
CAROL HOLCOMB	County Clerk	EDDIE MOSES	Commissioner Pct. 2
		ED THERIOT	Commissioner Pct. 3
		JOE IVAN ROLAND	Commissioner Pct. 4

Call Meeting to Order.

Judge Schawe calls the meeting to order at 9:00 a.m. All members are present.

Invocation. Lockhart Ministerial Alliance

Judge Schawe opens the meeting in prayer.

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).

Judge Schawe leads all present in the pledge to both flags.

Announcements. Items or comments from Court members or staff.

Commissioner Westmoreland says he has had meetings throughout the County to familiarize himself with County workings and wishes everyone happy holidays and Merry Christmas.

Commissioner Moses says he has enjoyed serving and appreciates everyone in the County.

Commissioner Theriot says there are more economic developments on the horizon and congratulates those who are leaving or retiring.

Commissioner Roland says good morning and recaps the event at St. John's Colony over the weekend.

Judge Schawe thanks County departments including Unit Road, the Sherriff's Office, and Maintenance.

COMMISSIONERS COURT MINUTES
Regular Meeting on December 10, 2018

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).

Randy Laney is a Caldwell County resident who announces that Santa will be in Lytton Springs on Saturday the 15th.

Ronda Reagan is with the Caldwell County Historic Commissioner speaking on item 22. She says that because the property is referenced as the Old Courthouse site the Commission is asking permission to search the property for historic remnants.

CONSENT AGENDA. (The following consent items may be acted upon in one motion).

1. **Approve payment of County invoices in the amount of \$ 214,942.59.**
2. **Approve payment of additional accounts payable invoices of \$759.00**
3. **Ratify re-occurring County payments in the amount of:**
 - A. \$ 303,811.81 (Payroll for 11/11/2018 – 11/24/2018)
 - B. \$ 92,682.08 (Payroll Tax for 11/11/2018-11/24/2018)
 - C. \$ 122,624.12 (Department of Motor Vehicle Fees)
4. **Approve payment and accept Surety Bond # 64426183 for Commissioner, Precinct One, B.J. Westmoreland commencing November 19, 2018.**
5. **Accept and approve District Attorney's Office Forfeiture Asset yearly audit report for September 1, 2017 to August 31, 2018.**
6. **Accept and approve Sheriff's Office Forfeiture Asset yearly audit report for October 30, 2017 to September 30, 2018.**
7. **Accept and approve Budget Amendment/Transfer # 5 (2018-2019 Fiscal Year) for District Attorney Staff salary adjustments due to retiring of tenured employees.**
8. **Accept and approve Budget Amendment/Transfer #6 (2018-2019 Fiscal Year) for District Clerk Staff salary adjustments due to retiring of tenured employees.**

Motion made by Commissioner Moses, second by Commissioner Westmorland to approve Consent Agenda items 1-8. All voting "Aye".

COMMISSIONERS COURT MINUTES
Regular Meeting on December 10, 2018

AGENDA ACTION ITEMS

9. **Discussion/Action** regarding the burn ban. **Cost: None; Speaker: Judge Schawe / Carine Chalfoun; Backup: None.**

Carine Chalfoun says thank you to the officials whose last court day is today and recommends leaving the burn ban off. Motion made by Commissioner Roland, second by Commissioner Theriot. All voting "Aye".

10. **Discussion/Action** to reschedule the December 24, 2018 meeting of Commissioners Court. **Cost: None; Speaker: Judge Schawe; Backup: None.**

Motion made by Commissioner Roland, second by Commissioner Moses not to reschedule the meeting. All voting "Aye".

11. **Discussion/Action** to approve the reappointment nominations of Joanne Germer, Terry Pim and Jea Childress to the Caldwell County Emergency Services District No. 2 a two-year term. **Cost: None; Speaker: Judge Schawe; Backup: 1.**

Judge Schawe reads the item. So moved by Commissioner Theriot, second by Commissioner Moses. All voting "Aye".

12. **Discussion/Action** to approve the nomination and appointment to fill a vacancy on the Board of Directors of the Caldwell County Appraisal District. **Cost: None; Speaker: Judge Schawe; Backup: 3.**

Judge Schawe reads the item. Commissioner Roland says he would like to appoint Erica Torres, second by Commissioner Moses. All voting "Aye".

13. **Discussion/ Action** to approve the renewal of the County Resources Agency Information Services Agreement. **Cost: Not to exceed \$1525.00; Speaker: Judge Schawe; Backup: 22.**

Judge Schawe reads the item. So moved by Commissioner Moses, second by Commissioner Westmoreland. All voting "Aye".

16. **Discussion/Action** regarding acceptance of current Caldwell County Treasurer's (Ms. Lori Rangel) personal property furniture donation to the County. **Cost: None; Speaker: Judge Schawe / Danie Blake; Backup: 3.**

Danie Blake reviews Lori Rangel's donation. So moved by Commissioner Westmoreland, second by Commissioner Theriot. All voting "Aye".

COMMISSIONERS COURT MINUTES
Regular Meeting on December 10, 2018

17. **Discussion/Action** to approve Purchasing Agent's request to solicit a Request for Proposal (RFP) to County Wide Builders on the Texas Commission on Environmental Quality (TCEQ) 319 Permeable Paver Parking Lot Project. **Cost: None; Speaker: Judge Schawe / Danie Blake; Backup: 34.**

Danie Blake recommends County Wide Builders. So moved by Commissioner Westmoreland, second by Commissioner Theriot. Danie Blake answers questions from court members. All voting "Aye".

18. **Discussion/Action** regarding proceeding with the purchasing process for new county work vehicle for Michael Bittner (Code Investigator) at a maximum budget of \$40,000.00. **Cost: None; Speaker: Judge Schawe / Danie Blake; Backup: 10.**

Judge Schawe explains that he does not believe approval is necessary and asks for a motion to approve. Motion made by Commissioner Roland, second by Commissioner Moses. All voting "Aye".

19. **Discussion/Action** to approve the Purchasing Agent's request to compose Request for Bid (RFB) for the purchase of four (4) to six (6) motor graders for Caldwell County Unit Road Department with Certificate of Obligation funds. **Cost: None; Speaker: Judge Schawe / Danie Blake; Backup: 26.**

Court members, Donald LeClerc, Barbara Gonzales, and Danie Blake discuss the background of the request and what exactly to include in the RFB. Motion made by Commissioner Moses, second by Commissioner Theriot to go ahead and look for six. All voting "Aye".

14. **PUBLIC HEARING at 9:30** concerning the approval of a Final Plat for County Line Estates, Section Two to include 15 lots on approximately 16.998 acres fronting County Line Road (CR 172). **Cost: None; Speaker: Commissioner Roland /Kasi Miles; Backup: 7.**

Public Hearing starts at 9:32 a.m. and Kasi Miles opens the floor to anyone who would like to speak.

Randy Laney from Lytton Springs says it is important to have deed restrictions on these properties.

Sergio Lozano-Sanchez, a professional engineer on the project, thanks Kasi Miles, says there are very strict deed restrictions on the property, and discusses the home owners' association with Commissioner Moses.

Public Hearing closes at 9:39 a.m.

15. **Discussion/Action** to consider the approval of the Final Plat for County Line Estates, Section Two to include 15 lots on approximately 16.998 acres fronting County Line Road (CR 174). **Cost: None; Speaker: Commissioner Roland /Kasi Miles; Backup: 22.**

Kasi Miles and Sergio Lozano-Sanchez answer Commissioner Theriot's question. Motion made by Commissioner Roland, second by Commissioner Theriot. All voting "Aye".

SPECIAL PRESENTATION

Retirement and Service Appreciation Recognition of Elected Officials

Judge Schawe recognizes Judge Edward Jarrett, County Court at Law; Carol Holcomb, County Clerk; Judge Homer Horne, JP 2; and Terry Wright, Commissioner Pct. 1 and presents them plaques.

Judge DeLeon recognizes Lori Rangel, County Treasurer and presents her a plaque.

Karen McCrary recognizes Eddie Moses, Commissioner Pct. 1 and presents him a plaque.

Commissioner Roland recognizes County Judge, Kenneth Schawe and presents him a plaque.

- 20. Discussion/Action** approve Purchasing Agent's request to award the contract for RFP Administration/Professional Services for Community Development Block Grant Texas General Land Office (GLO-CDBG) funding to Langford Community Management Services. **Cost: None; Speaker: Judge Schawe / Danie Blake; Backup: 27.**

Danie Blake says that she and the selection committee recommend approval.

Motion made by Commissioner Theriot, second by Commissioner Westmoreland for approval of the Purchasing Agent's request to award contract for RFP Professional services to Langford Community Management Services. All voting "Aye".

- 21. Discussion/Action** regarding the awarding of the contract for Request for Proposal (RFP) Management Services for Hazard Mitigation Funding to Langford Community Management Services. **Cost: None; Speaker: Judge Schawe / Danie Blake; Backup: 24.**

Danie Blake says that she and the selection committee recommend approval.

Motion made by Commissioner Westmoreland, second by Commissioner Moses to approve item 21. All voting "Aye".

- 22. Discussion/Action** regarding the sealed bid on the selling of Caldwell County property #45648. **Cost: None; Speaker: Judge Schawe / Danie Blake; Backup: None.**

Danie Blake explains the option to auction the property as opposed to accepting sealed bids.

Motion made by Judge Schawe, second by Commissioner Moses to change that from a sealed bid to a public auction. Court members and Amanda Montgomery discuss the legality of the change. All voting "Aye".

COMMISSIONERS COURT MINUTES
Regular Meeting on December 10, 2018

23. **Discussion/Action** to approve the Purchasing Agent’s request to compose a Request for Proposal (RFP) for administration and professional services pertaining to Economic Development Administration and US Department of Agriculture grant funding. **Cost: None; Speaker: Judge Schawe / Danie Blake; Backup: None.**

Danie Blake, Commissioner Theriot, and Amanda Montgomery discuss the item.

Motion made by Commissioner Theriot, second by Commissioner Moses to approve the request to compose an RFP for administration and professional services pertaining to Economic Development Administration and US Department of Agriculture grant funding related to various economic development projects in the County. All voting “Aye”.

24. **Discussion/Action** to approve the Grant Writer’s request to compose an Interlocal Agreement between Caldwell County and the City of Lockhart for project management services pertaining to the development of the LoneStar AgriTech business enterprise. **Cost: None; Speaker: Judge Schawe / Dennis Engelke; Backup: None.**

Dennis Engelke and Danie Blake detail the agenda item and Judge Schawe says the item will be tabled until after the Executive Session.

SPECIAL PRESENTATION:

Judge Schawe recognizes Judge Ben Brady, JP 3 and presents him a plaque.

24. Judge Schawe asks for a motion to table item 24. So moved by Commissioner Theriot, second by Commissioner Westmoreland to table. All voting “Aye”.

25. **EXECUTIVE SESSION** pursuant to Sections 551.071, 551.072 and 551.087 of the Texas Government Code: consultation with counsel and deliberation regarding the purchase, exchange, lease, or value of real property along SH 130 in Caldwell County, Texas in support of the LoneStar AgriTech project as a part of a 2.5 million Economic Development Administration Grant. Possible action may follow in open court. **Cost: TBD; Speaker: Judge Schawe; Backup: None.**

Executive Session begins at 10:10 a.m.

In attendance are Commissioner Westmoreland, Commissioner Moses, Judge Schawe, Commissioner Theriot, Commissioner Roland, Amanda Montgomery, Matt Atwood, Petra Reyna, Rob Tobias, and Dennis Engelke.

Executive Session ends at 10:50 a.m. No action is taken.

COMMISSIONERS COURT MINUTES
Regular Meeting on December 10, 2018

24. **Discussion/Action** to approve the Grant Writer's request to compose an Interlocal Agreement between Caldwell County and the City of Lockhart for project management services pertaining to the development of the LoneStar AgriTech business enterprise. **Cost: None; Speaker: Judge Schawe / Dennis Engelke; Backup: None.**

Motion made by Commissioner Theriot, second by Commissioner Roland that we approve the Grant Writer's request to compose the Interlocal Agreement between Caldwell County and the City of Lockhart for project management. All voting "Aye".

26. **Adjournment.**

Judge Schawe asks for a motion to adjourn. So moved by Commissioner Moses, second by Commissioner Westmoreland. All voting "Aye".

Court adjourns at 10:53 a.m.

I, CAROL HOLCOMB, COUNTY CLERK AND EX OFFICIO CLERK OF THE COMMISSIONERS' COURT, do hereby certify that the foregoing contains a true and accurate record of the proceedings had by the Caldwell County Commissioners' Court on December 10, 2018.

Carol Holcomb

CAROL HOLCOMB, COUNTY CLERK AND EX OFFICIO
CLERK OF THE COMMISSIONERS' COURT OF
CALDWELL COUNTY, TEXAS

