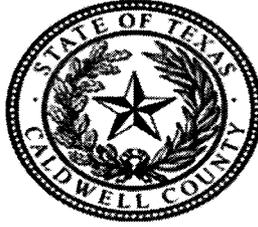


COMMISSIONERS COURT MINUTES
110 S. Main St. 2nd Floor, Lockhart, Texas
Commissioners Court February 25, 2019 9:00 a.m.



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 9:01 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.

Commissioner Westmoreland says he attended very constructive training in College Station for County Government along with Commissioner Shelton and Judge Haden.

Commissioner Shelton says she agrees with Commissioner Westmoreland regarding the training, that she attended a Luling City Council Meeting, Clear Fork Elementary's Spaghetti Dinner, and the Hispanic Chamber of Commerce's Banquet, and that local upcoming events include a Junior Livestock Show, a BBQ Dinner for the VFD in Harwood, and Rajun' Cajun in Luling.

Commissioner Theriot has no announcements.

Commissioner Roland says he attended the Lockhart Chamber of Commerce Banquet, a Lion's Club Banquet, along with his banquet and a gala, and that he will be attending the Junior Livestock Show. He also says he had his employee spread gravel for a constituent.

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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).

Sandra Billingsley is a local business owner who says she is thankful that the road leading to her business has been worked on, and though it is not complete she says her communication with the County Roads Office is well received.

Bruce Jennings is a resident of precinct 3 who provides court members documents (not provided to the Clerk for minutes). He says the property of Don's Fish Camp has damaged/inoperable vehicles and hazardous materials not cleaned up regardless of his communications with the County and he inquires about County Ordinance coverage.

Rick Johnson is a McMahan resident who says that Alliance Regional Water Authority requested access to his property on several occasions and he had repeatedly denied the access, they attempted to enter his property regardless resulting in him calling 911. He says they should be questioned by the County.

Joy Jungers is a precinct 3 resident who provided pictures to the court (not provided to the Clerk for minutes) and says the owner of Don's Fish Camp is improperly storing hazardous material in a flood plain as well as reducing property values.

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

1. **Approve payment of County invoices in the amount of \$ 366,841.73.**
2. **Ratify re-occurring County payments in the amount of:**
 - A. **\$ 289,705.54 (Payroll for 01/06/2019 – 01/25/2019)**
 - B. **\$ 88,185.12 (Payroll Tax for 01/06/2019 – 01/25/2019)**
 - C. **\$ 31,324.46 (Utilities for January 2019)**
 - D. **\$ 32,525.40 (Department of Motor Vehicle Fees)**
 - E. **\$ 440,644.20 (Department of Motor Vehicles Comptroller)**
 - F. **\$ 184.06 (Texas Boat & Motor Sales Use)**
3. **Accept the January 2019 Tax Collection Report submitted by the Caldwell County Appraisal District.**
4. **Approve Budget Amendment # 15 and Personnel Action Form (PAF) for the District Clerk: reevaluating/shifting of duties following the retirement of a tenured employee and current Deputy 2 moving to position of Deputy 1 and hiring another deputy netting a \$0 cost to the General Fund.**
5. **Accept and approve the Quarterly Report for the period (10-01-18 to 12-31-18) from the Constable, Precinct Three.**

Motion made by Commissioner Shelton, second by Commissioner Westmoreland that we approve Consent Agenda items 1-5. All voting "Aye".

SPECIAL PRESENTATION

Matt Moffa: Healthy Parks Plan – The Texas Public Land Trust

Matt Moffa explains the Healthy Parks Plan including how the program is funded, planned, and executed, adding that today from 2:00 p.m. to 4 p.m. at Zedler Mill there will be project planning.

AGENDA ACTION ITEMS

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

Carine Chalfoun advises of the potential for high winds. Motion made by Commissioner Roland, second by Commissioner Shelton to leave the burn ban off. All voting "Aye".

Judge Haden and Carine Chalfoun discuss how a burn ban would be initiated and/or publicized if conditions changed for the worse.

COMMISSIONERS COURT MINUTES
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7. **Discussion/Action** to approve the appointment of Judge Todd Blomerth to the Caldwell County Child Welfare Board. **Cost: None; Speaker: Commissioner Theriot; Backup: None.**

Motion made by Commissioner Theriot, second by Commissioner Westmoreland to appoint Judge Blomerth to this board. All voting "Aye".

8. **Discussion/Action** regarding the relocation of the Elections Office. **Cost: TBD; Speaker: Judge Haden; Backup: None.**

Court members, Mary Sanchez with Caldwell County Elections Office, Julie Zimmerman and Elsie Lacy with the Extension Office, and Chief Emergency Management Coordinator Carine Chalfoun discuss access to the Common Room at the Scott Annex Building and alternative County facilities that could be used when the Common Room is unavailable.

Judge Haden requests that his office is contacted to locate alternative facilities for events until a permanent solution is reached and asks for a motion to table the item. So moved by Commissioner Westmoreland, second by Commissioner Roland. All voting "Aye".

9. **Discussion/Action** to consider the request of the Caldwell County Elections Office to purchase a Campaign Finance System for receiving and processing of disclosure reports that improve efficiency for the office. **Cost: \$2,500.00 ; Speaker: Judge Haden; Backup: 2.**

Jason Barnett explains the Easy Vote System and confirms for Commissioner Shelton that the contract is annual. Judge Haden adds that the money is already in the Election Office's budget.

Motion made by Commissioner Westmoreland, second by Commissioner Theriot to approve the request. All voting "Aye".

10. **Discussion/Action** regarding the renewal of the Dispute Resolution Center (DRC) contract. **Cost: None; Speaker: Judge Haden; Backup: 5.**

Commissioner Theriot exits. The Director of the Dispute Resolution Center, Martha Joyce, shares an overview of the upcoming year. Motion made by Commissioner Shelton, second by Commissioner Roland that we approve the contract. All present voting "Aye".

11. **Discussion/Action** to approve Budget Amendment # 14 and Personnel Action Form (PAF), a wage increase for County Court at Law Court Reporter, Leigh Hagg, such amount to reflect the adopted wages in the 2018-2019 Caldwell County Budget netting a \$0 cost to the General Fund. **Cost: None; Speaker: Judge Haden; Backup: 3.**

Judge Haden explains the item. Motion made by Commissioner Westmorland, second by Commissioner Shelton to approve item 11. All present voting "Aye".

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- 12. Discussion/Action** to approve Resolution 09-2019 calling for the project deadline extension for the (Texas Commission on Environmental Quality) TCEQ 319 Grant for water dissipation and parking lot enhancements at the Caldwell County Criminal Justice Center from May 31, 2019 to February 29, 2020. **Cost: None; Speaker: Judge Haden / Dennis Engelke; Backup: 1.**

Commissioner Theriot returns. Dennis Engelke explains the delays and that TCEQ recommends an extension request.

Motion made by Commissioner Shelton, second by Commissioner Theriot that we approve the Resolution 09-2019. All voting "Aye".

- 13. Discussion/Action** to approve Resolution 10-2019 naming the Authorized Official and Financial Officer for each of three active Office of the Governor grants. **Cost: None; Speaker: Judge Haden / Dennis Engelke; Backup: 1.**

Dennis Engelke explains the need for the Resolution. Judge Haden asks for a motion to approve. So moved by Commissioner Theriot, second by Commissioner Roland. All voting "Aye".

- 14. Discussion/Action** to approve Resolution 11-2019 expressing support of Caldwell County for Legislation Creating Clear Fork Ranch Municipal Utility District. **Cost: None; Speaker: Judge Haden; Backup: 1.**

Jared Jekovich explains the Legislation Creating Clear Fork Ranch Municipal Utility District.

Motion made by Commissioner Westmoreland, second by Commissioner Theriot to approve Resolution 11-2019. All voting "Aye".

- 15. Discussion/Action** regarding new protocols for adding items to Commissioners Court agendas and amending the Rules and Procedures of Commissioners Court last updated on April 25, 2016. **Cost: None; Speaker: Judge Haden; Backup: 16.**

Judge Haden explains the amendment: agenda items and backup are due by 5:00 p.m. the Tuesday before meetings are scheduled and discusses the process and coordination with Commissioner Theriot.

Commissioner Shelton says the Subdivision Ordinance adoption date of January 18, 2011 should be changed to the updated date of August 13, 2018. Judge Haden answers a question from Amanda Montgomery.

Motion made by Commissioner Shelton, second by Commissioner Westmoreland that we accept. All voting "Aye".

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16. **EXECUTIVE SESSION** pursuant to Sections 551.071, 551.072 and 551.087 of the Texas Government Code: consultation with counsel and deliberation regarding the purchase, exchange, lease, or value of real property along Hwy 80 and FM 1954 in Caldwell County, Texas as a part of an Economic Development Administration Grant. **Cost: TBD; Speaker: Commissioner Theriot; Backup: None.**

Judge Haden reads into the record the amendment of FM 1984 as opposed to 1954.

The Executive Session begins at 10:05 a.m.

Judge Haden, Commissioner Westmoreland, Commissioner Shelton, Commissioner Theriot, Commissioner Roland, Amanda Montgomery, Judy Langford, David Legere, Jeff Nydegger, Dennis Engelke, and Michael Schroeder are all present.

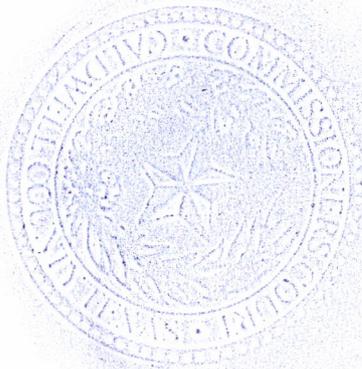
The Executive Session ends at 10:47 a.m. No action is taken.

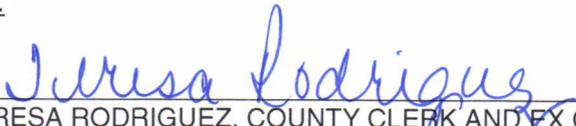
Judge Haden asks that the documents from today's agenda that need signatures be signed before adjournment.

17. **Adjournment.**

Judge Haden asks for a motion to adjourn. So moved by Commissioner Westmoreland, second by Commissioner Roland. All voting "Aye".

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 February 25, 2019.




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