

COMMISSIONS COURT MINUTES  
110 S Main St. 2<sup>nd</sup> Floor, Lockhart, Texas  
Commissioners Court February 23, 2021 9:00 am



HOPPY HADEN County Judge  
TERESA RODRIGUEZ County Clerk

B.J. WESTMORELAND Commissioner Pct. 1  
BARBARA SHELTON Commissioner Pct. 2  
ED THERIOT Commissioner Pct. 3  
JOE IVAN ROLAND Commissioner Pct. 4

**Call Meeting to Order**

Judge Haden calls meeting to order at 9:08 a.m.

**Invocation.**

Commissioner Roland 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 gives thanks to all who helped with services throughout the county during this last week of winter weather.

Commissioner Shelton thanks everyone as well, also reports the Baptist Church will be distributing food and supplies this afternoon.

Commissioner Theriot thanks everyone that helped out through this weather

Commissioner Roland thanks to all the Volunteers helping with water distribution for the community. Thanked Unit road for their assistance.

Judge Haden reports that Lockhart and Luling's water is almost fully restored, also will continue to collect donations for water and supplies and will announce sites for distribution. Thanks Joyce Buckner with Bluebonnet Electric for updates. Judge Haden Declared state of Disaster for Caldwell County and a survey will be set up for assistance with individual issues and home repairs.

Dennis Engelke reports the Community Tire Event will be held in Maxwell, Texas on 3-31-21.

Barbara Gonzales gives thanks to Hector Rangel for picking up staff to complete payroll and all other county staff that helped.

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Danie Blake recognizes purchasing assistant Shenale Gerrity for a auction project that generated sixty thousand dollars from old vehicles and some heavy equipment.

Judge Haden reports Caldwell County will still persue a Hub but have partnered up with Travis,Hays and Bastrop for drive through Hub. More information to be updated on website.

**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>

Face coverings are required when inside the building except as provided by Executive Order GA-29. The meeting will be broadcast over the internet and may be viewed at  
<http://www.co.caldwell.tx.us/page/caldwell.CommissionersCourtLive-OnDemand>

There are no Citizens' Comments.

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

1. **Approve payment of the following County invoices and County Purchase Orders:**  
**Purchase orders: \$64,803.78; Backup: 5**  
**Packet APPKT05025: \$56,966.05; Backup 43**

<b>Receipt 2275: \$650.00</b>	<b>Receipt 2276: \$1,289.60</b>
<b>Receipt 2277: \$1,161.93</b>	<b>Receipt 2278: \$4,080.00</b>
<b>Receipt 2279: \$5,815.78</b>	<b>Receipt 2280: \$745.73</b>
<b>Receipt 2281: \$479.84</b>	<b>Receipt 2282: \$1,550.40</b>
<b>Receipt 2283: 1,329.94</b>	<b>Receipt 2284: \$26,386.64</b>
<b>Receipt 2285: \$37,568.05</b>	<b>Receipt 2287: \$96.99</b>
<b>Receipt 2288: \$1,225.00</b>	<b>Receipt 2289: \$10,177.19</b>
<b>Receipt 2290: \$431.26</b>	
  
2. **Ratify re-occurring County Payments:**
  - A. \$334,731.69 (Payroll 1/17/2021 – 1/30/2021)
  - B. \$99,755.14 (Payroll Tax 1/17/2021 – 1/30/2021)
  - C. \$120,748.95 (DMV Remittance)
  - D. \$1,013.49 (Boat Comptroller)
  - E. \$419,038.80 (DMV Comptroller)

**3. To approve the January 2021 Tax Collection Report from the Caldwell County Appraisal District.**

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

**SPECIAL PRESENTATION**

- Caldwell County Care-A-Van impact 2019-2020

Paige Johnson Associate Director of Development Seton Foundations thanks County for its generosity and reports how gifts to this program make a difference. Ms. Johnson asks the court to consider a donation of four thousand dollars to the program and possibly budget five thousand dollars for next year.

Audio and Video issues, recess taken at 9:35 a.m. and resumes at 9:42 a.m.

- Nancy Francom of TexMyGov

Nancy Francom introduces Carson Frandsen who conducted presentation by cell phone, explains the overview of the alerts and notifications about the program. Judge Haden believes this program will greatly improve communication during times of emergencies.

**DISCUSSION/ACTION ITEMS:**

**4. Discussion/Action regarding the burn ban. Speaker: Judge Haden/ Hector Rangel; Backup: 3; Cost: None**

Judge Haden reads KBDI numbers sent from Hector Rangel and recommends to leave burn ban off. Motion made by Commissioner Roland, second by Commissioner Theriot. All voting "Aye"

**5. Discussion/Action to approve a contract between Caldwell County and TxMyGov for County wide mobile notification system. Speaker: Judge Haden/ Nancy Francom; Backup: 5; Cost: \$4,400**

Judge Haden requests to approve contract with TxMyGov. Motion made by Commissioner Westmoreland, second by Commissioner Shelton. All voting "Aye"

**6. Discussion/Action to approve Resolution No.13-2021 for the opposition to SB234/HB749 in efforts to Silence County Officials. Speaker: Judge Haden; Backup: 2; Cost: None**

Judge Haden reads and requests to approve Resolution No. 13-2021. Motion made by Commissioner Theriot, second by Commissioner Roland. All voting "Aye".

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7. **Discussion/Action** to consider extending the County Judge’s Order, dated February 16, 2021, declaring a state of Disaster within Caldwell County related to severe winter weather. **Speaker: Judge Haden; Backup: None; Cost: None**

Judge Haden requests the approval to extend the State of Disaster within Caldwell County until March 9, 2021. J.J. Wells adds that this is only in context to weather related emergency that has risen. Motion made by Commissioner Shelton, second by Commissioner Westmoreland. All voting “Aye”.

8. **Discussion/Action** to approve Budget Amendment #28 for the procurement of purchase of vest for Caldwell County Jail. **Speaker: Judge Haden/ Barbara Gonzales; Backup: 3; Cost: Net Zero**

Judge Haden requests the approval of Budget Amendment 28 for purchase of vests for Caldwell County Jail. So moved by Commissioner Westmoreland, second by Commissioner Theriot. All voting “Aye”.

9. **Discussion/Action** to approve Budget Amendment #29 for the refund of training reimbursement for Caldwell County Clerk. **Speaker: Judge Haden/ Barbara Gonzales; Backup: 4; Cost: Net Zero**

Judge Haden requests to approve Budget Amendment 29 for training reimbursement. So moved by Commissioner Shelton, second by Commissioner Roland. All voting “Aye”.

10. **Discussion/Action** to approve Budget Amendment #30 for the refund of training reimbursement for District Clerk. **Speaker: Judge Haden/ Barbara Gonzales; Backup: 4; Cost: Net Zero**

Judge Haden requests to approve Budget Amendment 30 for training reimbursement. So moved by Commissioner Shelton, second by Commissioner Westmoreland. All voting “Aye”.

11. **Discussion/Action** to appoint a Luling resident to the Plum Creek Conservation District Board. **Speaker: Judge Haden; Backup: 2; Cost: None**

Judge Haden requests to table item 11. So moved by Commissioner Shelton, second by Commissioner Theriot. All voting ‘Aye”.

12. **Discussion/Action** to approve payment to Fashion Glass for FY 2020 per 381 agreements. **Speaker: Judge Haden; Backup: 4; Cost: \$13,282.76**

Judge Haden requests approval payment to Fashion Glass for FY 2020. So moved by Commissioner Theriot, second by Commissioner Westmoreland. All voting “Aye”.

13. **Discussion/Action** to approve the annual 2021 local contribution for the Capital Area Metropolitan Planning Organization. **Speaker: Judge Haden; Backup: 2; Cost: \$1,346.00**

Judge Haden requests to approve annual fees for Capital Area Metropolitan Planning Organization. So moved by Commissioner Theriot, second by Commissioner Roland. All voting “Aye”.

14. **Discussion/Action** to approve the Interlocal Agreement between Lubbock County, Texas and Caldwell County regarding the Regional Public Defender for Capital Cases. **Speaker: Judge Haden; Backup: 13; Cost: \$9,242.00**

Judge Haden requests to approve Interlocal Agreement regarding the Regional Public Defender for Capital Cases. Motion made by Commissioner Shelton, second by Commissioner Westmoreland. All voting "Aye".

15. **Discussion/Action** to consider Resolution 15-2021, authorizing the County Judge to execute a Chapter 381 Economic Development Agreement between McElroy Metal Mill, Inc. and Caldwell County. **Speaker: Judge Haden/ JJ Wells; Backup: 14; Cost: None**

Mike Kamerlander , Economic Developer discusses the manufacturing operation for McElroy Metal Mill, Inc. that will be located in Caldwell County. Judge Haden reads Resolution 15-2021. So moved by Commissioner Westmoreland, second by Commissioner Shelton. All voting "Aye"

Judge Haden extends his Condolences to the family and friends of Deputy Constable Johnny Juarez.


16. **Adjournment.**

Motion made by Commissioner Shelton, second by Commissioner Westmoreland that we adjourn. All voting "Aye". Court adjourns at 10:16 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 February 23, 2021.



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