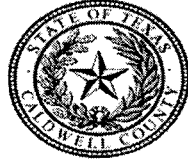


COMMISSIONERS COURT MINUTES
110 S. Main St. 2nd Floor, Lockhart, Texas
Regular Meeting June 11, 2018 9:00 a.m.



KEN SCHAWÉ	County Judge	TERRY WRIGHT	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 Roland says he rode in the Chisholm Trail Parade with Commissioners Court and the Democratic Party.

Commissioner Theriot says he commends the Chamber of Commerce for Chisholm Trail's changes and success. Judge Schawe announces Commissioner Theriot's first place award in the chili cook-off.

Commissioner Moses says he also rode in the Chisholm Trail parade with Commissioners Court and attended many budget workshops. He also gives details about the upcoming Watermelon Thump in Luling June 21st thru 24th and thanks Unit Road for their work in Precinct 2.

Commissioner Wright says he has attended multiple budget discussions/meetings, a CAPCOG Clean Air Commission briefing, and the Chisholm Trail parade where he rode with Commissioners Court. He says he placed 4th in the chili cook-off.

Judge Schawe says he attended a Workforce Solutions meeting and encourages businesses and job seekers to look into their services.

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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).

Colton Roberts details his Caldwell County 4-H participation, the assistance received from Wayne Morse, and his request that Commissioners Court budget for Wayne Morse to have a full-time position.

Fred Villanueva, a Martindale resident, says he would like Greenhouse Road to become a County Road, residence cannot keep up with repairs, and poor conditions include dust, flooding, and pot holes.

Alejandro Torres is a Martindale resident who says he agrees with Fred Villanueva and that he has been helping take care of the road for 35 years but needs help going forward.

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

1. **Approve payment of County invoices in the amount of \$372,752.85.**
2. **Ratify re-occurring County payments in the amount of:**
 - A. **\$ 299,044.96 (Payroll for 05/16/2018 - 05/31/2018)**
 - B. **\$ 88,026.30 (Payroll Tax for 05/16/2018 – 05/31/2018)**
 - C. **\$ 31,720.54 (Utilities)**
 - D. **\$ 187,130.30 (Department of Motor Vehicle Fees)**
 - E. **\$ 238,817.97 (Texas Motor Vehicle Sales/Use Tax and Surcharge)**
 - F. **\$ 17,693.31(Texas Motor Vehicle Registration Surcharge/Title Application Fees)**
 - G. **\$ 1,856.67 (Texas Boat and Boat Motor Sales and Use Tax Report)**
3. **Accept 2018-2019 Proposed Budget for the Asset Forfeiture Fund for the Caldwell County District Attorney's Office.**
4. **Accept the Proposed 2019 Appraisal District and Collection Budgets submitted by the Caldwell County Appraisal District.**
5. **Accept the 2017 US Form 990, Return of Organization Exempt from Income Tax, for Delhi Volunteer Fire Department for the tax year ending December 31, 2017.**
6. **Accept ESD financial reporting from Emergency Services District No. 3 (ESD #3) for Fiscal Year Ending September 30, 2017.**

Motion made by Commissioner Moses, second by Commissioner Wright to accept agenda items 1-6. All voting "Aye".

AGENDA ACTION ITEMS

7. **Discussion/Action** regarding the burn ban. **Cost: None; Speaker: Judge Schawe/Martin Ritchey; Backup: 4.**

Martin Ritchey recommends leaving the burn ban on. Motion made by Commissioner Roland, second by Commissioner Moses to leave the burn ban on. All voting "Aye".

8. **Discussion/Action** to consider adopting an order to regulate certain fireworks in the unincorporated areas of the county during the Fourth of July Fireworks period. **Cost: None; Speaker: Judge Schawe/Martin Ritchey; Backup: 2.**

Martin Ritchey explains that based on current weather conditions the court does not have jurisdiction to enact an order and that if conditions change an emergency order can be enacted.

No action is taken.

9. **Discussion/Action** to consider renewing a license agreement with Camp Gladiator for use of the Caldwell County Justice Center parking lot. **Cost: None; Speaker: Commissioner Wright; Backup: 4.**

Commissioner Wright introduces the agenda item and County Civil Attorney Jordan Powell explains the contract's renewal, that it is comparable to other contracts executed for County facilities, and answers questions from court members.

Motion made by Commissioner Wright, second by Commissioner Theriot to renew the license agreement with Camp Gladiator for use of the Caldwell County Justice Center parking lot. All voting "Aye"

10. **Discussion/Action** to execute the renewal of the Central Texas Alternative Dispute Resolution Services Agreement. **Cost: None; Speaker: Judge Schawe; Backup: 5.**

Jordan Powell says that District Court Judge Chris Schneider, County Court at Law Judge Edward Jarrett, and County Court at Law Judge-Elect Barbara Molina, all recommend approving another year and the court discusses agreement details.

Motion made by Commissioner Theriot, second by Commissioner Moses to execute the renewal of the Central Texas Alternative Dispute Resolution Services Agreement. All voting "Aye".

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- 11. Discussion/Action** to consider borrowing funds to meet needs of the County. **Cost: TBD; Speaker: Judge Schawe/Barbara Gonzales; Backup: 9.**

County Auditor Barbara Gonzales, Jennifer Ritter with Government Finance Officers Association, and court members discuss the County's borrowing options including some of the needs that have been presented, the time tables for different forms of borrowing, and that a published notice in a local paper is required for a bond loan.

Motion made by Commissioner Theriot to place the item on the next agenda to authorize initiation of that process which would include notice. Judge Schawe and Jordan Powell, Commissioner Moses, and Barbara Gonzales discuss the agenda item's wording, the bond loan's deadline, and how the money can be allocated. Second by Commissioner Wright. All voting "Aye".

- 12. Discussion/Action** regarding County IT Department and hiring IT consultant to review and discuss various needs of the County. **Cost: None; Speaker: Judge Schawe; Backup: None.**

Judge Schawe explains the agenda item and introduces IT Director Mark Hinnenkamp who says the consultant is needed along with clarity regarding what the County wants from their network.

Motion made by Commissioner Theriot, second by Commissioner Roland to authorize the judge to move forward to review hiring an IT consultant.

Mark Hinnenkamp and court members discuss county computer issues, equipment age, remote access, server locations, and backups. All voting "Aye".

- 13. Discussion/Action** to designate the Purchasing Agent to report to Commissioners Court. **Cost: None; Speaker: Judge Schawe; Backup: None.**

Court members and Jordan Powell discuss who appoints a Purchasing Agent, who that Purchasing Agent would report to, hiring a Purchasing Agent versus an assistant for Barbara Gonzales, and what the responsibilities of a Purchasing Agent would be. Barbara Gonzales prefers hiring a Purchasing Agent.

Recommendation made by Commissioner Theriot that we designate the Purchasing Agent to report to Commissioners Court. Jordan Powell, Barbara Gonzales, Commissioner Theriot, Judge Schawe, and Commissioner Wright recap the options for a Purchasing Agent and the pending motion.

Judge Schawe says the motion is to have the Purchasing Agent report to Commissioners Court. Second by Commissioner Wright. All voting "Aye".

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- 14. Discussion/Action** authorizing the County Judge to execute the Feral Hog Program Professional Services Agreement with Texas State Meadows Center for Water and Environment and authorizing the County Judge to execute the Interlocal Agreement by and between Caldwell County and Texas A&M AgriLife Extension Service for the Feral Hog Abatement Program. **Cost: None; Speaker: Judge Schawe/Nick Dornak; Backup: 19.**

Nick Dornak details the project including why it has been delayed, who all will be involved, the estimated costs, potential grant coverages, and the predicted timeline.

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

- 15. Discussion/Action** authorizing the County Judge to execute the Caldwell County Justice Center Low Impact Development Education Professional Services Agreement with Texas State Meadows Center for Water and the Environment. **Cost: None; Speaker: Judge Schawe/Jacque Thomas/Nick Dornak; Backup: 7.**

Nick Dornak explains the two tasks the agreement will focus on along with the estimated cost to the County.

Motion made by Commissioner Roland, second by Commissioner Moses to approve item 15. All voting "Aye".

- 16. Discussion/Action** to execute the Department of State Health Services Vital Statistics Section Remote Birth Access contract and HHS Enterprise Data Use Agreement. **Cost: None; Speaker: Judge Schawe; Backup: 34.**

County Clerk Carol Holcomb confirms that this is an annual renewal and Judge Schawe asks for a motion to approve. So moved by Commissioner Moses, second by Commissioner Theriot. All voting "Aye".

- 17. Discussion/Action** regarding the Caldwell County Texas Capital Funds Committee's selection of a Grant Administrator for the Texas Capital Fund (TCF) grant program. **Cost: TBD; Speaker: Commissioner Theriot/Jacque Thomas; Backup: 1.**

County Engineer Jacque Thomas explains the process for selecting Grant Works and Commissioner Theriot discusses the Grant Committee's part in the selection and details regarding Texas Capital Fund (TCF) grant.

Commissioner Theriot says he is recommending Grant Works. Judge Schawe confirms that he is making a motion. Second by Commissioner Wright. All voting "Aye".

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18. **Discussion/Action** regarding process for County acceptance of ownership and maintenance on Greenhouse (private) Road. **Cost: TBD; Speaker: Commissioner Theriot; Backup: None.**

Commissioner Theriot explains the agenda item and that he does not recommend the County take the road over, but that it be assessed according to the County's Development Ordinance and the residence given their options. He asks for the County Engineer and the Unit Road Supervisor to provide those estimates.

County Engineer Jacque Thomas, Unit Road Administrator Donald LeClerc, and court members discuss property owners' involvement, potential costs to bring Greenhouse Road up to a safe standard and/or the Subdivision Ordinance's standard, that many private roads in the county have issues, and how surveyors and engineers would be reimbursed.

Motion made by Commissioner Theriot, second by Commissioner Wright to authorize preparation of an estimate for bringing Greenhouse Road to a gravel and paved standard. Commissioner Theriot, Commissioner Wright, and Judge Schawe vote in favor. Commissioner Roland and Commissioner Moses vote against. Motion passes.

19. **EXECUTIVE SESSION** pursuant to Sections 551.071 and 551.087 of the Texas Government Code: consultation with counsel and deliberation regarding economic development negotiations associated with Economic Development Administration (EDA) Grant Projects. Possible action may follow in open court. **Cost: TBD; Speaker: Commissioner Theriot/Mike Kamerlander; Backup: None.**

Executive Session begins at 10:44 a.m.

Commissioner Wright, Commissioner Moses, Judge Schawe, Commissioner Theriot, Commissioner Roland, Judy Langford, David Legere, and Jordan Powell are all present.

The Session concludes at 11:09 and no action is taken.

20. **Discussion/Action** to authorize the County Judge to submit Economic Development Administration (EDA) Grants related to economic development. **Cost: TBD; Speaker: Commissioner Theriot; Backup: None.**

The court passes on the item.

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21. Adjournment.

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

Court adjourns at 11:09 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 June 11, 2018.

Carol Holcomb

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

