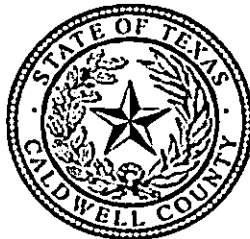


COMMISSIONERS COURT MINUTES
110 S Main St. 2nd Floor, Lockhart, Texas
Commissioners Court February 28, 2023, 9:00 a.m.



HOPPY HADEN County Judge
TERESA RODRIGUEZ County Clerk

B.J. WESTMORELAND Commissioner Pct. 1
RUSTY HORNE Commissioner Pct. 2
ED THERIOT Commissioner Pct. 3
DYRAL THOMAS Commissioner Pct. 4

Call Meeting to Order

Judge Haden calls the meeting to order at 9:00 a.m.

Invocation.

Commissioner Thomas 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.

No Announcements.

No Staff Announcements.

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>

Bruce Jennings a Martindale resident speaks to improvements on Hwy 80 and drainage issues.

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

1. Approve payment of County invoices and County Purchase Orders: \$306,745.74
2. Ratify re-occurring County Payments:
 - A. \$387,118.38 Payroll (1/19/2023 – 2/11/2023)
 - B. \$115,448.00 Payroll Tax (1/19/2023 – 2/11/2023)
 - C. \$48,154.79 DMV Remittance
 - D. \$66.31 TPWD Comptroller
 - E. \$493,359.55 DMV Comptroller

3. To approve the Quarterly Investment Report for Q4 2022.
4. To approve Constable Pct. 1 January 2023 Report.
5. To approve January 2023 Tax Collection Report for Caldwell County Appraisal District.
6. To approve Certificate of Completion to Rusty Horne Commissioner Pct. 2 from the V.G Young Institute of County Government.

Motion made by Commissioner Horne, seconded by Commissioner Westmoreland to approve Consent Agenda. All voting "Aye".

MOTION APPROVED.

SPECIAL PRESENTATION

Martha Joyce, Central Texas Dispute Resolution Center.

Martha Joyce Director provides handouts to court, reports organization progress and announces new location in New Braunfels as well as the one in San Marcos.

DISCUSSION/ACTION ITEMS:

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

Hector Rangel Chief EMC provides fire updates and recommends keeping the Burn Ban Off.

Motion made by Commissioner Theriot, seconded by Commissioner Thomas. All voting "Aye".

MOTION APPROVED.

8. Discussion/Action to consider the approval of Resolution 07-2023 authorizing the submission of a County Essential Services Grant application to the Criminal Justice Division of the Office of the Governor. **Speaker: Judge Haden/ Dennis Engelke; Backup: 2; Cost: None**

Resolution 07-2023 is read.

Motion made by Commissioner Westmoreland, seconded by Commissioner Thomas Resolution 07-2023 authorizing the submission of a County Essential Services Grant application to the Criminal Justice Division of the Office of the Governor.

Commissioner Westmoreland, Commissioner Horne, Judge Haden, and Commissioner Thomas voting "Aye". Commissioner Theriot was not present and did not vote.

MOTION APPROVED.

9. Discussion/Action to consider the approval of Resolution 08-2023, supporting legislative action to provide certain counties with dog microchipping authority. **Speaker: Judge Haden; Backup: 2; Cost: None**

Commissioner Theriot returned to courtroom.

Resolution 08-2023 is read.

Motion made by Commissioner Theriot, seconded by Commissioner Thomas to approve Resolution 08-2023, supporting legislative action to provide certain counties with dog microchipping authority. All voting "Aye".

MOTION APPROVED.

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- 10. Discussion/Action** to consider the approval of Resolution 09-2023, supporting legislative action to provide counties with wind and solar power facility siting authority. **Speaker: Judge Haden; Backup: 21; Cost: None**

Resolution 09-2023 is read.

Motion made by Commissioner Westmoreland, seconded by Commissioner Horne to approve Resolution 09-2023, supporting legislative action to provide counties with wind and solar power facility siting authority. All voting "Aye".

MOTION APPROVED.

- 11. Discussion/Action** to consider the approval of the creation of a full-time payroll clerk position within the Human Resources Department, at a \$40,000 annual salary. **Speaker: Judge Haden; Backup: 1; Cost: \$40,000.00**

Motion made by Commissioner Westmoreland, seconded by Commissioner Thomas to approve the creation of a full-time payroll clerk position within the Human Resources Department, at a \$40,000 annual salary. All voting "Aye".

MOTION APPROVED.

- 12. Discussion/Action** to consider the approval of Budget Amendment #21 for the New Payroll Clerk position \$33,743.24 from Contingency. **Speaker: Judge Haden/ Danie Teltow; Backup: 3; Cost: \$33,743.24**

Motion made by Commissioner Horne, seconded by Commissioner Theriot to approve Budget Amendment 21 for the New Payroll Clerk position \$33,743.24 from Contingency. All voting "Aye".

MOTION APPROVED.

- 13. Discussion/Action** to consider the approval to transfer payroll duties from the auditor's Office to the Human Resources Department. **Speaker: Judge Haden; Backup: 1; Cost: None**

Motion made by Commissioner Horne, seconded by Commissioner Thomas to approve transfer payroll duties from the auditor's Office to the Human Resources Department. All voting "Aye".

MOTION APPROVED.

- 14. Discussion/Action** to consider the approval of Budget Amendment #15 to transfer money from Constable Pct. 4 (001-4324-1036) Deputy Constables to (001-4324-1090) Chief Deputy Constable for full time salary position. **Speaker: Judge Haden/ Danie Teltow; Backup: 2; Cost: \$51,000.00**

Art Villareal Constable Precinct 4 addressed court on clarification of salary for Constables.

Motion made by Commissioner Westmoreland, seconded by Commissioner Thomas to approve as discussed, the current amount being paid to Precinct 3 in the amount of \$37,634.00 with additional stipend through interlocal agreement with LISD. All voting "Aye".

MOTION APPROVED.

COMMISSIONERS COURT MINUTES
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- 15. Discussion/Action** to consider the approval of Budget Amendment #19 for the Jail to transfer money from (001-4340-1052) Jailers to (001-4310-1150) Overtime to increase Overtime line item. **Speaker: Judge Haden/ Danie Teltow; Backup: 2; Cost: \$50,000.00**

Motion made by Commissioner Westmoreland, seconded by Commissioner Theriot to approve Budget Amendment 19 for the Jail to transfer money from (001-4340-1052) Jailers to (001-4310-1150) Overtime to increase Overtime line item. All voting "Aye".

MOTION APPROVED.

- 16. Discussion/Action** to consider the approval of Budget Amendment #20 to transfer money from non-Departmental (001-6510-4860) Professional Services to (001-6510-3300) Lobbyist, for higher education MOU with City of Luling. **Speaker: Judge Haden/ Danie Teltow; Backup: 3; Cost: \$10,000.00**

Motion made by Commissioner Horne, seconded by Commissioner Thomas to approve Budget Amendment 20 to transfer money from non-Departmental (001-6510-4860) Professional Services to (001-6510-3300) Lobbyist, for higher education MOU with City of Luling. All voting "Aye".

MOTION APPROVED.

- 17. Discussion/Action** to consider the approval of payment to Invoice #47805 in the amount of \$2,765.00 to RCI Consultants. **Speaker: Judge Haden/ Carolyn Caro; Backup: 2; Cost: \$2,765.00**

Motion made by Commissioner Theriot, seconded by Commissioner Westmoreland to approve of payment to Invoice #47805 in the amount of \$2,765.00 to RCI Consultants. All voting "Aye".

MOTION APPROVED.

- 18. Discussion/Action** to consider the approval of the amendment 381 Agreement between Caldwell County and Visionary Fiber Technology. **Speaker: Judge Haden; Backup: 2; Cost: None**

Motion made by Commissioner Thomas, seconded by Commissioner Westmoreland to approve the amendment 381 Agreement between Caldwell County and Visionary Fiber Technology with changes. All voting "Aye".

MOTION APPROVED.

- 19. Discussion/Action** to consider the approval of a County Purchasing Card Policy. **Speaker: Judge Haden/ Carolyn Caro; Backup: 6; Cost: None**

Motion made by Commissioner Westmoreland, seconded by Commissioner Thomas to approve of a County Purchasing Card Policy. All voting "Aye".

MOTION APPROVED.

- 20. Discussion/Action** to consider the approval of a form contract for the reimbursement of County-expended funds by Sheriff's Office cadets in certain circumstances. **Speaker: Judge Haden/ Sheriff Lane/ Jon Craigmile; Backup: 6; Cost: None**

Motion made by Commissioner Horne, seconded by Commissioner Theriot to approve a form contract for the reimbursement of County-expended funds by Sheriff's Office cadets in certain circumstances. All voting "Aye".

MOTION APPROVED.

COMMISSIONERS COURT MINUTES
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- 21. Discussion/Action** to consider the approval of a Professional Services Agreement between Caldwell County and Corridor Title company for the development of a Title Commitment for the Evacuation Shelter property. Services rendered not to exceed \$10,000.00. **Speaker: Judge Haden/ Dennis Engelke; Backup: 14; Cost: \$10,000.00**

Dennis Engelke reported a title search was conducted and Title Corridor Title Company was requested. Chase Goetz, Assistant Criminal District Attorney-Civil addresses court with changes made to agreement, handouts provided to court.

Motion made by Commissioner Thomas, seconded by Commissioner Westmoreland to approve with changes the Professional Services Agreement between Caldwell County and Corridor Title company for the development of a Title Commitment for the Evacuation Shelter property. Services rendered not to exceed \$10,000.00. All voting "Aye".

MOTION APPROVED.

- 22. Discussion only** of the GLO Infrastructure Grant Roads. **Speaker: Commissioner Westmoreland; Backup: 1; Cost: None**

Dennis Engelke Grants Administrator update on road projects pending due to weather. David Clark reports Briggs Road site walk through by Thursday.

- 23. Discussion/Action** to consider the approval of a development ordinance variance request by the Sagado Dos, LLC for the construction of a privately – maintained concrete roadway. **Speaker: Commissioner Theriot/ Kasi Miles; Backup: 13; Cost: None**

Motion made by Commissioner Theriot, seconded by Commissioner Westmoreland to approve development ordinance variance request by the Sagado Dos, LLC for the construction of a privately – maintained concrete roadway. All voting "Aye".

MOTION APPROVED.

- 24. Discussion/Action** concerning approval of an Order authorizing the filing of a Final Plat (Short Form Procedure) for Brooke Acres located on Tumbleweed Trail. **Speaker: Commissioner Horne /Kasi Miles Backup: 21; Cost: None**

Linda Hinkle addresses court with corrections to be made.

Motion made by Commissioner Horne, seconded by Commissioner Westmoreland to approve with corrections the Order authorizing the filing of a Final Plat (Short Form Procedure) for Brooke Acres located on Tumbleweed Trail. All voting "Aye".

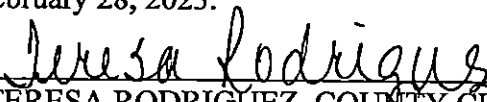
MOTION APPROVED.

COMMISSIONERS COURT MINUTES
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25. Adjournment.

Motion made by Commissioner Theriot, seconded by Commissioner Thomas to adjourn. All voting "Aye".
The court adjourns at 10:09 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 February 28, 2023.


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

