

COMMISSIONERS COURT MINUTES
110 S Main St. 2nd Floor, Lockhart, Texas
Commissioners Court October 8, 2024, 9:00 AM



Hoppy Haden
Teresa Rodriguez

County Judge
County Clerk

B.J. Westmoreland
Rusty Horne
Ed Theriot
Dyral Thomas

Commissioner, Pct. 1
Commissioner, Pct. 2
Commissioner, Pct. 3
Commissioner, Pct. 4

A. CALL MEETING TO ORDER

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

B. INVOCATION

Pastor David Peyton with First Lockhart Baptist Church opens the meeting in prayer.

C. PLEDGE OF ALLEGIANCE TO THE U.S. AND TEXAS 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.

D. ANNOUNCEMENTS:

Items or comments from Court members or staff. No Court Announcements.

No Staff Announcements.

E. 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>

Judge Haden reads Public Conduct and Decorum.

Jordon Buckley not present.

Bob Libal, an Austin resident with Texas Base Consultant Human Rights Watch spoke on the impact of Operation Lone Star program and asks to explore facts before voting on extended Disaster Resolution.

Sabina Hinz-Foley and Julieta Suarez Calderon, Austin residents speak on behalf of Grassroots Leadership representing multiple Caldwell County residents by reading comments requesting to revoke The State of Disaster Declaration.

Alicia Torres, a Travis County resident states she visits Caldwell County often but feels there is an intent to divide people and believes Declaration should be revoked.

F. CONSENT AGENDA:

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

- F.1.To approve payments of County Invoices and Purchase Orders in the amount of \$493,821.84.**
- F.2.To approve County Payroll payment in the amount of \$434,093.57 (09/08/2024 - 09/21/2024).**
- F.3.To approve County Payroll Tax payment in the amount of \$129,550.25 (09/08/2024 - 09/21/2024).**
- F.4.To accept DMV Remittance payment for September 2024 in the amount of \$185,982.65.**
- F.5.To accept DMV Comptroller payment for September 2024 sales tax in the amount of \$355,330.18.**
- F.6.To pay bond for B.J. Westmoreland, Commissioner PCT. 1.**
- F.7.To pay bond for District Clerk's Deputies.**
- F.8.To accept the September 2024 Indigent Burial Report.**
- F.9.To approve application and RFP withdrawal for the Environmental Protection Agency (EPA) Grant.**
- F.10To. ratify emergency check requests for Ascension Seton in the amount of \$320,000.00 and TAC in the amount of \$174,257.00.**
- F.11To. ratify payment to renew annual Splashtop licenses in the amount of \$3,192.75.**

Motion made by Commissioner Horne, seconded by Commissioner Westmoreland to Approve. All voting "Aye."

MOTION APPROVED.

- F.1 To approve payments of County Invoices and Purchase Orders in the amount of \$493,821.84.
10 8 2024 AP Payment Register.pdf
10 8 2024 AP Expense Approval Register.pdf
- F.2 To approve County Payroll payment in the amount of \$434,093.57 (09/08/2024 - 09/21/2024). Payroll 09082024 thru 09212024.pdf
- F.3 To approve County Payroll Tax payment in the amount of \$129,550.25 (09/08/2024 - 09/21/2024). Payroll Tax 09082024 thru 09212024.pdf
- F.4 To accept DMV Remittance payment for September 2024 in the amount of \$185,982.65. September 2024 DMV Remittance.pdf
- F.5 To accept DMV Comptroller payment for September 2024 sales tax in the amount of \$355,330.18. September 2024 DMV Comptroller.pdf
- F.6 To pay bond for B.J. Westmoreland, Commissioner PCT. 1.
Westmoreland Bond_Redacted.pdf
- F.7 To pay bond for District Clerk's Deputies.
District_Clerk_Deputies_Redacted.pdf
- F.8 To accept the September 2024 Indigent Burial Report.
September 2024 Indigent Burial Report.pdf
- F.9 To approve application and RFP withdrawal for the Environmental Protection Agency (EPA) Grant.
- F.10 To ratify emergency check requests for Ascension Seton in the amount of \$320,000.00 and TAC in the amount of \$174,257.00.
10 1 2024 Emergency Check Request Backup_Redacted.pdf
- F.11 To ratify payment to renew annual Splashtop licenses in the amount of \$3,192.75.
Splashtop Renewal 2024-2025.pdf

G. PRESENTATION:

G.1 Smithville Workforce Training Center Career Tracks - Ramon Rivera, Director of Strategic Development/County Coordinator, and Janice Bruno, Executive Director

Ramon Rivera, Director of Strategic Development/County Coordinator, and Janice Bruno, Executive Director, present a slideshow on employment opportunities, program training, and job placements.

SWTC Lockhart Council Presentation - 2024 - Read-Only.pdf

I.1 To consider the public streets and drainage in Hartland Subdivision Phase 3 as complete and ready to begin the two-year performance period as evidenced by a maintenance bond in the amount of \$113,468.75 for maintenance security. Speaker: Judge Haden/Commissioner Westmoreland/Donald Leclerc; Backup: 2; Cost: \$0.00

Bond No. PB03016801151.pdf

Motion made by Commissioner Westmoreland, seconded by Commissioner Horne to Approve. All voting "Aye."

MOTION APPROVED.

I.3 To approve the Final Plat for Union Hill Road Subdivision consisting of seven residential lots on approximately 16.77 acres located on Union Hill Road. Speaker: Commissioner Theriot/Kasi Miles; Backup: 4; Cost: \$0.00
Final Plat- Union Hill Road Subdivision

Motion made by Commissioner Theriot, seconded by Commissioner Thomas to Approve. All voting "Aye."

MOTION APPROVED.

I.4 To consider the public streets and drainage in Bollinger Phase 1 as complete and ready to begin the two-year performance period as evidenced by a maintenance bond in the amount of \$ 212,004.33 for maintenance security. Speaker: Judge Haden/Commissioner Theriot/Donald Leclerc; Backup: 2; Cost: \$0.00
Bond No. PB03016801155.pdf

Motion made by Commissioner Theriot, seconded by Commissioner Westmoreland to Approve.
All voting "Aye."

MOTION APPROVED.

H. PUBLIC HEARING @ 9:30 A.M.:

Public Hearing opens at 9:30 a.m. and closes at 9:32 a.m.

No speakers.

H.1 Regarding the Replat for Sunset Oaks, Section V, Block N, Lots #1 & #20 (Commercial Lots #2 & #3) on approximately 6.58 acres located at Highway 21 & FM 1966. Speaker: Commissioner

Theriot/Kasi Miles; Backup: 6; Cost:
\$0.00 9.12.24 PH Notice Sunset Oaks.jpg
9.19.24 PH Notice Sunset Oaks.jpg
9.26.24 PH Notice Sunset Oaks.jpg
Replat of Sunset Oaks, V

I. DISCUSSION/ACTION ITEMS:

- I.2 To approve the Replat for Sunset Oaks, Section V, Block N, Lots #1 & #20 (Commercial Lots #2 & #3) on approximately 6.58 acres located east of Highway 21 & FM 1966. Speaker: Commissioner Theriot/Kasi Miles; Backup: 6; Cost: \$0.00

9.12.24 PH Notice Sunset Oaks.jpg

9.19.24 PH Notice Sunset Oaks.jpg

9.26.24 PH Notice Sunset Oaks.jpg

Replat of Sunset Oaks, V

Motion made by Commissioner Theriot, seconded by Commissioner Horne to Approve. All voting "Aye."

MOTION APPROVED.

- G.2 Austin Community College Annexation - Dr. Chris Cervini, Vice Chancellor of Community and Public Affairs and Cassie Fitzgerald, Director of Public Affairs, Elections and Voter Registration

Dr. Chris Cervini, Vice Chancellor of Community and Government Affairs with Austin Community College District provides information on ACC District Service areas, programs, partnerships, service plans, and tax rates. A tour of the Ford building is being discussed for an ACC Facility.

Annexation Presentation_Fall 2024_Caldwell County.pdf

- G.3 Lockhart EMS Timeline Update - Cean Charles, Director

Cean Charles, Director of Lockhart EMS presents a slideshow for Lockhart ESD #5 program updates.

Presentation - Timeline Update - Lockhart EMS.pdf

- I.5 To release the fiscal security in the amount of \$129,170.90 (interest incurred) back to Ranch Road Bollinger, LLC. Speaker: Judge Haden/Commissioner Theriot/Donald Leclerc; Backup: 2; Cost: \$129,170.90

8.27.24 Signed Bollinger Cash Security Agreement.pdf

Cashier's Check - Bollinger.pdf

Motion made by Commissioner Horne, seconded by Commissioner Thomas to Approve. All voting "Aye."

MOTION APPROVED.

- I.6 To approve LCRA Change Order for Caldwell County Radio Project. Speaker: Judge Haden/Khalil Coltrain; Backup: 4; Cost: \$16,500.00
Change Order (Caldwell County) 09.19.24.pdf

Motion made by Commissioner Thomas, seconded by Commissioner Theriot to Approve. All voting "Aye."

MOTION APPROVED.

- I.7 To approve a Proclamation recognizing October 2024 as Mediation Awareness Month. Speaker: Judge Haden/Martha Joyce; Backup: 1; Cost: \$0.00

Proclamation is read.

Martha Joyce, Director for Central Texas Dispute Resolution Center along with board members Lydia Serna, Margie Villapando, and Anna Martinez-Boling are present to accept the Proclamation.

10.8.24 Proclamation - Mediation Awareness Month 2024.docx

Motion made by Commissioner Horne, seconded by Commissioner Westmoreland to Approve. All voting "Aye."

MOTION APPROVED.

- I.28 To approve the Kinder Morgan Development Agreement for the Bluebonnet Pipeline. Speaker: Judge Haden/Richard Sitton/Allen Fore/Greg Neal; Backup: 6; Cost: \$0.00
Bluebonnet Project Development Agreement - KM Signed.pdf

Motion made by Commissioner Thomas, seconded by Commissioner Horne to Approve. All voting "Aye."

MOTION APPROVED.

- I.27 To approve the Kinder Morgan Investment Agreement in reference to the Bluebonnet Pipeline Project. Speaker: Judge Haden/Richard Sitton/Allen Fore/Greg Neal; Backup: 2; Cost: \$0.00
Judge Haden states a contribution of \$350,000.00 to the county is to be distributed to various departments within the county and school districts.

Allen Fore with Kinder Morgan announces the project is 7.9 miles of pipe and 50 tracts of primary addition transportation for utilities.

Bluebonnet Project Investment Agreement - KM Signed.pdf

Motion made by Commissioner Horne, seconded by Commissioner Theriot to Approve. All voting "Aye."

MOTION APPROVED.

- I.8 To approve a Proclamation recognizing October 2024 as Domestic Violence Awareness Month. Speaker: Judge Haden/Ashley Rios/Sarah Guckian; Backup: 1; Cost: \$0.00

Proclamation is read.

Ashley Rios, Program Director with Hays Caldwell Women's Center, and Sarah Guckian, Trainer and Outreach Coordinator provide information about the program and appreciate all the support.

10.8.24 Proclamation - Domestic Violence Awareness Month 2024.docx

Motion made by Commissioner Thomas, seconded by Commissioner Westmoreland to Approve.
All voting "Aye."

MOTION APPROVED.

- I.9 To approve the National 4-H Week Proclamation for Oct. 6-12, 2024. Speaker: Judge Haden/Elsie Lacy/Paige Bielamowicz/Wayne Morse; Backup: 1; Cost: \$0.00
Proclamation is read.

Paige Bielamowicz, 4H & Youth Development County Extension Agent, thanks the court for the continued support. 4-H Youth members introduce themselves, their roles, and their experiences with 4-H.

2024 Proclamation - National 4-H Week.pdf

Motion made by Commissioner Theriot, seconded by Commissioner Horne to Approve. All voting "Aye."

MOTION APPROVED.

- I.10 To approve the Texas Extension Education Association (TEEA) Proclamation for Oct. 6-12, 2024. Speaker: Judge Haden/Elsie Lacy/Paige Bielamowicz/Wayne Morse; Backup: 1; Cost: \$0.00
Proclamation is read.

Ester Barney, County Chairperson and Judy Wheeler, District 10 Director with Texas Extension Education Association (TEEA) provide updates about club projects and programs.

Motion made by Commissioner Horne, seconded by Commissioner Thomas to Approve. All voting "Aye."

MOTION APPROVED.

I.11 Regarding consideration of action on Resolution 3-2023. Speaker: Judge Haden/Richard Sitton;
Backup: 2; Cost: \$0.00

Amended State of Disaster Resolution 3-2023 is read.

Commissioner Thomas questions the statistics to justify the Disaster Resolution, requested a roll call vote.

Commissioner Horne states this funding will give our law enforcement better knowledge.

Commissioner Theriot states he is comfortable with the Resolution and that it focuses on the impact of all surrounding counties.

Roll Call Vote:

Commissioner Westmoreland -Aye, Commissioner Horne - Aye, Commissioner Theriot-
Aye, Commissioner Thomas - Nay, Judge Haden - Aye

12.13.22 Signed Resolution 3-2023 - Declaring Local State of Disaster.pdf

10.8.24 Amendment to Resolution 3-2023 - Local State of Disaster.pdf

Motion made by Commissioner Theriot, seconded by Commissioner Westmoreland to Approve.
All voting "Aye."

MOTION APPROVED.

I.12 To approve the Caldwell County Employee Holiday Schedule for calendar year 2025. Speaker:
Judge Haden/Kristianna Ortiz; Backup: 1; Cost: \$0.00

2025 Employee Holiday Calendar.pdf

Motion made by Commissioner Westmoreland, seconded by Commissioner Horne to Approve. All voting "Aye."

MOTION APPROVED.

I.13 Regarding the burn ban. Speaker: Judge Haden/Hector Rangel; Backup: 2; Cost: \$0.00

Hector Rangel, Chief EMC provides fire updates and thanked all local VFD departments, Texas Forest Service and Starflight for their assistance. Recommends keeping the burn ban on. Burn Ban Order 9.24.24.pdf

Motion made by Commissioner Horne, seconded by Commissioner Thomas to Approve. All voting "Aye."

MOTION APPROVED.

I.14 To approve Budget Amendment #28 moving \$30,000.00 from 001-6510-4864 Medical Contingency to 001-6510-4123 Autopsy. Speaker: Judge Haden/Danie Teltow; Backup: 14;
Cost: \$30,000.00

FW_ Invoice 8813 - Gabi Saldana - Outlook.pdf

10.02.24 BA Medical Contingency to Autopsy.pdf

tcme and legends invoices.pdf

10.02.24 tramed.pdf

Scan2024-10-01_084957.pdf
09.27.24 OBAFUN.pdf
JDG Conley Invoice 8813.pdf

Motion made by Commissioner Westmoreland, seconded by Commissioner Horne to Approve. All voting "Aye."

MOTION APPROVED.

I.15 To approve Budget Amendment #29 moving \$2,800.00 from Sanitation Training 001-7610-4810 to Sanitation Office Supplies 001-7610-3110. Speaker: Judge Haden/Danie Teltow; Backup: 1; Cost: \$0.00
09.30.24 Sanitation BA #29.pdf

Motion made by Commissioner Thomas, seconded by Commissioner Theriot to Approve. All voting "Aye."

MOTION APPROVED.

I.16 To ratify Budget Amendment for SB22 - Sheriff's Office & Jail Specialty Stipend. Speaker: Judge Haden/Danie Teltow/Amber Quinley; Backup: 6; Cost: \$90,008.10
B.A. SB 22 S.O. & Jail Specialty Pay.pdf

Motion made by Commissioner Horne, seconded by Commissioner Westmoreland to Approve. All voting "Aye."

MOTION APPROVED.

I.17 To approve Resolution 30 -2024 regarding the GLO CDBG-MIT Local Hazard Mitigation Plan Program (LMHPP) Grant Application. Speaker: Judge Haden/Amber Quinley; Backup: 2; Cost: \$0.00

A RESOLUTION TO APPLY AND ADOPT CDBG-LHMPP - Caldwell County.pdf

Motion made by Commissioner Theriot, seconded by Commissioner Thomas to Approve. All voting "Aye."

MOTION APPROVED.

I.18 To accept award for the FY 2025 Statewide Automated Victim Notification Service (SAVNS) Grant. Speaker: Judge Haden/Amber Quinley; Backup: 33; Cost: \$0.00

SAVNS Award Notification.pdf

FY 2025 SAVNS GRANT CONTRACT.pdf

Motion made by Commissioner Horne, seconded by Commissioner Westmoreland to Approve. All voting "Aye."

MOTION APPROVED.

I.19 To approve the Fifth Contract Renewal Participating Entity Services Agreement with Appriss Insights, LLC. for the Statewide Automated Victim Notification Service (SAVNS). Speaker: Judge Haden/Amber Quinley; Backup: 1; Cost: \$18,571.30
FY2025 Caldwell County TX VINE Participating Entity - Fifth Renewal (1).pdf

Motion made by Commissioner Westmoreland, seconded by Commissioner Horne to Approve. All voting "Aye."

MOTION APPROVED.

I.20 To approve Addendum No. 1 to Statement of Financial Goals and Policies for federal grant use. Speaker: Judge Haden/Danie Teltow; Backup: 21; Cost: \$0.00
Danie Teltow, County Auditor made known a new Code Federal regulations implemented by GLL to be included with any financial purchasing policy with the county.

Amendment No.1 is read.

AMENDMENT NO 1. Financial Policy (3 Business Days).pdf
07_-_Revised_Local_Financial_Policy___Procedures_6.23.20.pdf

Motion made by Commissioner Thomas, seconded by Commissioner Horne to Approve. All voting "Aye."

MOTION APPROVED.

I.21 To approve Addendum No. 2 to Purchasing Policies and Procedures for federal grant use. Speaker: Judge Haden/Danie Teltow/Merari Gonzales; Backup: 50; Cost: \$0.00

Danie Teltow, County Auditor adds that Addendum No. 2 to Purchasing Policies help with federal grants.

08 - Local Procurement Policies & Procedures
(10.13.20).pdf ADDENDUM NO 2 Procurement Policy.pdf

Motion made by Commissioner Theriot, seconded by Commissioner Horne to Approve. All voting "Aye."

MOTION APPROVED.

I.22 To approve FY 2024-2025 Blanket Purchase Orders for the Unit Road Department. Speaker: Judge Haden/Merari Gonzales/Donald Leclerc; Backup: 1; Cost: \$0.00
Blanket Purchase Orders FY24-25.pdf

Motion made by Commissioner Horne, seconded by Commissioner Thomas to Approve. All voting "Aye."

MOTION APPROVED.

I.23 To approve TAC Liability Coverage REQ #03308 in the amount of \$252,163.00 for FY 2024-2025 budget. Speaker: Judge Haden/Merari Gonzales; Backup: 1; Cost: \$252,163.00
Req03308.pdf

Motion made by Commissioner Westmoreland, seconded by Commissioner Horne to Approve. All voting "Aye."

MOTION APPROVED.

I.24 To approve TAC Liability Coverage Invoice #00001730 in the amount of \$252,163.00 for services FY 2024-2025. Speaker: Judge Haden/Merari Gonzales; Backup: 1; Cost: \$252,163.00
TAC Liability.pdf

Motion made by Commissioner Horne, seconded by Commissioner Theriot to Approve. All voting "Aye."

MOTION APPROVED.

I.25 To approve TAC Worker's Comp Coverage REQ #03307 in the amount of \$250,000.00 for FY 2024-2025 budget. Speaker: Judge Haden/Merari Gonzales; Backup: 1; Cost: \$250,000.00
Req03307.pdf

Motion made by Commissioner Thomas, seconded by Commissioner Horne to Approve. All voting "Aye."

MOTION APPROVED.

I.26 To approve TAC Worker's Comp Coverage Invoice #00001949 in the amount of \$ 250,000.00 for services FY 2024-2025. Speaker: Judge Haden/Merari Gonzales; Backup: 1; Cost: \$250,000.00 Judge Haden addresses the court about the 2020 census count when the whole country was shut down due to COVID and mass gatherings were forbidden, which made counts inaccurate.

TAC Workers' Comp.pdf

Motion made by Commissioner Westmoreland, seconded by Commissioner Theriot to Approve.
All voting "Aye."

MOTION APPROVED.

J. EXECUTIVE SESSION:

Executive Session opens at 11:04 a.m. and closes at 11:29 a.m.

J.1 Pursuant to Texas Government Code Section 551.87: Deliberation regarding economic development negotiations associated with Project Thor. Speaker: Commissioner Theriot/Emily Mathes; Backup: 0; Cost: \$0.00

No Action was taken.

J.2 Pursuant to Texas Government Code Section 551.87: Deliberation regarding economic development negotiations associated with Project Wingspan. Speaker: Commissioner Theriot/Emily Mathes; Backup: 0; Cost: \$0.00

No Action was taken.

K. ADJOURNMENT:

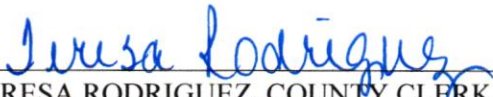
Court adjourns at 11:30 a.m.

Motion made by Commissioner Horne, seconded by Commissioner Thomas to Adjourn. All voting "Aye."

MOTION APPROVED.

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 held by the Caldwell County Commissioners' Court on October 8, 2024.




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