

COMMISSIONS COURT MINUTES
110 S Main St. 2nd Floor, Lockhart, Texas
Commissioners Court January 12th, 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.

Hector Rangel provides COVID-19 updates and reports more test sites to be planned. Announced that DSHS came into County and administrated vaccine shot to first responders. Judge Haden added that a vaccine rollout for the public is coming soon.

Dolores Garcia reads a letter pertaining to Item 7 of the agenda on the behalf of the Caldwell County Clerk, Teresa Rodriguez.

JJ.Wells extends thanks to Ezzy and Kristiana for working on County Website tab to submit public information requests.

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>

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Face coverings are required when inside the building except as provided by Executive Order GA-29. The meeting will be broadcast over the internet and may be viewed at <http://www.co.caldwell.tx.us/page/caldwell.CommissionersCourtLive-OnDemand>

Colonel Fredrick Wiegand II, resident of Caldwell County, spoke about County road 220.

Jordan Buckley spoke on removal of Confederate Monument on the Courthouse lawn.

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

1. **Approve payment of County invoices and County Purchase Orders for in the amount of \$415,897.28; Backup: 17**
2. **Ratify re-occurring County Payments:**
 - A. **\$325,411.71 (Payroll 12/06/2020 – 12/19/2020)**
 - B. **\$96,097.85 (Payroll Tax 12/06/2020 – 12/19/2020)**
 - C. **\$144,491.07 DMV Remittance**
 - D. **\$464,523.69 Comptroller DMV**
 - E. **\$736.25 Comptroller Boat**
3. **To accept the December 2020 Indigent Burial Report**
4. **To approve Caldwell County Employee Travel Expense Form for FY 2021.**
5. **To approve Caldwell County Employee Request Mileage Reimbursement Form for FY 2021**

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

14. **Discussion/Action to consider Davis Kaufman, PLLC's proposal to represent Caldwell County on matters relating to monitoring legislative and regulatory activities during the 87th session of the Texas Legislature. Speaker: Judge Haden; Backup: 4; Cost: \$36,000.00**

Denise Davis, representative of Davis & Kaufman introduces herself with a brief summary of her qualifications. Judge Haden suggests considering engaging Davis & Kaufman PLLC to regulate drafts for the County. So moved by Commissioner Theriot, second by Commissioner Roland. All voting "Aye".

SPECIAL PRESENTATION

- To present a Certificate for Lockhart ISD, Luling ISD Student of the Year.

Judge Haden presents Dimitra Poulos of Luling ISD and Jackie Edwards Jr. of Lockhart ISD with a certificate in recognition as 2020 Caldwell County Students of the Year.

Discussion/Action Items:

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

Hector Rangel recommends leaving the burn ban off. Motion made by Commissioner Roland, second by Commissioner Theriot. All voting "Aye".

7. **Discussion/Action** to approve the Caldwell County Cash Handling Policy. **Speakers: Judge Haden/ Barbara Gonzales; Backup: 8; Cost: None**

Judge Haden requests to table item 7 for the next Commissioner Court meeting. So moved by Commissioner Shelton, second by Commissioner Westmoreland. All voting "Aye".

8. **Discussion/Action** to approve payment for non-compliant Holt Cat invoice made by Unit Road. **Speakers: Judge Haden/ Danie Blake; Backup: 3; Cost: \$624.78**

Danie Blake requests to approve payment for non-compliant Holt Cat invoice and reads memorandum explaining procedures. So moved by Commissioner Westmoreland, second by Commissioner Shelton. All voting "Aye".

9. **Discussion/Action** to approve ratification of Colorado Material invoices that were made for Unit Road Projects that are funded by CTIF grant money. **Speakers: Judge Haden/ Danie Blake; Backup: 24; Cost: \$259,222.96**

Danie Blake requests ratification of Colorado Material invoices. So moved by Commissioner Theriot, second by Commissioner Roland. All voting "Aye".

10. **Discussion/Action** to approve REQ00692 to be generated into a blanket purchase order for the radio services provided by the City of Lockhart. **Speakers: Judge Haden/ Danie Blake; Backup: 4; Cost: \$133,000.00**

Danie Blake requests REQ00692 to be generated into a blanket purchase order. So moved by Commissioner Shelton, second by Commissioner Westmoreland. All voting "Aye".

11. **Discussion/Action** to approve REQ00701 to be generated into a blanket purchase order in the amount of \$80,000 for overage charges to Southern Health Partners for Caldwell County Jail for cost pool limitations. **Speaker: Judge Haden/ Danie Blake; Backup: 3; Cost: \$80,000.00**

Danie Blake requests REQ00701 to be generated into a blanket purchase order for Southern Health Partners. So moved by Commissioner Westmoreland, second by Commissioner Shelton. All voting "Aye".

12. **Discussion/Action** to approve RFP 21CCP01P for PREA Auditor Services for Caldwell County Jail. **Speaker: Judge Haden/ Danie Blake; Backup: 34; Cost: None**

Danie Blake requests approval of PREA Auditor Services. So moved by Commissioner Theriot, second by Commissioner Roland. All voting "Aye".

13. **Discussion/Action** to approve RFP 20-065-020-C066 GLO Harvey CDBG-DR Infrastructure Project. **Speaker: Judge Haden/Danie Blake; Backup: 162; Cost: None.**

Danie Blake requests approval for Infrastructure Project, with correction RFB not RFP. So moved by Commissioner Westmoreland, second by Commissioner Shelton. All voting "Aye".

15. **Discussion/Action** regarding interjurisdictional administration of the Farmers Market. **Speaker: Judge Haden; Backup: 2; Cost: None**

Jennifer Bauman, President of the Farmers Market, addressed the court about the suggestions made toward the Farmers Market. Judge Haden reads an email recapping farmers market discussion along with suggestions and requests to have J.J. Wells draft a contract. Motion made by Commissioner Westmoreland, second by Commissioner Theriot. All voting "Aye".

16. **Discussion/Action** to consider a 30-day extension or discuss recommendation to award HCS Inc. General Contractor for the Removal, Relocation and Re-Stabilization for Caldwell County Confederate Monument Project. **Speaker: Judge Haden/ Danie Blake; Backup: 58; Cost: \$29,600.00**

Danie Blake speaks on consideration of awarding HCS Inc. as contractor for Removal, Relocation and Re-Stabilization for Caldwell County Confederate Monument Project. Motion made by Commissioner Theriot, second by Commissioner Roland. All voting "Aye".

17. **Discussion/Action** to appoint Judge Pro Tem of the Caldwell County Commissioners Court for the calendar year 2021 per section 2.04 of the Caldwell County Commissioners Court Rules of Procedure, Conduct and Decorum. **Speaker: Judge Haden; Backup: 2; Cost; None**

Judge Haden requests to appoint Commissioner B.J. Westmoreland as Judge Pro Tem for 2021. Motion made by Commissioner Shelton, second by Commissioner Theriot. All voting "Aye".

18. **Discussion/Action** to approve agreement for Alternative Dispute Resolution Services between Caldwell County and Central Texas Alternative Dispute Resolutions, Inc. **Speakers: Judge Haden/ JJ Wells; Backup: 6; Cost: None**

Martha Joyce, Director for Central Texas Dispute Resolution Center, talks about the program. Judge Haden requests approval of agreement with Central Texas Alternative Dispute Resolution Inc, for services to Caldwell County. So moved Commissioner Shelton, second by Commissioner Westmoreland. All voting "Aye".

19. **Discussion/Action** to consider resolution 09-2021, amending the COVID-19 Administrative Leave pay policy. **Speakers: Judge Haden/ JJ Wells/ Barbara Gonzales; Backup: 5; Cost: TBD**

Judge Haden reads resolution 09-2021 amending COVID-19 Administrative Leave pay policy and extending to 3-31-2021. So moved by Commissioner Westmoreland, second by Commissioner Roland. All voting "Aye".

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- 20. Discussion/Action** to approve Resolution 10-2021 amend the Professional Service Agreement with Doucet & Associates regarding compensation for Caldwell County Engineer Services. **Speaker: Judge Haden/ Danie Blake, Backup: 3; Cost: None**

Commissioner Theriot recused himself from the court room.

Judge Haden reads amended Resolution 10-2021 and requests compensation agreement with Doucet & Associates for Caldwell County Engineer Services. So moved by Commissioner Westmoreland, second by Commissioner Roland. All voting "Aye".

- 21. Discussion/Action** to accept the awarding of \$200,000.00 "County Essential Services Grant" from the Criminal Justice Division of the Office of the Governor to help defray prosecution cost for a Capital Murder Trial. **Speaker: Judge Haden/ Dennis Engelke; Backup:6; Cost: None**

Commissioner Theriot returned to court room.


Dennis Engelke requests to accept the award of \$200,000.00 County Essential Services Grant. So moved by Commissioner Shelton, second by Commissioner Theriot. All voting "Aye".

- 22. Adjournment.**

Motion made by Commissioner Shelton, second by Commissioner Westmoreland that we adjourn. All voting "Aye". Court adjourns at 10:24 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 January 12, 2021




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