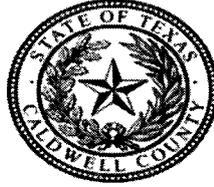


COMMISSIONERS COURT MINUTES  
Scott Annex Building at 1403 Blackjack St, Lockhart, Texas  
Commissioners Court July 22, 2019 9:00 a.m.



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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

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**Call Meeting to Order.**

Judge Haden calls the meeting to order at 9:00 a.m. All members are present.

**Invocation.** Lockhart Ministerial Alliance

Kenneth Sneed 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** and **Commissioner Roland** wish everyone good morning.

**Commissioner Shelton** says she let several callers know that mowing has begun, that she attended a hearing at Prairie Lea's School where waste water requirements and TCEQ's involvement were discussed, and that she attended the 4H Banquet.

**Commissioner Theriot** says he also attended the hearing at Prairie Lea, adding it was to determine if TCEQ should have its own hearing and that he and Commissioner Shelton recommended a settlement.

**Judge Haden** says he also attended the 4H Banquet and handed out Star Awards.

**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).

There are no Citizens' Comments.

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**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 \$877,078.14; Backup: 32**
2. **Ratify re-occurring County payments**
  - A. **\$116,179.61 (Department of Motor Vehicles Fees - June 2019). Backup: 2**
  - B. **\$249.37 (Texas Boat and Motor Sales/Texas Parks and Wildlife). Backup: 3**
  - C. **\$428,838.74 (DMV/Comptroller). Backup: 12**
3. **Accept the Caldwell County Appraisal District's June 2019 Tax Collection Report. Backup: 4**
4. **Accept May - June 2019 Departmental Report from Constable, Precinct 2; Backup: 7**

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

**AGENDA ACTION ITEMS**

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

Carine Chalfoun recommends leaving the ban off at this time. Motion made by Commissioner Roland, second by Commissioner Theriot to leave the burn ban off. All voting "Aye".

6. **Discussion/Action** to approve a Proclamation recognizing July 21-27 as Pretrial, Probation, and Parole Supervision Officers' Week. **Backup: 3; Speaker: Judge Haden; Cost: None**

Judge Haden reads the two Proclamations. Motion made by Commissioner Shelton, second by Commissioner Theriot that we approve the Proclamations. All voting "Aye".

7. **Discussion/Action** to approve a donation of \$650 to Mr. Randolph Goodman for the Kristian Menchaca Memorial Highway sign; **Backup: 3; Speaker: Commissioner Theriot; Cost: \$650**

Judge Haden explains the request and asks for a motion to approve. So moved by Commissioner Westmoreland, second by Commissioner Shelton. All voting "Aye". Randolph Goodman and Rachel Games thank the court.

8. **Discussion/Action** to approve Budget Amendment #35 in the amount of \$71,300.00 for the County wide security cameras. **Backup: 2; Speaker: Judge Haden; Cost: Net Zero**

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

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9. **Discussion/Action** to approve Budget Amendment #36 in the amount of \$21,218.00 for the repairs on the County Courthouse roof. **Backup: 2; Speaker: Judge Haden; Cost: Net Zero**

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

10. **Discussion/Action** to approve Budget Amendment #37 in the amount of \$97,000.00 for the budget transfers to cover animal shelter/lease expenses. **Backup: 2; Speaker: Judge Haden; Cost: Net Zero**

Commissioner Theriot explains there have been and will likely continue to be increased needs at the shelter. Judge Haden says he is looking for a motion to approve. So moved by Commissioner Theriot, second by Commissioner Westmoreland. All voting "Aye".

11. **Discussion/Action** to approve Budget Amendment #38 for an approved increase of \$3,000.00 for Feral Hog program approved in Commissioners Court on July 8, 2019. **Backup: 2; Speaker: Judge Haden; Cost: Net Zero**

Judge Haden introduces the item. Motion made by Commissioner Shelton, second by Commissioner Roland that we approve. All voting "Aye".

12. **Discussion/Action** to approve Budget Amendment #39 to align the NIBRS grant expansions with the grant reimbursements from the State for the purchase of technology equipment for the NIBRS implementation. **Backup: 2; Speaker: Judge Haden; Cost: Net Zero**

Judge Haden explains the amendment. Motion made by Commissioner Westmoreland, second by Commissioner Theriot to approve Budget Amendment #39. All voting "Aye".

13. **Discussion/Action** to approve a new temporary full-time Technology Technician (IT) position for Caldwell County. **Backup: 2; Speaker: Judge Haden; Cost: TBD**

Judge Haden explains the department's need and asks for a motion to approve. So moved by Commissioner Theriot, second by Commissioner Westmoreland. All voting "Aye".

14. **Discussion/Action** to approve moving the August 12<sup>th</sup> and August 26<sup>th</sup> Commissioners Court venue due to construction in the courtroom by Maintenance Department. **Backup: 1; Speaker: Judge Haden; Cost: None**

Judge Haden explains construction is ongoing. Motion made by Commissioner Shelton, second by Commissioner Roland that we approve. All voting "Aye".

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15. **Discussion/Action** to approve the final draft RFP19CCP03P Caldwell County Financial Audit Services to seek solicitation of proposals. **Backup: 11; Speaker: Danie Blake / Mayra Sanchez; Cost: None**

Danie Blake explains the item and Judge Haden asks for a motion to approve. So moved by Commissioner Theriot, second by Commissioner Shelton. All voting "Aye".

16. **Discussion/Action** to approve the purchase of equipment for the Unit Road Department and to issue a purchase order for the equipment from ASCO and Utility Trailer Southeast Texas, Inc. in the amount of \$422,354.26. **Backup: 43; Speaker: Judge Haden / Danielle Blake / Donald LeClerc; Cost: \$422,354.26**

Danie Blake explains the item and requests approval. Motion made by Commissioner Shelton, second by Commissioner Roland to approve item 16. All voting "Aye".

17. **Discussion/Action** concerning approval of an Order authorizing the filing of a Plat Revision (Shot Form Procedure) for Maiorka Acres off FM 20 and Old Colony Line Road (CR 160). **Backup: 15; Speaker: Joe Roland / Kasi Miles / Linda Hinkle / Charles Wirtanen; Cost: None**

Kasi Miles introduces Linda Hinkle and Charles Wirtanen to explain why they disagree on the item's approval. Commissioner Theriot, Commissioner Roland, Amanda Montgomery, and Judge Haden discuss the options for approval and steps moving forward to prevent repeating the issue. Commissioner Theriot recommends a variance wherein Appendix D – Easements and Right-of-Way Requirements not apply for the approval of this plat. Motion made by Commissioner Roland, second by Commissioner Shelton to accept the variance Commissioner Theriot recommended. All voting "Aye". An additional motion made by Commissioner Roland, second by Commissioner Theriot to approve the plat. All voting "Aye".

18. **Discussion/Action** to adopt a Resolution pursuant to Texas Government Code Section 2254.103(d) recognizing the need for legal services with regard to Opioid Litigation. **Backup: 2 Speaker: Judge Haden**

Amanda Montgomery explains the agenda item and Judge Haden reads the Resolution. Commissioner Westmoreland and Commissioner Theriot confirm there are no costs related to the services. Judge Haden asks for approval. So moved by Commissioner Westmoreland, second by Commissioner Theriot. All voting "Aye".

19. **Executive Session**  
Pursuant to Sections 551.071 and 551.087 of the Texas Government Code: consultation with counsel and deliberation regarding economic development negotiations associated with Project Promo. Possible action may follow in open court. **Backup: None; Speaker: Judge Haden; Cost: TBD**

Judge Haden reads both items 19 and 20 calling the Executive Sessions to order at 9:57 a.m. Commissioner Westmoreland, Commissioner Shelton, Judge Haden, Commissioner Theriot, Commissioner Roland, Amanda Montgomery, Adriana Cruz, Mike Kamerlander, and Christian Duran are all present for both sessions. No action is taken for either item and adjournment is at 10:28 a.m.

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20. **Executive Session**

Pursuant to Sections 551.071 and 551.087 of the Texas Government Code: consultation with counsel and deliberation regarding economic development negotiations associated with Pure Castings Co. Possible action may follow in open court. **Backup: None; Speaker: Judge Haden; Cost: TBD**

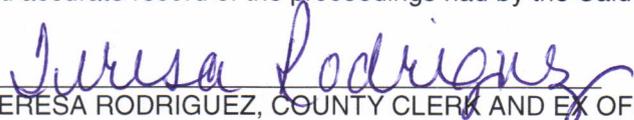
21. **Adjournment.**

Motion made by Commissioner Shelton, second by Commissioner Westmoreland that we adjourn. All voting "Aye". Court adjourns at 10:32 a.m.

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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 July 22, 2019.



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