

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



HOPPY HADEN	County Judge	B.J. WESTMORELAND	Commissioner Pct. 1
TERESA RODRIGUEZ	County Clerk	RUSTY HORNE	Commissioner Pct. 2
		ED THERIOT	Commissioner Pct. 3
		DYRAL THOMAS	Commissioner Pct. 4

Call Meeting to Order

Judge Haden calls meeting to order at 9:00 a.m. Commissioner Theriot is absent.

Invocation.

Commissioner Thomas opens 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>

No Citizens' Comments.

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

- 1. Approve payment of County invoices and County Purchase Orders: \$626,990.77**
- 2. Ratify re-occurring County Payments:**
 - A. \$ 388,924.45 Payroll (2/26/2023 – 3/11/2023)**
 - B. \$116,051.76 Payroll Tax (2/26/2023 – 3/11/2023)**
- 3. To approve the Bond for Michael Bell, Constable Pct. 3.**
- 4. To approve the Bond for Dolores Navarro, Justice of the Peace Pct. 4 Clerk.**
- 5. To approve the Bond for Shanna Conley, Justice of the Peace Pct. 2 Judge.**

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- 6. To approve the Bond for Matt Kiely, Justice of the Peace Pct. 1 Judge.**
- 7. To approve the Bond for Angela Meuth Rawlinson, County Treasurer.**
- 8. To approve February 2023 Tax Collection Report from Caldwell County Appraisal District.**

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

MOTION APPROVED.

SPECIAL PRESENTATION

Pre-Trial Bond Program – Annual Report

Romelia Elizondo Caldwell CSCD Deputy Director and Michael Murphy Pre-Trial Officer gives a presentation on the Pre-Trial Bond Program.

DISCUSSION/ACTION ITEMS:

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

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

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

MOTION APPROVED.

- 10. Discussion/Action** to consider adopting Order 05-2023 authorizing the sale of fireworks for San Jacinto Day. **Speaker: Judge Haden/ Hector Rangel; Backup: 3; Cost: None**

Hector Rangel recommends prohibiting the sale of fireworks with sticks or fins.

Order 05-2023 is read.

Motion made by Commissioner Westmoreland, seconded by Commissioner Thomas to adopt, and approve Order 05-2023 authorizing the sale of fireworks for San Jacinto Day with recommendation of prohibiting fireworks with sticks or fins.

MOTION APPROVED.

- 11. Discussion/Action** to consider the approval of a proclamation in April 2023 as Sexual Assault Awareness and Prevention Month. **Speaker: Judge Haden/ Micaela Aranda; Backup: 2; Cost: None**

Proclamation is read.

Melissa Rodriguez CEO Hays Caldwell Women Center thanks the court for their support and reports that a counselor has been hired for the community.

Motion made by Commissioner Horne, seconded by Commissioner Westmoreland to approve a proclamation in April 2023 as Sexual Assault Awareness and Prevention Month. All voting "Aye".

MOTION APPROVED.

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12. Discussion/Action to consider to the approval of a proclamation in April 2023 as Child Abuse Prevention and Awareness Month. **Speaker: Judge Haden/ Micaela Aranda; Backup: 2; Cost: None**

Proclamation is read.

Motion made by Commissioner Thomas, seconded by Commissioner Horne to approve a proclamation in April 2023 as Child Abuse Prevention and Awareness Month. All voting "Aye".

Melissa Rodriguez invites the community to "Shower of Giving" at the City Park on April 22, at 1:00 p.m.

MOTION APPROVED.

13. Discussion/Action to consider the approval of an amendment to a contract with PHI Air Medical, for a reduction in cost associated with nationwide membership upgrades. **Speaker: Judge Haden; Backup: 3; Cost: None**

Motion made by Commissioner Westmoreland, seconded by Commissioner Thomas to approve an amendment to a contract with PHI Air Medical, for a reduction in cost associated with nationwide membership upgrades. All voting "Aye".

MOTION APPROVED.

14. Discussion/Action to consider the approval of an election services contract between Caldwell County and participating entities for the May 2023 general election. **Speaker: Judge Haden/ Devante Coe; Backup: 22; Cost: None**

Motion made by Commissioner Thomas, seconded by Commissioner Horne to approve an election services contract between Caldwell County and participating entities for the May 2023 general election. All voting "Aye".

MOTION APPROVED.

15. Discussion/Action to consider the approval of an amendment to an interlocal cooperation agreement between Lockhart ISD and the County for SRO law enforcement services. **Speaker: Commissioner Westmoreland/ Mark Estrada; Backup: 3; Cost: None**

Amendments read.

Motion made by Commissioner Westmoreland, seconded by Commissioner Thomas to approve an amendment to an interlocal cooperation agreement between Lockhart ISD and the County for SRO law enforcement services. All voting "Aye".

MOTION APPROVED.

16. Discussion/Action to consider the approval to submit a pre-application for a USDA Rural Development Loan and Grant in connection with the Evacuation Shelter. **Speaker: Judge Haden/ Dennis Engelke; Backup: 6; Cost: None**

Motion to Postpone Item 16 made by Commissioner Horne, seconded by Commissioner Thomas. All voting "Aye".

MOTION TO POSTPONE APPROVED.

17. Discussion/Action to consider the approval of Budget Amendment #25 to transfer money from Unit Road (002-1101-3130) Operating to (002-1101-4810) Training for training classes for new equipment. **Speaker: Judge Haden/ Danie Teltow/ Donald LeClerc; Backup: 2; Cost: \$2,400.00**

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Motion made by Commissioner Westmoreland, seconded by Commissioner Horne to approve Budget Amendment 25 to transfer money from Unit Road (002-1101-3130) Operating to (002-1101-4810) Training for training classes for new equipment. All voting "Aye".

MOTION APPROVED.

18. Discussion/Action to consider the approval of Budget Amendment #26 to transfer money from Sheriff's Office (001-4300-1035) Patrol Deputies to (001-4300-5310) Machinery & Equipment for annual cost of Kologik Services. **Speaker: Judge Haden/ Danie Teltow/ Jon Craigmile; Backup: 2; Cost: \$47,600.00**

Motion made by Commissioner Horne, seconded by Commissioner Thomas to approve Budget Amendment 26 to transfer money from Sheriff's Office (001-4300-1035) Patrol Deputies to (001-4300-5310) Machinery & Equipment for annual cost of Kologik Services. All voting "Aye".

MOTION APPROVED.

19. Discussion/Action to consider the approval of Budget Amendment #27 to transfer money for Elections Department to multiple line items from medical contingency. **Speaker: Judge Haden/ Danie Teltow/ Devante Coe; Backup: 2; Cost: \$38,000.00**

Motion made by Commissioner Thomas, seconded by Commissioner Westmoreland to approve Budget Amendment 27 to transfer money for Elections Department to multiple line items from medical contingency with correction of \$42,000.00. All voting "Aye".

MOTION APPROVED.

20. Discussion/Action to consider the approval of REQ02248 and payment of invoice #2302152 for Doucet Professional Services through 02.19.2023 in the amount of \$142,500.00. **Speaker: Judge Haden/ Carolyn Caro; Backup: 6; Cost: \$142,500.00**

Motion made by Commissioner Westmoreland, seconded by Commissioner Horne to approve REQ02248 and payment of invoice #2302152 for Doucet Professional Services through 02.19.2023 in the amount of \$142,500.00. All voting "Aye".

MOTION APPROVED.

21. Discussion/Action to consider the approval of payment to AT&T in the amount of \$65,106.29. **Speaker: Judge Haden/ Carolyn Caro; Backup: 10; Cost: \$65,106.29**

Motion made by Commissioner Thomas, seconded by Commissioner Horne to approve payment to AT&T in the amount of \$65,106.29. All voting "Aye".

MOTION APPROVED.

22. Discussion/Action to consider the approval of a development agreement between RFJJ HWY 21, LLC., and the county for the development of the Tomahawk Subdivision, approximately 152 acres located at Highway 21 and FM 1824. **Speaker: Commissioner Theriot/ Kasi Miles; Backup: 22; Cost: None**

Motion made by Commissioner Westmoreland, seconded by Commissioner Thomas to approve a development agreement between RFJJ HWY 21, LLC., and the county for the development of the Tomahawk Subdivision, approximately 152 acres located at Highway 21 and FM 1824. All voting "Aye".

MOTION APPROVED.

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- 23. Discussion/Action** to consider the approval of a development agreement between Lennar Homes of Texas Land and Construction, Ltd., and the County for the development of the Cotton Gateway Subdivision, approximately 491 acres located at Highway 21 and William Pettus Road (CR 238). **Speaker: Commissioner Theriot/ Kasi Miles; Backup: 23; Cost: None**

Motion made by Commissioner Horne, seconded by Commissioner Westmoreland of a development agreement between Lennar Homes of Texas Land and Construction, Ltd., and the County for the development of the Cotton Gateway Subdivision, approximately 491 acres located at Highway 21 and William Pettus Road (CR 238). All voting "Aye".

MOTION APPROVED.

- 24. Discussion/Action** to consider the approval of public improvements in Caldwell County jurisdiction of El Dorado Subdivision for permanent county maintenance and release back to the developer a check in the amount of \$3,329.81. **Speaker: Judge Haden/ Donald LeClerc; Backup: 2; Cost: None**

Motion made by Commissioner Westmoreland, seconded by Commissioner Thomas to approve of public improvements in Caldwell County jurisdiction of El Dorado Subdivision for permanent county maintenance and release back to the developer a check in the amount of \$3,329.81. All voting "Aye".

MOTION APPROVED.

- 25. Discussion/Action** to consider the approval of an Order authorizing the filing of a Final Plat (Short Form Procedure) for Seawillow Estates North located on Seawillow Rd. **Speaker: Commissioner Westmoreland/ Kasi Miles; Backup: 17; Cost: None**

Motion made by Commissioner Westmoreland, seconded by Commissioner Thomas to approve of an Order authorizing the filing of a Final Plat (Short Form Procedure) for Seawillow Estates North located on Seawillow Rd. All voting "Aye".

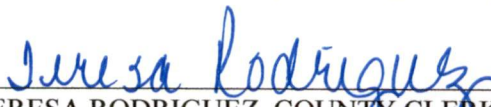
MOTION APPROVED.

26. Adjournment.

Motion made by Commissioner Westmoreland, seconded by Commissioner Thomas to adjourn. All voting "Aye".
The court adjourns at 9:51 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 March 28, 2023.




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