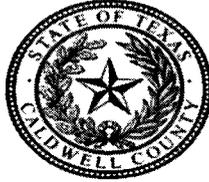


COMMISSIONERS COURT MINUTES
110 S. Main St. 2nd Floor, Lockhart, Texas
Commissioners Court March 11, 2019 9:00 a.m.



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 calls the meeting to order at 9:02 a.m.

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.

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

Carine Chalfoun shares current and upcoming weather patterns with the court. Motion made by Commissioner Roland, second by Commissioner Shelton to leave the burn ban off. All voting "Aye".

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).

Billy Fogle discusses Kinder Morgan's pipeline

Dianne Wassenich discusses agenda item 10.

Daphne Tenorio discusses Kinder Morgan's pipeline and provided documents (included in backup)

Rick Johnson discusses Alliance Regional Water Supply

Mary Eisenberg discusses the Permian Basin Pipeline

Rebecca Allen discusses Kinder Morgan Oil & Gas and provides a handout (included in backup)

Dennis Bradford discusses the route of the pipeline

Michael Diatalevi discusses Justice of the Peace training

Ashley Waymonth discusses Kinder Morgan's pipeline

Carondelet Crain Dember discusses the Permian Highway Pipeline

Alicia Thornton discusses agenda item 11.

Virginia Condie discusses the route of the pipeline

COMMISSIONERS COURT MINUTES
Regular Meeting on March 11, 2019

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

1. **Approve payment of County invoices in the amount of \$ 444,757.88; Backup: 32.**
2. **Ratify re-occurring County payments in the amount of:**
 - A. **\$ 283,485.18 (Payroll for 02/03/2019 – 02/16/2019); Backup: 20.**
 - B. **\$ 85,901.64 (Payroll Tax for 02/03/2019 – 02/16/2019); Backup: 1.**
 - C. **\$ 82,680.99 (Department of Motor Vehicle Fees on 2/21/19); Backup: 1.**
 - D. **\$ 95,812.77 (Department of Motor Vehicle Fees on 3/6/19); Backup: 1.**
 - E. **\$ 399,508.19 (State Comptroller – Texas Motor Vehicle Sales/Use Tax Surcharge and Texas Motor Vehicle Surcharge and/or Title Application Fees); Backup: 2.**
 - F. **\$622.33 (State Comptroller – Texas Boat and Boat Motor Sales/Use Tax); Backup: 1.**
 - G. **\$ 32,383.22 (February 2019 Utilities); Backup: 1.**
3. **Approve Budget Amendment # 16 for Justice of the Peace, Precinct 3 to provide additional funds in the amount of \$1,000.00 for newly elected judge to attend stage III of training for new judges; Backup: 1.**
4. **Accept the Caldwell County Sheriffs' Office 2018 Racial Profiling Report as required by Code of Criminal Procedure Article 2.133; Backup: 5.**
5. **Accept the Constable, Precinct # 3 2018 Racial Profiling Report as required by Code of Criminal Procedure Article 2.133; Backup: 5.**
6. **Accept and approve the payment of the Renewal of Surety Bond # 61287183 for Elections Administrator, Pamela Ohlendorf; Backup: 1.**
7. **Accept and approve 2018 Financial Statements provided from Community Supervision and Corrections Department (CSCD) of Caldwell, Comal and Hays County that are filed for informational purposes in accordance to LGC, Section 140.004 and the Texas Department of Criminal Justice-Community Justice Assistance Divisions Financial Management Manual; Backup: 53.**

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

SPECIAL PRESENTATIONS

"Every Child Matters" 3rd Annual Child Abuse Awareness Month Program: Ms. Licia Edwards, Caldwell County Sheriffs' Office, Ms. Cindy Gonzales, Caldwell County District Attorney's Office and Ms. Tina Ramsey, Lockhart Police Department; Backup: 1.

Licia Edwards, Cindy Gonzales, and Tina Ramsey present details regarding the program.

COMMISSIONERS COURT MINUTES
Regular Meeting on March 11, 2019

Kinder Morgan Pipeline construction in Caldwell County – Mr. Allen Fore, Vice President of Kinder Morgan; **Backup: To be distributed in court.**

Allen Fore overviews the project, hands out a packet, and answers questions from court members.

Alliance Regional Water Authority – Mr. Graham Moore; Backup: pending.

Commissioner Roland steps away. Graham Moore provides an overview of the project, hands out a packet and answers questions from court members.

Judge Haden calls for a recess at 10:36 a.m. and court reconvenes at 10:43 a.m.

Announcements. Items or comments from Court members or staff.

Commissioner Shelton says the Caldwell County Junior Livestock Show and Rajun Cajun events were both successful and that on the 23rd McMahan’s VFD has an Open House and Luling has its Market Days.

Commissioner Theriot says that there will be a Public Meeting at the Lions Club on March 14th that will include the Permian Basin Pipeline.

Commissioner Roland says he attended the Hispanic Chamber Gala and Caldwell County Junior Livestock Show.

Judge Haden commends the work involved in the Junior Livestock Show.

SPECIAL PRESENTATIONS CONTINUED

Capital Area Metropolitan Planning Organization (CAMPO) - Mr. Kelly Porter, Regional Planning Manager: *CAMPO Regional Arterials Plan*; **Backup: 6.**

Kelly Porter provides an overview of an ongoing project and answers questions from court members.

Enterprise Fleet Management – Mr. Kirby Watson, Sr. Consultant, Enterprise

Kirby Watson presents information regarding fleet vehicles and answers questions from court members and staff.

AGENDA ACTION ITEMS

9. **Discussion/Action** to execute a Professional Services Agreement with EWEAC for consulting purposes including but not limited to economic development opportunities and infrastructure relating to public safety for a term commencing on 3/11/2019 and continue in effect until 12/31/2020. **Cost: TBD ; Speaker: Judge Haden; Backup: 7.**

Commissioner Shelton and Judge Haden discuss needing clarity on EWEAC and their services as well as possibly having an Executive Session. Motion made by Commissioner Shelton, second by Commissioner Theriot to table. All voting “Aye”.

COMMISSIONERS COURT MINUTES
Regular Meeting on March 11, 2019

10. **Discussion/Action** regarding Tri-Community Water Supply Corporation's notice of a formal request to the Texas Commission on Environmental Quality (TCEQ) to schedule a public meeting concerning the Cherryville Waste Water Treatment Plant Permit Number WQ0015738001. **Cost: None; Speaker: Judge Haden; Backup: 142.**

Judge Haden, Commissioner Theriot, Amanda Montgomery, and Dianne Wassenich discuss the best way to support the item. Motion made by Commissioner Theriot, second by Commissioner Shelton to request the Judge send a letter to TCEQ requesting a Public Meeting. All voting "Aye".

11. **Discussion/Action** concerning the discussion and direction regarding installation of signs in subdivisions subject to firearms discharge restrictions. **Cost: TBD; Speaker: Commissioner Theriot; Backup: 1.**

Commissioner Theriot explains the agenda item. Recommendation made by Commissioner Theriot that the court authorize placement of these signs. Court members, Kasi Miles, and Donald LeClerc discuss which subdivisions will be included and the signs being posted simultaneously. Second by Commissioner Roland. All voting "Aye".

12. **Discussion/Action** to approve Resolution 12-2019 for the submission of an Economic Development Administration application and to designate the County Judge to act as the representative on program matters. **Cost: TBD; Speaker: Commissioner Theriot / Judy Langford; Backup: 1.**

Judy Langford and Commissioner Theriot explain the agenda item and she provides a handout to the court (not provided to the County Clerk for minutes). Recommendation by Commissioner Theriot to approve the Resolution. Judge Haden reads the Resolution. Second by Commissioner Westmoreland. All voting "Aye".

13. **Discussion/Action** to accept changes to Rules of Procedures, Conduct and Decorum Policy for Commissioners Court. **Cost: None; Speaker: Judge Haden; Backup: 19.**

Judge Haden reviews the changes. Motion made by Commissioner Roland, second by Commissioner Theriot that we do that. All voting "Aye".

14. **Discussion/Action** authorizing the County Judge to execute an Interlocal Agreement with the City of Umland regarding development in the City's extraterritorial jurisdiction (ETJ). **Cost: None; Speaker: Judge Haden; Backup: 7.**

Judge Haden asks for approval. So moved by Commissioner Theriot. Kasi Miles says she ensured there is no cost to the County. Second by Commissioner Shelton. All voting "Aye".

15. **Discussion/Action** to approve the Purchasing Agent's request to accept the Final Draft of RFP19CCP01P for Caldwell County Sheriff's Office Professional Security door/hardware Services. **Cost: TBD; Speaker: Judge Haden; Backup: 30.**

Danie Blake explains the agenda item and Judge Haden requests approval. So moved by Commissioner Westmoreland, second by Commissioner Theriot. All voting "Aye".

COMMISSIONERS COURT MINUTES
Regular Meeting on March 11, 2019

16. **Discussion/Action** concerning approval of an Order authorizing the filing of a Final Plat (Short Form Procedure) for Iona Acres on Barth Road (CR 179). **Cost: None; Speaker: Commissioner Roland / Kasi Miles; Backup: 14.**

Kasi Miles requests approval. Motion made by Commissioner Roland, second by Commissioner Westmoreland we authorize the filing of a Final Plat (Short Form Procedure) for Iona Acres on Barth Road. All voting "Aye".

17. **Discussion/Action** to accept and approve Budget Amendment # 17 and Personnel Action Form for Esmeralda Chan, Commissioners Court in the amount of \$5,190.00 due to vacancy in administrative position, possible changes in title, increased responsibility for Executive Assistant with supervisory role; Backup: 3. **Cost: Net Zero; Speaker: Judge Haden; Backup: 3**

Court members discuss the salaries and responsibilities of the Executive Assistant Position as well as the empty position that will be filled. Motion made by Commissioner Westmoreland, second by Commissioner Theriot to table. Commissioner Westmoreland, Commissioner Shelton, Commissioner Theriot, and Commissioner Roland all vote in favor, Judge Haden opposes. Motion passes.

18. **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 Fashion Glass and Mirror, L.L.C. Possible action may follow in open court. **Cost: TBD; Speaker: Judge Haden; Backup: None.**

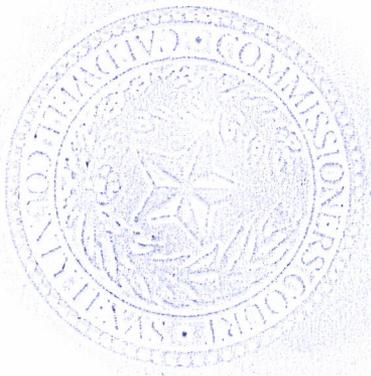
Judge Haden opens the Executive Session at 11:45 a.m.
Commissioner Westmoreland, Commissioner Shelton, Judge Haden, Commissioner Theriot, Commissioner Roland, Amanda Montgomery, and Dennis Engelke are all present.
The Executive Session ends at 12:03. No action is taken.

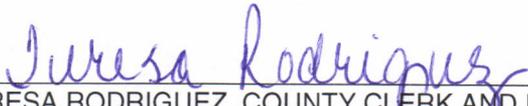
19. **Adjournment.**

Motion made by Commissioner Shelton, second by Commissioner Westmoreland to adjourn. All voting "Aye".

Court adjourns at 12:04 p.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 March 11, 2019.





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