

**COMMISSIONERS COURT MINUTES 110 S Main St. 2nd Floor,
Lockhart, Texas Commissioners Court November 12, 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

Chet Robbins 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.

Commissioner Theriot stated that he attended a Veterans Event at the Connection Center.

Ezzy Chan, Executive Assistant told the court that Cyber Security training enrollment will begin, and emails will be sent to department heads.

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>

Chet Robbins, representative for American Legion Post 177 of Luling, announces all are invited to attend the sponsoring of 18 Veteran wreaths to the Luling City Cemetary on December 14, 2024 at 11:00 a.m., provided for Veterans, active service members, families and the general public.

Andrew McClish, a resident of Prairie Lea has concerns about unnecessary stop signs not being removed based on traffic reports.

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 \$1,370,062.45.

F.2.To approve County Payroll payment in the amount of \$447,393.12 (10/06/2024 - 10/19/2024). F.3.To

approve County Payroll Tax payment in the amount of \$132,692.82 (10/06/2024 - 10/19/2024). F.4.To

ratify emergency check request for Texas Association of Counties in the amount of \$58,671.25. F.5.To

accept RBFCU donation to Caldwell County to be designated to the Caldwell County District

Attorney's Office Victim Services.

F.6.To accept the October 2024 Indigent Burial Report.

F.7.To accept the 2025 Caldwell County Appraisal District's budget cost allocation for each taxing entity.

F.8.To pay bond for Merari Gonzales, Purchasing Agent.

F.9.To pay bond for Jenifer Watts, Chief Clerk, PCT. 3.

F.10.To. accept Caldwell County Constable PCT. 4 July - September 2024 Reports.

F.11To. accept 2024 Continuing Education Hours for Juanita Allen, District Clerk.

F.12To. accept 2024 Continuing Education Hours for Teresa Rodriguez, County Clerk.

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 \$1,370,062.45.

11 12 2024 AP Expense approval register.pdf

11 12 2024 AP Payment Register.pdf

F.2 To approve County Payroll payment in the amount of \$447,393.12 (10/06/2024 -

10/19/2024). Payroll 10062024 thru 10192024.pdf

F.3 To approve County Payroll Tax payment in the amount of \$132,692.82 (10/06/2024 -

10/19/2024). Payroll Tax 10062024 thru 10192024.pdf

F.4 To ratify emergency check request for Texas Association of Counties in the amount of \$58,671.25.

9 30 2024 TAC 00001399 Emergency Check - Redacted.pdf

F.5 To accept RBFCU donation to Caldwell County to be designated to the Caldwell County

District Attorney's Office Victim Services.

Donation_Check_Redacted.pdf

F.6 To accept the October 2024 Indigent Burial Report.

Oct. 2024 Indigent Burial rep.pdf

F.7 To accept the 2025 Caldwell County Appraisal District's budget cost allocation for each
taxing entity.

Cost Allocation for 2025 CCAD Budgets.pdf

F.8 To pay bond for Merari Gonzales, Purchasing Agent.

Bond_MGonzales_Redacted.pdf

F.9 To pay bond for Jenifer Watts, Chief Clerk, PCT. 3.

Bond_JWatts_Redacted.pdf

F.10 To accept Caldwell County Constable PCT. 4 July - September 2024 Reports.

Constable PCT. 4 July-September 2024 Monthly Reports.pdf

F.11 To accept 2024 Continuing Education Hours for Juanita Allen, District Clerk.

J. Allen_2024 Continuing Ed Hours.pdf

F.12 To accept 2024 Continuing Education Hours for Teresa Rodriguez, County Clerk.
T. Rodriguez_2024 Continuing Ed Hours.pdf

H.2 To approve the Development Agreement for Magical Woods RV Park on approximately 15.33 acres located off FM 20. Speaker: Commissioner Westmoreland/Kasi Miles; Backup: 51; Cost: \$0.00
DA for Magical Woods RV Park

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

H. DISCUSSION/ACTION ITEMS:

H.3 Consideration and approval of Resolution 03-2025 accepting a petition to create Prairie Lea Public Improvement District; calling for a public hearing under Section 372.009 of the Texas Local Government Code to consider the feasibility and advisability of establishing the district; authorizing and directing the publication and mailing notices of the public hearing; and providing an effective date. Speaker: Judge Haden/Ross Martin/Will Conley; Backup: 20; Cost: \$0.00
Resolution 03-2025 is read.
Letter.pdf
1. Resolution 03-2025 Accepting Petition.pdf
2. Clerk Certificate - Resolution Accepting Petition.pdf

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

MOTION APPROVED.

H.4 Consideration and approval of Resolution 04-2025 approving and authorizing the execution of a Professional Services Agreement between the County and the developer of the Prairie Lea Public Improvement District; and resolving other matters related thereto. Speaker: Judge Haden/Richard Sitton; Backup: 29; Cost: \$55,000.00
Resolution 04-2025 is read.
Letter.pdf
3. PSA Resolution 04-2025.pdf
4. Clerk Certificate - PSA Resolution.pdf
5. Professional Services Agreement.pdf

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

MOTION APPROVED.

H.5 To approve fiscal security for construction of Sunset Oaks Section VII Subdivision with a Faithful Performance Bond in the amount of \$2,096,845.00. Speaker: Judge Haden/Commissioner Theriot/Donald Leclerc; Backup: 3; Cost: \$0.00
Bond No. 800075614.pdf

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

MOTION APPROVED.

H.6 To approve the final plat for Lytton Hills, Phase 1 consisting of 75 residential lots on approximately 485.59 acres located on FM 1854 and FM 672. Speaker: Commissioner Thomas/Kasi Miles; Backup: 8; Cost: \$0.00
Final plat for Lytton Hills, Phase 1

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

MOTION APPROVED.

H.7 To approve the short form plat for Spotted Horse Subdivision consisting of two residential lots on approximately 7.915 acres located on Spotted Horse Trail off FM 1854. Speaker: Commissioner Thomas/Kasi Miles; Backup: 2; Cost: \$0.00

Short form plat- Spotted Horse Subdivision

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

MOTION APPROVED.

H.8 To accept proposal from Doucet – A Kleinfelder Company for the scope of work needed for the US 183 turn lane project and to enter the contract negotiation process. Speaker: Judge Haden; Backup: 12; Cost: \$241,000.00

US 183 Shelter Turnlanes Scope.pdf

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

MOTION APPROVED.

H.9 To approve Resolution 01-2025 for Caldwell County Appraisal Roll with tax amounts entered by the assessor due totaling \$26,345,002.06 for the 2024 Tax Roll. Speaker: Judge Haden/Vicki Schneider; Backup: 8; Cost: \$0.00

Resolution 01-2025 is read.

2024 Tax Roll.pdf

Resolution_01-2025_Tax_Roll_Approval.docx

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

MOTION APPROVED.

H.10 To approve Resolution 02-2025 for Caldwell County Appraisal Roll with tax amounts entered by the assessor due totaling \$5,862.75 for the Farm to Market Road 2024 Tax Roll. Speaker: Judge Haden/Vicki Schneider; Backup: 8; Cost: \$0.00

Resolution 02-2025 is read.

2024 Farm to Market Tax Roll.pdf

Resolution_02-2025_Farm to Market_Tax_Roll_Approval.docx

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

MOTION APPROVED.

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

Public Hearing opens at 9:31 a.m. and closes at 9:33 a.m.

Andrew McClish expressed his opposition to signs being put up in Prairie Lea.

G.1 Regarding the Regulations of Thru Traffic on Designated County Roads

NOTICE OF PUBLIC HEARING.pdf

10.24.24 PH Notice - Thru Traffic on County Roads.jpg

10.31.24 PH Notice - Thru Traffic on County Roads.jpg

11.6.24 PH Notice - Thru Traffic on County Roads.jpg

H.1 To approve an amendment to the Order Prohibiting Thru Traffic on Designated County Roads, Section 3 - Designated Roads. Speaker: Judge Haden/Commissioner Horne/Donald Leclerc; Backup: 7; Cost: \$0.00

Order Prohibiting Thru Traffic on Designated County Roads.pdf
Additional roads to be added to the order.pdf
Amendment to Order Prohibiting Thru Traffic.pdf
10.24.24 PH Notice - Thru Traffic on County Roads.jpg
10.31.24 PH Notice - Thru Traffic on County Roads.jpg
11.6.24 PH Notice - Thru Traffic on County Roads.jpg

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

MOTION APPROVED.

H.11 To get approval to enroll in Texas Association of Counties' Annual Cybersecurity Training Program for 2025. Speaker: Judge Haden/Ezzy Chan; Backup: 8; Cost: \$1,060.00

CS_info pages.pdf
CS_enrollment form.pdf

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

MOTION APPROVED.

H.12 Regarding the burn ban. Speaker: Judge Haden/Hector Rangel; Backup: 3; Cost: \$0.00

Hector Rangel, Chief EMC recommends keeping the burn ban on.
Burn Ban Order 11.12.24.pdf

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

MOTION APPROVED.

H.13 To approve Southern Health Partners contract with the Caldwell County Jail to provide inmate healthcare for FY 2024-2025. Speaker: Judge Haden/Mike Lane/James Short; Backup: 2; Cost: \$800,000.00

Judge Haden and Sheriff Lane recommend seeking new bids in the next fiscal budget year.
Southern Health Partners Contract with Jail FY 2024-2025 .pdf

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

MOTION APPROVED.

H.14 To approve Budget Amendment #01 moving \$11,832.17 from Contingency 001-6510-4860 to Professional Services 001-6510-4110. Speaker: Judge Haden/Danie Teltow; Backup: 10; Cost: \$0.00

11.12.24 BA #01-2025 American Structure Point Supp W.A..pdf

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

MOTION APPROVED.

H.15 To approve American Structurepoint invoice #182168 in the amount of \$38,410.00 Speaker: Judge Haden/ Merari Gonzales; Backup: 8; Cost: \$38,410.00
AMESTR invoice_SWA.pdf

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

MOTION APPROVED.

H.16 To approve Budget Amendment #02 to Fund 010 for unallocated Capital Murder Trial Grant expenditures. Speaker: Judge Haden/Danie Teltow; Backup: 7; Cost: \$0.00
2024.10.10 John Matthew Fabian Inv #20-263 \$13,562.50.pdf
2024.10.18 BODE Technology Inv #42731 \$1,953.29.pdf
2024.10.21 LISA TANNER LAW INV #0073 \$10,686.66.pdf
2024.11.12 Budget Transfer Request- SUBMITTED.pdf

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

MOTION APPROVED.

H.17 Approval of payment by Toshiba for pay-off of Xerox contract. Speaker: Judge Haden/Merari Gonzales; Backup: 1; Cost: \$84,567.60
Toshiba_Buy_out_Check_Redacted.pdf

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

MOTION APPROVED.

H.18 To approve Evaluation Committee for RFQ24CCP03Q Caldwell County PID Administrator Services Speaker: Judge Haden/Merari Gonzales/Danie Teltow; Backup: 1; Cost: \$0.00

Danie Teltow, County Auditor recommends that the Evaluation Committee for Caldwell County PID Administrator Services include County Judge Hoppy Haden, Assistant Criminal Attorney-Civil Richard Sitton, Financial Advisor Jennifer Ritter, County Auditor Danie Teltow, and Purchasing Agent Merari Gonzales.
11.12.24 RFQ24CCP03Q Eval Committee PID Admin.pdf

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

MOTION APPROVED.

H.19 To approve Evaluation Committee for RFP24CC03P Caldwell County External Audit Services. Speaker: Judge Haden/Merari Gonzales/Danie Teltow; Backup: 1; Cost: \$0.00

Danie Teltow County Auditor recommends candidates for the Evaluation Committee for Caldwell County External Audit Services including County Auditor Danie Teltow, 1st Assistant Auditor Gabi Saldana, and Purchasing Agent Merari Gonzales.
11.12.24 RFP24CCP05P Eval list external audit Services.pdf

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

MOTION APPROVED.

H.20 To approve submitting grant application(s) to the Texas General Land Office (TxGLO) for the Disaster Recovery Reallocation Program (DRRP). Speaker: Judge Haden/Amber Quinley; Backup: 36; Cost: \$0.00

Amber Quinley, Grants Administrator, requests to submit grant applications for the Disaster Recovery Reallocation Program. Judge Haden and Commissioner Court review and chose projects, location site and cost. Grant allocation is as follows:

\$2 million-2015 Flood funding Pot #1 will include Site No. 4 &
10. \$2 million - 2016 Flood funding Pot #2 includes Site No. 11 & 20 and \$10 million - Hurricane Harvey funding Pot #3 includes Site No. 1, 2, 17 & 16.
DRRP-overview.pdf

DRRP_County_Eligibility.pdf
sitelocationlatadlong.pdf Caldwell_CDBG-
MIT_Drainage_Project Map.pdf Caldwell_CDBG-
MIT_Drainage_Project Cost_rev.pdf

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

MOTION APPROVED.

I. DISCUSSION ONLY:

- I.1 To discuss an Ordinance prohibiting the placement of signs on a right-of-way of public roads and imposing criminal prosecution for violation. Speaker: Commissioner Thomas/Richard Sitton; Backup: 17; Cost: \$0.00

Judge Haden addresses the court on questions he and Assistant Criminal District Attorney-Civil Richard Sitton have on ordinance liabilities to the County. There is an agreement to explore more options and bring to next court hearing.

Bandit Sign Presentation.pdf
Bandit_Sign_Ordinance.pdf Transportation
Code - Roadways.pdf Volunteer Waiver of
Liability Form.pdf Bandit Sign Issue - Email
Correspondence.pdf

J. EXECUTIVE SESSION:

Executive Session opens at 10:16 a.m. and closes at 10:25 a.m.

- J.1 Pursuant to Texas Government Code Section 551.071(1): Consultation with counsel regarding pending or contemplated litigation or settlement offers involving No. 21-O-272 in the 421st District Court. Speaker: Judge Haden/Richard Sitton; Backup: 0; Cost: \$0.00
No Action Taken.
- J.2 Pursuant to Texas Government Code Section 551.071(1): Consultation with counsel regarding pending or contemplated litigation or settlement offers regarding a portion of Palm Street fronting property owned by Melvin Bibbs.

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

MOTION APPROVED.

K. ADJOURNMENT:

Court adjourns at 10:27 a.m.

Motion made by Commissioner Westmoreland, seconded by Commissioner Horne 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 November 12, 2024.

Teresa Rodriguez

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

