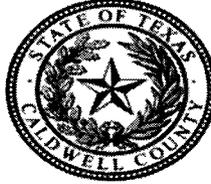


COMMISSIONERS COURT MINUTES
Scott Annex Building at 1403 Blackjack St, Lockhart, Texas
Commissioners Court September 9, 2019 9:00 a.m.



HOPPY HADEN	County Judge	B.J. WESTMORELAND	Commissioner Pct. 1
TERESA RODRIGUEZ	County Clerk	BARBARA SHELTON	Commissioner Pct. 2
		ED THERIOT	Commissioner Pct. 3
		JOE IVAN ROLAND	Commissioner Pct. 4

Call Meeting to Order

Judge Haden opens the meeting at 9:00 a.m. All members are present.

Invocation. Lockhart Ministerial Alliance

Bob Bush 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 says he met with Steve Lewis, Lockhart's City Manager, to review infrastructure improvements and traffic impacts.

Commissioner Shelton says she attended a fundraiser at Dale's VFD and encourages attendance to Speaking of the Dead next month.

Commissioner Roland says he also attended the fundraiser at Dale's VFD and that the property owners on CR 169 are willing to lease but not sell.

Dennis Engelke shares updates regarding the FAST Grant in Luling that will assist by funding emergency response vehicles.

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).

Cathy Lewis is a Lockhart resident who says deed covenants are not being enforced.

Robert Lewis, a Lockhart resident, says surrounding subdivisions' inadequacies need addressing.

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Sue Haley says she is leaving Lockhart because codes are not being enforced in subdivisions near her.

John Smith says he supports growth and the Ordinance but it not being enforced diminishes value.

Kathy Haigler from Dale says she is in favor of regulating traffic of Schuelke, Calder, and Skyline, Item #19.

Pam Cantwell, a McMahan resident, is concerned about code violations and suggests solutions.

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

1. **Approve payment of County invoices and County Purchase Orders in the amount of \$744,423.71; Backup: 29**
2. **Ratify re-occurring County payments**
 - A. **\$286,462.26 (Payroll Roll 8/04/2019-8/17/2019); Backup 22**
 - B. **\$87,076.09 (Payroll Tax 8/04/2019-8/17/2019); Backup 2**
 - C. **\$162.10(Texas Boat and Motor Sales/Texas Parks and Wildlife). Backup: 3**
 - D. **\$429,772.43 (DMV/Comptroller). Backup: 14**
3. **Accept August 2019 Reports from Caldwell County Extension Office:**
 - A. **Wayne Morse: Backup: 3**
4. **Accept the August 12, 2019 Commissioners Court and Workshop minutes. Backup:10**
5. **Accept the District Judge's Order regarding Purchasing Agent Salary. Backup:2**
6. **Accept the adopted 2020 Appraisal District budget: Backup: 7**
7. **Accept the August 2019 Environmental Investigator Report from Mike Bittner: Backup:3**

Amanda Montgomery asks Judge Haden to remove item 4. Judge Haden reads into the record the striking of number 4: Accept the August 12, 2019 Commissioners Court and Workshop minutes. Motion made by Commissioner Shelton, second by Commissioner Westmoreland to approve the Consent Agenda with removal of item 4. All voting "Aye".

Special Presentation

- Presentation from Carol Deviney regarding the Creation of a Library District by the Martindale Community Library: Backup: to be distributed in court

Jane Latham shares the Library's history and progression towards becoming a Library District. She provides a backup packet to court members and the County Clerk.

AGENDA ACTION ITEMS

8. **Discussion/Action regarding the burn ban. Speaker: Judge Haden / Carine Chalfoun; Backup: None; Cost: None**

Judge Haden explain that Carine Chalfoun is not present but did recommend leaving the burn ban on. Motion made by Commissioner Roland, second by Commissioner Theriot to leave the burn ban on. All voting "Aye".

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9. **Discussion/Action** to approve Budget Amendment #44 for Repairs to MV 2016 Ford Explorer with Vin ending in 3822. **Speaker: Judge Haden; Backup: 6; Cost: \$2,708.00**

Judge Haden introduces the item and asks for a motion to approve. So moved by Commissioner Westmoreland, second by Commissioner Theriot. All voting "Aye".

10. **Discussion/Action** to approve \$20,000 FY19-20 Feral Hog Grant offered through the Texas AgriLife Extension Services. **Speaker: Judge Haden / Dennis Engelke; Backup: 7; Cost: None.**

Dennis Engelke explains the success of the program and the request for its continuation. Judge Haden asks for a motion to approve. So moved by Commissioner Westmoreland, second by Commissioner Shelton. All voting "Aye".

11. **Discussion/Action** to approve an additional \$400 to Combined Community Action for Meals on Wheels services in Caldwell County. **Speaker: Commissioner Shelton; Backup: 1; Cost: \$400**

Commissioner Shelton explains the request and Judge Haden asks for approval. Motion made by Commissioner Shelton, second by Commissioner Westmoreland to approve an additional \$400.00 for Community Action. All voting "Aye".

12. **Discussion/Action** to approve the new Caldwell County Purchasing Policy effective September 9, 2019. **Speaker: Judge Haden / Danie Blake; Backup: 49; Cost: None**

Danie Blake provides details regarding the Purchasing Policy and Judge Haden asks for approval. Motion made by Commissioner Shelton, second by Commissioner Roland to approve Caldwell County's Purchasing Policy. All voting "Aye".

13. **Discussion/Action** to approve the proposed Caldwell County Elected Officials salary. **Speaker: Judge Haden; Backup: 2; Cost: None**

Judge Haden opens the item for discussion and Ezzy Chan explains the 5 year plan discussed in previous court sessions. Judge Haden asks for a motion to approve. So moved by Commissioner Theriot, second by Commissioner Westmoreland. All voting "Aye"

14. **Discussion/Action** to approve the renewal of Caldwell County's annual membership with the Capital Area Council of Governments (CAPCOG). **Speaker: Judge Haden; Backup: 3; Cost: \$2,122.65**

Judge Haden introduces the item. Motion made by Commissioner Theriot, second by Commissioner Shelton to approve. All voting "Aye".

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15. **Discussion/Action** to approve the reappointment of Judge Haden and Commissioner Roland to the Capital Area Council of Governments (CAPCOG) General Assembly. **Speaker: Judge Haden; Backup: 5; Cost: None**

Judge Haden explains the item. Motion made by Commissioner Shelton, second by Commissioner Theriot to approve. All voting "Aye".

16. **Discussion/Action** regarding the County's holiday schedule for the calendar year 2020. **Speaker: Judge Haden; Backup: 1; Cost: None.**

Commissioner Shelton discusses July 4, 2020 falling on a Saturday. Motion made by Commissioner Shelton, second by Commissioner Westmorland to approve the schedule with July 3rd as the Holiday. All voting "Aye".

17. **Discussion/Action** regarding which day of the week Caldwell County Commissioners Court shall convene for the 2020 Calendar Year. **Speaker: Judge Haden; Backup: 1; Cost: None.**

Motion made by Commissioner Roland to keep the 2nd and 4th Mondays. Motion dies for lack of second. Court members discuss changing the meetings to the 2nd and 4th Tuesdays of each month with deadline submissions for the agenda remaining the same. Motion by Commissioner Shelton, second by Commissioner Westmoreland to hold meetings on the 2nd and 4th Tuesdays. Amanda Montgomery confirms that the change will start in January (Calendar Year, opposed to Fiscal Year). Commissioner Westmoreland, Commissioner Shelton, Judge Haden, and Commissioner Theriot all vote "Aye". Commissioner Roland votes "Nay". Motion passes.

18. **Discussion/Action** to approve the nominees for the new term for the Caldwell County Appraisal District Board of Directors for the year 2020-2021. **Speaker: Judge Haden; Backup: 1; Cost: None**

Commissioner Westmoreland nominates Nick Irwin, Commissioner Shelton nominates Luz Riley, Commissioner Theriot nominates Kathy Haigler, Commissioner Roland does not have a nomination, and Judge Haden nominates Sally Daniels. Judge Haden asks for a motion to approve. So moved by Commissioner Westmoreland. Court members and Amanda Montgomery discuss the need for five members. Motion dies for lack of second. Commissioner Roland nominates Rick Salisbury. Motion made by Commissioner Westmoreland, second by Commissioner Shelton to approve the amended list. All voting "Aye".

19. **Discussion/Action** regarding Caldwell County's regulation of traffic on Schuelke Road, Calder Road, and Skyline Road as permitted by Texas Transportation Code Section 251.151. **Speaker: Commissioner Theriot; Backup: 3; Cost: None**

Commissioner Theriot explains the regulation is requested due to eighteen-wheeler traffic using short cuts and damaging roads. Captain Kuykendoll discusses enforcement options in the situation and Amanda Montgomery says there would need to be a public hearing regarding any regulation changes. Judge Haden asks for a motion to table. So moved by Commissioner Theriot, second by Commissioner Roland. All voting "Aye".

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20. **Discussion/Action** regarding a variance request for Compostela Subdivision located on Williamson Road (CR 177) concerning the easement requirement under Appendix D.G) of the Caldwell County Development Ordinance as it applies to the subdivision. **Speaker; Commissioner Roland; Backup: 19; Cost: None**

Court members discuss denying approval for the request and Amanda Montgomery asks for an Executive Session to be called. The Executive Session begins at 10:24 a.m. and Closes at 10:31 a.m. Commissioner Westmoreland, Commissioner Shelton, Judge Haden, Commissioner Theriot, Commissioner Roland, and Amanda Montgomery are all present. Commissioner Theriot steps away due to a conflict of interest. Motion made by Commissioner Roland, second by Commissioner Shelton to table. All present voting "Aye".

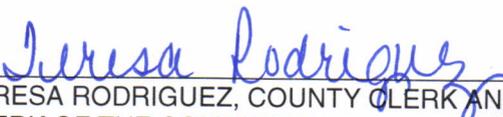
21. **Discussion/Action** regarding the 2020 proposed Budget. **Speaker; Judge Haden/Ezzy Chan; Backup: 10 (copy of proposed budget available upon request); Cost: None**

Commissioner Theriot returns. Judge Haden introduces the agenda item and Amanda Montgomery requests an Executive Session which begins at 10:32 a.m. and adjourns at 10:45 a.m. Commissioner Westmoreland, Commissioner Shelton, Judge Haden, Commissioner Theriot, Commissioner Roland, and Amanda Montgomery are all present. Court members discuss a tax rate reduction, budget change updates, and requested raises. Motion made by Commissioner Theriot, second by Commissioner Roland to adjust the budget to reflect Kasi Miles' salary as discussed and establish a tax rate of .7431. All voting "Aye".

22. **Adjournment.**

Motion made by Commissioner Shelton, second by Commissioner Westmoreland that we adjourn. All voting "Aye". Court adjourns at 11:04 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 9, 2019.



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

