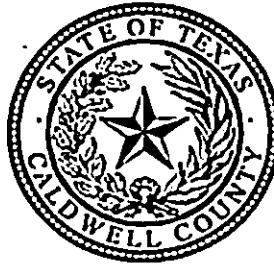


COMMISSIONERS COURT MINUTES
110 S Main St. 2nd Floor, Lockhart, Texas
Commissioners Court September 28, 2021 9:00 a.m.



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.

Commissioner Westmoreland congratulates the Lockhart Education Foundation on a successful fund raising tournament.

Commissioner Theriot participated in the Caldwell County Coastal Classic Fishing Tournament in Port O'Conner.

Commissioner Roland attended the Farmers Market on the square.

Kimber Daniel, Elections Administrator announces open house at the Elections Office for National Voter Registration Day from 1:00 p.m. to 5:00 p.m. refreshments will be provided, the Library will have an event for voter registration.

COMMISSIONERS COURT MINUTES
Regular Meeting September 28, 2021 9:00 a.m

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>

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

1. **Approve payment of County invoices and County Purchase Orders: \$393,871.26**
2. **Ratify re-occurring County Payments:**
 - A. **\$325,228.40 (Payroll 8/29/2021 – 9/11/2021)**
 - B. **\$96,912.23 (Payroll Tax 8/29/2021 – 9/11/2021)**
 - C. **\$360,470.94 (DMV Remittance)**
 - D. **\$480,952.30 (DMV Comptroller)**
 - E. **\$1,719.21 (TPWD Comptroller)**
3. **To approve the Bond #62926227 for Donald LeClerc Road Administrator**
4. **To approve the Bond #63823170 for Dennis Engelke Grant Writer**
5. **To approve the Bond #63823158 for Danielle Blake Purchasing Agent**

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland to approve Consent Agenda. All voting "Aye"
MOTION APPROVED.

DISCUSSION/ACTION ITEMS:

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

Hector Rangel, Chief EMC recommends to keep Burn Ban on.
Motion made by Commissioner Roland, seconded by Commissioner Theriot. All voting "Aye".
MOTION APPROVED.

7. **Discussion/Action** to consider the approval of FY 2021-2022 Budget. **Speaker: Judge Haden/ Barbara Gonzales/ Ezzy Chan; Backup: 58; Cost: None**

Commissioner Shelton thanks everyone for working on the budget.
Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland to approve the FY 2021-2022 Budget. All voting "Aye".
MOTION APPROVED.

- 8. Discussion/Action** to consider Resolution 45-2021, authorizing the County Judge to execute a service agreement with Connected Nation to assess broadband needs, assist with the development of a Request for Proposals (RFP) and evaluate RFP responses. **Speaker: Judge Haden; Backup: 5; Cost: \$49,500.00**

Resolution 45-2021 is read.

Motion made by Commissioner Theriot, seconded by Commissioner Roland to approve the County Judge to execute a service agreement with Connected Nation to assess broadband needs, assist with the development of a Request for Proposals (RFP) and evaluate RFP responses. All voting "Aye".

MOTION APPROVED.

- 9. Discussion/Action** to consider Resolution 46-2021, consenting to assignment of interests under a Development Agreement between Caldwell County and K Marcos, LLC. **Speaker: Judge Haden/ JJ Wells; Backup: 4; Cost: None**

Resolution 46-2021 is read.

Motion made by Commissioner Theriot, seconded by Commissioner Westmoreland to approve Resolution 46-2021, consenting to assignment of interests under a Development Agreement between Caldwell County and K Marcos, LLC. All voting "Aye".

MOTION APPROVED.

- 10. Discussion/Action** to consider Resolution 47-2021 to adopt the Caldwell County Investment Policy. **Speaker: Judge Haden/ Barbara Gonzales/ Angela Rawlinson; Backup: 19; Cost: None.**

Angela Rawlinson, County Treasurer explains the Caldwell County Investment policy and recommends no changes at this time. Resolution 47-2021 is read.

Motion made by Commissioner Westmoreland, seconded Commissioner Shelton to approve Resolution 47-2021 to adopt the Caldwell County Investment Policy. All voting "Aye".

MOTION APPROVED.

- 11. Discussion/Action** to consider Budget Amendment #93 to transfer money from Operating Supplies (002-1103-3135) to Operating Supplies (002-1101-3130) and Uniforms (002-1101-3140) to complete end of FY 2021 Cintas Uniforms Invoice. **Speaker: Judge Haden/ Barbara Gonzales; Backup: 28; Cost: Net Zero**

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland to approve Budget Amendment 93 to transfer money from Operating Supplies (002-1103-3135) to Operating Supplies (002-1101-3130) and Uniforms (002-1101-3140) to complete end of FY 2021 Cintas Uniforms Invoice. All voting "Aye".

MOTION APPROVED.

COMMISSIONERS COURT MINUTES
Regular Meeting September 28, 2021 9:00 a.m

- 12. Discussion/Action** to consider Budget Amendment #94 to transfer money from Dues & Subscriptions (001-6590-3050), Advertising (001-6590-4310), and Training (001-6590-4810) to Office Supplies (001-6590-3110) and Machinery & Equipment to order furniture for new assistant. **Speaker: Judge Haden/ Barbara Gonzales; Backup: 12; Cost: Net Zero**

Motion made by Commissioner Theriot, seconded by Commissioner Roland to approve Budget Amendment 94 to transfer money from Dues & Subscriptions (001-6590-3050), Advertising (001-6590-4310), and Training (001-6590-4810) to Office Supplies (001-6590-3110) and Machinery & Equipment to order furniture for new assistant. All voting "Aye".

MOTION APPROVED.

- 13. Discussion/Action** to consider Budget Amendment #95 to transfer money from Utilities (001-4310-4410) and (001-4310-5310) Machinery & Equipment to (001-4310-4110) Professional Services and (001-4310-4851) Vehicle Leases to finish the end of the FY 2021 Southern Health Partners and Enterprise. **Speaker: Judge Haden/ Barbara Gonzales; Backup: 2; Cost: Net Zero**

Motion made by Commissioner Roland, seconded by Commissioner Shelton to approve Budget Amendment 95 to transfer money from Utilities (001-4310-4410) and (001-4310-5310) Machinery & Equipment to (001-4310-4110) Professional Services and (001-4310-4851) Vehicle Leases to finish the end of the FY 2021 Southern Health Partners and Enterprise. All voting "Aye".

MOTION APPROVED.

- 14. Discussion/Action** to consider the payment for Enterprise invoice #2682 in the amount of \$39,634.89. **Speaker: Judge Haden/ Danie Blake; Backup: 11. Cost: \$39,634.89**

Motion made by Commissioner Westmoreland, seconded by Commissioner Theriot to approve payment for Enterprise invoice #2682 in the amount of \$39,634.89. All voting "Aye".

MOTION APPROVED.

- 15. Discussion/Action** to consider the Purchase Order for REQ01183 for engineer services by American Structurepoint on the SH 142 Project. **Speaker: Judge Haden/Danie Blake; Backup: 49; Cost: \$500,000.00**

Motion made by Commissioner Theriot, seconded by Commissioner Shelton to approve the Purchase Order for REQ01183 for engineer services by American Structurepoint on the SH 142 Project. All voting "Aye".

MOTION APPROVED.

- 16. Discussion/Action** to consider the contract between Ben Courtney and Caldwell County for the Clock Tower Maintenance. **Speaker: Judge Haden; Backup: 2; Cost: None**

COMMISSIONERS COURT MINUTES
Regular Meeting September 28, 2021 9:00 a.m

Motion made by Commissioner Westmoreland, seconded by Commissioner Roland to approve the contract between Ben Courtney and Caldwell County for the Clock Tower Maintenance. All voting "Aye".
MOTION APPROVED.

17. Discussion/Action to consider the approval to pay the annual renewal cost for Caldwell County Clock tower Contract. **Speaker: Judge Haden/ Danie Blake; Backup: 3; Cost: \$2,600.00**

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland to approve the annual renewal cost for Caldwell County Clock tower Contract. All voting "Aye".
MOTION APPROVED.

18. Discussion/Action to consider the approval to order a chip spreader and oil truck from Cooper Equipment in the amount of approximately \$715,647.00 through Buyboard with American Rescue Plan Fund. **Speaker: Judge Haden/ Danie Blake; Backup: 14; Cost: \$715,647.00**

Motion made by Commissioner Theriot, seconded by Commissioner Shelton to approve the order for chip spreader and oil truck from Cooper Equipment in the amount of approximately \$715,647.00 through Buyboard with American Rescue Plan Fund. All voting "Aye".
MOTION APPROVED.

19. Discussion/Action to consider the approval to order mowing tractors (2x) & shredders from CASE in the amount of approximately \$284,144.00 through Sourcewell with American Rescue Plan Funds. **Speaker: Judge Haden/ Danie Blake; Backup: 26; Cost: \$284,144.00**

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland to approve the order for mowing tractors (2x) & shredders from CASE in the amount of approximately \$284,144.00 through Sourcewell with American Rescue Plan Funds. All voting "Aye".
MOTION APPROVED.

20. Discussion/Action to consider the approval of an Interlocal Cooperation Contact between Caldwell County and Texas State University's Texas School Safety Center for an \$18,000 grant to conduct the Tobacco Enforcement Program. **Speaker: Judge Haden/ Dennis Engelke; Backup: 9; Cost: None**

Motion made by Commissioner Westmoreland, seconded by Commissioner Shelton to approve of an Interlocal Cooperation Contact between Caldwell County and Texas State University's Texas School Safety Center for an \$18,000 grant to conduct the Tobacco Enforcement Program. All voting "Aye".
MOTION APPROVED.

21. Discussion/Action to consider the approval of a donation request from Night in Old Luling. **Speaker: Judge Haden; Backup: 3; Cost: TBD**

COMMISSIONERS COURT MINUTES
Regular Meeting September 28, 2021 9:00 a.m

Motion made by Commissioner Shelton, seconded by Commissioner Theriot to approve \$500 dollar donation to Night in Old Luling with special circumstance. All voting "Aye".
MOTIVE APPROVED.

22. Discussion/Action to consider the Amendment 1 to Capital Area Council of Governments Interlocal Agreement of 9-1-1 Geographic Information System Database Management. **Speaker: Judge Haden; Backup: 23; Cost: None**

Motion made by Commissioner Theriot, seconded by Commissioner Roland to approve the Amendment 1 to Capital Area Council of Governments Interlocal Agreement of 9-1-1 Geographic Information System Database Management. All voting "Aye".
MOTION APPROVED.

23. Discussion/Action to consider moving the October 12, 2021 Commissioners Court date due to training. **Speaker: Judge Haden; Backup: 1; Cost: None**

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland to approve moving the October 12, 2021 Commissioners Court date to Monday, October 11, 2021 due to training. All voting "Aye".
MOTION APPROVED.

24. Discussion/Action to consider approving the appoint Presiding and Alternate Election Judges for one-year terms to begin September 1, 2021 or for one election to be held on November 2, 2021. **Speaker: Judge Haden/ Kimber Daniel; Backup: 2; Cost: None**

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland to approve the appoint Presiding and Alternate Election Judges for one-year terms to begin September 1, 2021 or for one election to be held on November 2, 2021. All voting "Aye".
MOTION APPROVED.

25. Discussion/Action to consider the approval of the Final Plat for River Oaks Ranch North consisting of 5 lots on approximately 10.16 acres fronting on Callahan Road (CR112). **Speaker: Commissioner Theriot/ Kasi Miles; Backup: 14; Cost: None**

Motion made by Commissioner Theriot, seconded by Commissioner Westmoreland to approve subject to corrections, the Final Plat for River Oaks Ranch North consisting of 5 lots on approximately 10.16 acres fronting on Callahan Road (CR112). All voting "Aye".
MOTION APPROVED.

26. Discussion/Action to consider the approval of the Final Plat for Ranch Oaks Ranch South consisting of 10 lots on approximately 20.11 acres fronting on Callahan Road (CR 112). **Speaker: Commissioner Theriot/ Kasi Miles; Backup: 14; Cost: None**

COMMISSIONERS COURT MINUTES
Regular Meeting September 28, 2021 9:00 a.m

Motion made by Commissioner Theriot, seconded by Commissioner Westmoreland to approve subject to corrections, the Final Plat for Ranch Oaks Ranch South consisting of 10 lots on approximately 20.11 acres fronting on Callahan Road (CR 112). All voting "Aye".
MOTION APPROVED.

27. Discussion/Action to consider the approval of an Order authorizing the filing of a Final Plat (Short Form Procedure) for Calvis Estates off Taylorsville Rd. **Speaker: Commissioner Shelton / Kasi Miles; Backup: 8; Cost: None**

Motion made by Commissioner Shelton, seconded by Commissioner Roland to approve the Order authorizing the filing of a Final Plat (Short Form Procedure) for Calvis Estates off Taylorsville Rd. All voting "Aye".
MOTION APPROVED.

28. EXECUTIVE SESSION Pursuant to Texas Government Code Section 551.072, deliberation regarding real property. **Speaker: Judge Haden; Backup: 1; Cost: None**

Judge Haden opens Item 28 Executive Session at 9:34 a.m. and close at 11:12 a.m. Item 28 Executive Session attended by Commissioner Westmoreland, Commissioner Shelton, Judge Haden, Commissioner Theriot, Commissioner Roland, J.J. Wells, Mayor White, Amelia Smith, Steven Lewis, City of Lockhart, City of Luling. No action taken.

Judge Haden acknowledges that there are No Citizen Comments.

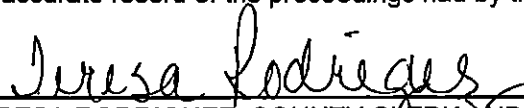
Commissioner Shelton announces there will be a Job Fair School Trade at Luling Civic Center on October 2, 2021.

29. Adjournment.

Motion made by Commissioner Theriot, seconded by Commissioner Westmoreland that we adjourn. All voting "Aye". Court adjourns at 11:15 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 September 28, 2021




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