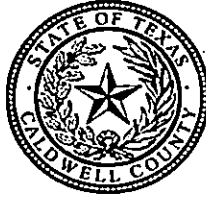


COMMISSIONS COURT MINUTES
110 S Main St. 2nd Floor, Lockhart, Texas
Commissioners Court May 11, 2021 9:00 a.m.



HOPPY HADEN County Judge
TERESA RODRIGUEZ County Clerk

B.J. WESTMORELAND Commissioner Pct. 1
BARBARA SHELTON Commissioner Pct. 2
ED THERIOT Commissioner Pct. 3
JOE IVAN ROLAND Commissioner Pct. 4

Call Meeting to Order

Judge Haden calls meeting to order at 9:00 a.m.

Invocation.

Commissioner Roland 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 Haden leads all present in the pledge to both flags.

Announcements. Items or comments from Court members or staff.

Ezzy Chan Executive Assistant reminds everyone that Budgets were sent out and need to be completed and appointments will be set. Cyber Security Training needs to be completed.

Dennis Engelke Grants Administrator reports he participated in the White House Treasury briefing for the American Rescue Fund, briefly explains the guidelines and use for the funds.

Commissioner Shelton commends the success of the Cinco De Mayo Celebration and was thankful for having a COVID-19 vaccination booth available.

Commissioner Roland and Judge Haden commend the Hispanic Chamber of Commerce for a great job of organizing the Cinco De Mayo Event.

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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). Citizens' Comments may be submitted to the Court by using the form found at:
<http://www.co.caldwell.tx.us/page/caldwell.CommissionersCourtForm>

Linda Hinkle asks to speak on Item 24.

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

1. **Approve payment of the following County invoices and County Purchase Orders \$256,904.76**
2. **Ratify re-occurring County Payments:**
 - A. **\$324,361.61 (Payroll 4/11/2021 – 4/24/2021)**
 - B. **\$95,904.87 (Payroll Tax 4/11/2021 – 4/24/2021)**
3. **Approve renewal bond #64656404 for Amy Horne**
4. **Accept the State Quarterly Tax Reports**
5. **Accept Code Enforcement Report for March 2021**
6. **Accept Indigent Burial Report for April 2021**
7. **Accept Asset Forfeiture Local Agreement between Texas Department of Public Safety and the Caldwell County District Attorney's Office**
8. **Accept Budget Amendment # 52 for County Court at Law, Court Administrator**

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland that we approve the Consent Agenda. All voting "Aye".

MOTION APPROVED.

DISCUSSION/ACTION ITEMS:

9. **Discussion/Action regarding the burn ban. Speaker: Judge Haden/ Hector Rangel; Backup: 3; Cost: None**

Hector Rangel Chief EMC recommends keeping the Burn Ban off.

Motion made by Commissioner Roland, seconded by Commissioner Theriot to keep the Burn Ban off. All voting "Aye".

MOTION APPROVED.

Judge Haden announces that LCRA and Bluebonnet presented grants to McMahan Fire Department for \$20,000.00 and to the Caldwell County Fire Chief Association \$50,000.00 along with other monies raised, a Fire Training Facility will be built at Mid County Station to be used by all-volunteer departments.

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10. Discussion/Action to consider Proclamation Authorizing May 2021 as Older Americans Month.
Speaker: Commissioner Shelton; Backup: 2; Cost: None

Commissioner Shelton read the Proclamation Authorizing May 2021 as Older Americans Month.

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland to approve Proclamation just read. All voting "Aye".

MOTION APPROVED.

11. Discussion/Action to consider Resolution 28-2021, authorizing the County Judge to execute an Interlocal Cooperation Agreement between Caldwell County and the City of Lockhart for subdivision regulation within the extraterritorial jurisdiction of the City of Lockhart. **Speaker: JJ Wells; Backup: 10; Cost: None.**

J.J. Wells Assistant Criminal District Attorney introduced Resolution 28-2021. Commissioner Theriot and Commissioner Shelton asks for clarification and Commissioner Westmoreland thanks J.J. Wells for working on this project. Judge Haden read Resolution 28-2021.

Motion made by Commissioner Westmoreland, seconded by Commissioner Shelton to approve Resolution 28-2021, authorizing the County Judge to execute an Interlocal Cooperation Agreement between Caldwell County and the City of Lockhart for subdivision regulation within the extraterritorial jurisdiction of the City of Lockhart. All voting "Aye".

MOTION APPROVED.

12. Discussion/Action to consider Budget Amendment #49 to move money from line item (001-6000-0940) Reimbursed Revenue to (001-2140-4810) Training from TAC refund for Tax Assessor-Collector Darla Law. **Speaker: Judge Haden/ Barbara Gonzales; Backup: 5; Cost: Net Zero**

Motion made by Commissioner Theriot, seconded by Commissioner Roland to approve Budget Amendment 49 to move money from line item (001-6000-0940) Reimbursed Revenue to (001-2140-4810) Training from TAC refund for Tax Assessor-Collector Darla Law. All voting "Aye".

MOTION APPROVED.

13. Discussion/Action to consider Budget Amendment #50 to move money from line item (001-4300-3130) Operating Supplies to (001-4300-5310) Machinery & Equipment for the procurement of vest for County Sheriff's. **Speaker: Judge Haden/ Barbara Gonzales; Backup: 3; Cost: None**

Motion made by Commissioner Roland, seconded by Commissioner Westmoreland to approve Budget Amendment 50 to move money from line item (001-4300-3130) Operating Supplies to (001-4300-5310) Machinery & Equipment for the procurement of vest for County Sheriff's. All voting "Aye".

MOTION APPROVED.

14. Discussion/Action to consider Budget Amendment #51 to move money from line item (001-6000-0940) Reimbursed Revenue to (001-6560-4810) Training from TAC refund for County Judge Haden's Conference. **Speaker: Judge Haden/ Barbara Gonzales; Backup: 6; Cost; Net Zero**

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland to approve Budget Amendment 51 to move money from line item (001-6000-0940) Reimbursed Revenue to (001-6560-4810) Training from TAC refund for County Judge Haden's Conference. All voting "Aye".
MOTION APPROVED.

15. Discussion/Action to consider Budget Amendment #53 referencing Coronavirus Relief Funds in the amount of \$937,948. Transferring the funds into the General Fund. **Speaker: Judge Haden/ Barbara Gonzales; Backup: 28; Cost: Net Zero**

Myra Sanchez First Assistant Auditor explains the transfer and allocations into the General Fund.

Motion made by Commissioner Theriot, seconded by Commissioner Shelton to approve Budget Amendment #53 referencing Coronavirus Relief Funds in the amount of \$937,948. Transferring the funds into the General Fund. All voting "Aye".
MOTION APPROVED.

16. Discussion/Action to consider Budget Amendment #54 for FY 2019 and FY 2020 for Juvenile Probation Reimbursing Caldwell County \$404,144.00. **Speaker: Judge Haden/ Barbara Gonzales; Backup: 6; Cost: Net Zero**

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland to approve Budget Amendment 54 for FY 2019 and FY 2020 for Juvenile Probation Reimbursing Caldwell County \$404,144.00. All voting "Aye".
MOTION APPROVED.

17. Discussion/Action to consider Budget Amendment #55 move money from Contingency (001-6510-4860) to Dues and Subscriptions (001-6560-3050) for upcoming conferences. **Speaker: Judge Haden/ Barbara Gonzales; Backup: 7; Cost: Net Zero**

Motion made by Commissioner Roland, seconded by Commissioner Shelton to approve Budget Amendment 55 move money from Contingency ((001-6510-4860) to Training (001-6560-4810) for upcoming conferences. All voting "Aye".
MOTION APPROVED.

18. Discussion/Action to appoint William Damen, a Luling resident, to the Plum Creek Conservation District Board. **Speaker: Judge Haden; Backup: 2; Cost: None**

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland to appoint William Damen, a Luling resident, to the Plum Creek Conservation District Board. All voting "Aye"
MOTION APPROVED.

19. Discussion/Action seeking permission to submit an application to the Bulletproof Vest Partnership Program to acquire bulletproof vests for County law enforcement personnel. **Speaker: Judge Haden/ Dennis Engelke; Backup: 2; Cost: \$9,912.00**

Dennis Engelke Grants Administrator request permission to submit application to the Bulletproof Vest Partnership Program.

Motion made by Commissioner Shelton, seconded by Commissioner Theriot to submit an application to the Bulletproof Vest Partnership Program to acquire bulletproof vests for County law enforcement personnel. All voting "Aye".
MOTION APPROVED.

20. Discussion/Action to consider solicitation of request for proposals (RFP) of medical services for inmates of Caldwell County Jail. **Speaker: Judge Haden/ Danie Blake; Backup: 27; Cost: None**

Danie Blake Purchasing Agent request permission to consider proposals for (RFP) medical services for inmates of Caldwell County Jail.

Motion made by Commissioner Westmoreland, seconded by Commissioner Roland to approve solicitation of request for proposals (RFP) of medical services for inmates of Caldwell County Jail. All voting "Aye".
MOTION APPROVED.

21. Discussion/Action to consider execution of a contract for engineering services for T.W.D.B. Caldwell County Flood Protection Planning Study. **Speaker: Judge Haden/ Danie Blake; Backup: 59; Cost: None**

Commissioner Theriot recused himself from the court room.

Danie Blake Purchasing Agent request to execute contract for engineering services for T.W.D.B. Caldwell County Flood Protection Planning Study.

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland to execute a contract for engineering services for T.W.D.B. Caldwell County Flood Protection Planning Study. All voting "Aye".
MOTION APPROVED.

Commissioner Theriot returns to court room.

22. Discussion/Action to consider execution of a construction contract for Caldwell County GLO CDBG Harvey Infrastructure between Caldwell County and WJC Constructors. **Speaker: Judge Haden/ Danie Blake; Backup: 182**

Danie Blake Purchasing Agent request to execute a construction contract for Caldwell County GLO CDBG Harvey Infrastructure between Caldwell County and WJC Constructors. Handouts were provided to court. Commissioner Shelton states the contract needs correcting.

Motion made by Commissioner Westmoreland, seconded by Commissioner Theriot to execute a construction contract with corrections for Caldwell County GLO CDBG Harvey Infrastructure between Caldwell County and WJC Constructors. 4 voting "Aye". Commissioner Shelton oppose.
MOTION APPROVED.

23. Discussion/Action to consider the recommendation for County Wide Polling Places Advisory Committee. **Speaker: Judge Haden/ Kimber Daniel; Backup: None; Cost: None**

Kimber Daniel Election Administrator request the nominees for the County Wide Polling Places Advisory Committee. Judge Haden commends the staff with the progress made in the Elections office. Commissioner Westmoreland nominates Allison Smith. Judge Haden states they will meet Monday May 17th for Commissioners nominees.

Motion to table Item 23, by Commissioner Roland, seconded by Commissioner Theriot to consider the recommendation for County Wide Polling Places Advisory Committee. All voting "Aye".
MOTION TO TABLE APPROVED.

24. Discussion/Action to consider variance request for subdivision on Grapevine Trail. **Speaker; Commissioner Westmoreland/ JJ Wells; Backup: None; Cost: None**

J.J. Wells Assistant Criminal District Attorney discussed the variance request for Grapevine Trail subdivision. Candace Phillips, Floyd (Tinker) Wilhem and Linda Hinkle voice concerns with variance. Handouts were provided to court.

Motion made to table Item 24 by Commissioner Westmoreland, seconded by Commissioner Roland to consider variance request for subdivision on Grapevine Trail.

Motion made by Commissioner Theriot, Commissioner Westmoreland, Commissioner Roland, Judge Haden to table Item 24. Commissioner Shelton Nay.
MOTION TO TABLE APPROVED.

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25. Discussion/Action to ratify an Administration/Professional Services Contract between Langford Community Management Services, Inc. and Caldwell County for services rendered to the Texas Water Development Board "Caldwell County Flood Protection Planning Study grant. **Speaker: Judge Haden/ Dennis Engelke; Backup: 10; Cost: None**

Dennis Engelke Grants Administrator request to re-ratify an Administration/Professional Services Contract.

Motion made by Commissioner Westmoreland, seconded by Commissioner Shelton to re-ratify an Administration/Professional Services Contract between Langford Community Management Services, Inc. and Caldwell County for services rendered to the Texas Water Development Board Caldwell County Flood Protection Planning Study grant. All voting 'Aye'.

MOTION APPROVED.

26. Adjournment.

Motion made by Commissioner Shelton, seconded by Commissioner Theriot that we adjourn. All voting "Aye". Court adjourns at 10:21 a.m.

I, TERESA RODRIGUEZ, 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 May 11, 2021.



Teresa Rodriguez

TERESA RODRIGUEZ, COUNTY CLERK AND EX OFFICIO
CLERK OF THE COMMISSIONERS' COURT OF
CALDWELL COUNTY, TEXAS