

L. W. "Nubbin" Cooper Jr.
County Commissioner, Precinct 1



Ken Pelt
County Commissioner, Precinct 3

Chris Kirkendall
County Commissioner, Precinct 2

Alvin Roberts
County Commissioner, Precinct 4

Wayne McDaniel
County Judge

COMMISSIONERS COURT OF HARDIN COUNTY, TEXAS
HARDIN COUNTY COURTHOUSE ▪ COMMISSIONERS COURTROOM (A-131)

NOTICE OF REGULAR MEETING AND AGENDA
TUESDAY | MAY 12, 2020 | 10:00 A.M.

BE IT REMEMBERED THAT ON MAY 12, 2020, THERE WAS BEGUN AND HOLDEN A REGULAR MEETING OF THE COMMISSIONERS' COURT OF HARDIN COUNTY, TEXAS WITH THE FOLLOWING MEMBERS OF THE COURT PRESENT:

HONORABLE WAYNE MCDANIEL
HONORABLE L.W. COOPER, JR.
HONORABLE CHRIS KIRKENDALL
HONORABLE KEN PELT
HONORABLE ALVIN ROBERTS
HONORABLE GLENDA ALSTON

HARDIN COUNTY JUDGE
COMMISSIONER PCT. 1
COMMISSIONER PCT. 2
COMMISSIONER PCT. 3
COMMISSIONER PCT. 4
HARDIN COUNTY CLERK

WHEN THE FOLLOWING PROCEEDINGS WERE HAD AND ORDERS MADE TO-WIT; IN ADDITION TO THE ROUTINE BUSINESS OF THE COUNTY, THE SUBJECT OF SAID MEETING WILL BE THE FOLLOWING:

- 1) Call meeting to order. *Judge Wayne McDaniel*
- 2) Invocation and Pledge of Allegiance. *Commissioner Ken Pelt*
- 3) Approve Minutes of the April 28, 2020 Regular Meeting. *Glenda Alston, County Clerk*
MOTION BY: COMMISSIONER KIRKENDALL
SECOND BY: COMMISSIONER COOPER
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER PELT, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER AND COMMISSIONER ROBERTS.
ACTION: APPROVED AS PRESENTED
- 4) Consider approval of request to cancel all Registered Claims from April 28, 2020; and Approval of Cash Statement as presented. *Deborah McWilliams, County Treasurer (SEE ATTACHED)*
MOTION BY: COMMISSIONER COOPER
SECOND BY: COMMISSIONER PELT
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER PELT, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER AND COMMISSIONER ROBERTS.
ACTION: APPROVED AS PRESENTED

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- 5) Authorization to pay County bills as presented. *Angela Gore, County Auditor (SEE ATTACHED)*
MOTION BY: COMMISSIONER PELT
SECOND BY: COMMISSIONER KIRKENDALL
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER PELT, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER AND COMMISSIONER ROBERTS.
ACTION: APPROVED AS PRESENTED

- 6) Consider and possibly approve the following Budget Amendment: Create a new line item in the Election Equipment Fund '012-491-490 Miscellaneous'; and transfer \$4,260.00 from Fund 012 Contingency to this newly created line item to cover an expenditure to Hart Intercivic for Extended Warranty on Election Equipment purchased in July, 2019, for a period of one (1) year. *Glenda Alston, County Clerk (SEE ATTACHED)*
MOTION BY: COMMISSIONER KIRKENDALL
SECOND BY: COMMISSIONER COOPER
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER PELT, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER AND COMMISSIONER ROBERTS.
ACTION: APPROVED

- 7) Discussion concerning the Estimate of 2020 Taxable Value received from the Chief Appraiser and possible action to file in the Minutes of the Court. **(SEE ATTACHED)**
MOTION BY: COMMISSIONER PELT
SECOND BY: COMMISSIONER KIRKENDALL
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER PELT, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER AND COMMISSIONER ROBERTS.
ACTION: NOT ACCEPTING THE ROUGH ESTIMATE FROM THE COUNTY TREASURER BUT WILL ACCEPT THE CHIEF APPRAISER ESTIMATE AT THIS TIME.

- 8) Consider and possibly approve an Order abandoning a portion of a public roadway never developed, known as South Broadway Street in the Western Townsite Subdivision of Old Grayburg, located in Precinct 3, as requested by Wayne Davis. *Commissioner Ken Pelt (SEE ATTACHED)*
MOTION BY: COMMISSIONER PELT
SECOND BY: COMMISSIONER COOPER
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER PELT, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER AND COMMISSIONER ROBERTS.
ACTION: APPROVED

- 9) Consider Adoption of Resolution 10-20 recognizing May 2020 as Elder Abuse Prevention Awareness Month. *Kristin Seaman, APS In-Home Investigator IV, Texas Department of Family Protective Services (SEE ATTACHED)*
MOTION BY: COMMISSIONER KIRKENDALL
SECOND BY: COMMISSIONER COOPER
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER PELT, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER AND COMMISSIONER ROBERTS.
ACTION: APPROVED

- 10) Consider request by Judge McDaniel to authorize a 90 day continuation of the Disaster Declaration issued on March 16, 2020 as a result of the COVID-19 Coronavirus pandemic. (SEE ATTACHED)
MOTION BY: COMMISSIONER PELT
SECOND BY: COMMISSIONER KIRKENDALL
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER PELT, COMMISSIONER KIRKENDALL AND COMMISSIONER ROBERTS.
AGAINST: COMMISSIONER COOPER
ACTION: APPROVED
- 11) Discussion and possible action to rescind the action taken by Commissioners Court on March 24, 2020, to terminate all spending that is not essential, including any/all capital projects, taking into consideration existing contracts.
MOTION BY: COMMISSIONER COOPER
SECOND BY: COMMISSIONER KIRKENDALL
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER PELT, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER AND COMMISSIONER ROBERTS.
ACTION: APPROVED
- 12) Discussion and possible action to rescind the action taken by Commissioners Court on March 24, 2020, to implement a freeze on hiring of any personnel in all Offices and Departments.
MOTION BY: COMMISSIONER PELT
SECOND BY: COMMISSIONER COOPER
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER PELT, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER AND COMMISSIONER ROBERTS.
ACTION: APPROVED
- 13) Permission to accept settlement offer from Allstate Insurance in the amount of \$26,192.44 for a 2016 Chevy Tahoe PPV (VIN# 1GNLCDEC8GR251229) damaged due to a non-at-fault crash. *Sheriff Mark Davis*
MOTION BY: COMMISSIONER COOPER
SECOND BY: COMMISSIONER KIRKENDALL
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER PELT, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER AND COMMISSIONER ROBERTS.
ACTION: APPROVED
- 14) Discussion and possible action to approve and accept for filing in the Minutes of the Court the District Court Orders appointing the County Auditor for the term of two (2) years and directing the payment of the County Auditor's salary. *Dana Hogg, District Clerk (SEE ATTACHED)*
MOTION BY: COMMISSIONER PELT
SECOND BY: COMMISSIONER KIRKENDALL
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER PELT, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER AND COMMISSIONER ROBERTS.
ACTION: APPROVED

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- 15) Permission to solicit bids for overlaying approximately 2,220 feet on Lakewood Drive, and 1,935 feet on Bryan Lane, located in Precinct 1. *Commissioner L.W. Cooper, Jr.*
MOTION BY: COMMISSIONER KIRKENDALL
SECOND BY: COMMISSIONER PELT
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER PELT, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER AND COMMISSIONER ROBERTS.
ACTION: APPROVED
- 16) Discussion and possible action to approve and accept final plat of Rock Creek Ridge Subdivision, Phase 5, located in Precinct 3. *Amanda Young, Floodplain Administrator (SEE ATTACHED)*
MOTION BY: COMMISSIONER PELT
SECOND BY: COMMISSIONER COOPER
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER PELT, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER AND COMMISSIONER ROBERTS.
ACTION: APPROVE AND ACCEPT
- 17) Discussion and possible action concerning Rock Creek Ridge Subdivision, Phase 5, located in Precinct 3: Consider and possibly approve request to enter into warranty period; accept Security Bond in the amount of \$23,882.50; and authorize the Developer to sell lots. *Amanda Young, Floodplain Administrator (SEE ATTACHED)*
MOTION BY: COMMISSIONER PELT
SECOND BY: COMMISSIONER KIRKENDALL
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER PELT, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER AND COMMISSIONER ROBERTS.
ACTION: APPROVED
- 18) Authorization for County Judge to sign and execute an Interlocal Agreement with the City of Lumberton regarding the FEMA Hazard Mitigation Grant Project Lumberton Detention Pond (TDEM HMGP Award 4332-232). *Amanda Young, Floodplain Administrator (SEE ATTACHED)*
MOTION BY: COMMISSIONER COOPER
SECOND BY: COMMISSIONER KIRKENDALL
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER PELT, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER AND COMMISSIONER ROBERTS.
ACTION: APPROVED
- 19) Authorization for County Judge to sign amendment to contract with MPTX Associates Inc. for FEMA Hazard Mitigation Grant Program FY 2018 (HMGP-4332-0052) Acquisition Project. *Amanda Young, Floodplain Administrator (SEE ATTACHED)*
MOTION BY: COMMISSIONER COOPER
SECOND BY: COMMISSIONER PELT
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER PELT, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER AND COMMISSIONER ROBERTS.
ACTION: APPROVED

- 20) Discussion and possible action regarding recommendation from evaluation committee concerning proposals received for Demolition Services related to Flood Mitigation Assistance Program FY2017 (FMA17) and the TDEM Hazard Mitigation Program for Property Acquisitions. *Misty Sims, Purchasing Agent (SEE ATTACHED)*
MOTION BY: COMMISSIONER PELT
SECOND BY: COMMISSIONER KIRKENDALL
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER PELT, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER AND COMMISSIONER ROBERTS
ACTION: AWARDED TO ALLAN MURPHY IN THE AMOUNT OF \$8,610.00
- 21) Consider approval of request to appoint a committee to evaluate proposals received for Grant Management Services pertaining to Community Development Block Grant Mitigation Funds (CDBG-MIT). *Misty Sims, Purchasing Agent*
MOTION BY: COMMISSIONER KIRKENDALL
SECOND BY: COMMISSIONER COOPER
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER PELT, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER AND COMMISSIONER ROBERTS.
ACTION: APPROVED AND COMMITTEE APPOINTED WILL BE: REJENA BOLTON, JUDGE CHARLES BREWER AND LAURA PAPE
- 22) Consider approval of request to appoint a committee to evaluate proposals received for Environmental Inspection Services relating to all DR-4332 (Harvey) Hazard Mitigation Grant Program projects. *Misty Sims, Purchasing Agent*
MOTION BY: COMMISSIONER COOPER
SECOND BY: COMMISSIONER PELT
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER PELT, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER AND COMMISSIONER ROBERTS.
ACTION: APPROVED AND COMMITTEE APPOINTED WILL BE: DALE WILLIFORD, JARROD FOUNTAIN AND KATIE PACE
- 23) Discussion only of any item not on the Agenda without taking any action. *Any County Official*
- 24) Adjourn
MOTION BY: COMMISSIONER ROBERTS
SECOND BY: COMMISSIONER COOPER
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER PELT, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER AND COMMISSIONER ROBERTS.
ACTION: APPROVED

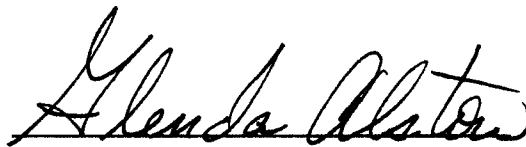
**Any Attendee of this Open Meeting may be permitted to comment on an Agenda item by raising their hand or verbal notification, and being recognized by the Chair prior to the Court taking action. Anyone who addresses Commissioners Court in person must do so from the podium.*

As we continue to follow CDC guidance and Governor Abbott's Executive Orders as to Social Distancing due to the COVID-19 Pandemic, this Open Meeting will be limited to no more than **20** attendees in person. Anyone who wishes to participate by telephone may do so. Dial: (877) 402-9753; Access Code: 6995123 before the meeting begins. When you dial in, announce yourself if you wish and then mute your line. If you desire to address any line item on this agenda, notify the Chair when you dial in or at the time the item is reached during the meeting. If possible, this Open Meeting will also be livestreamed on the Official Facebook page of Judge Wayne McDaniel

RESPECTFULLY SUBMITTED,



WAYNE MCDANIEL
HARDIN COUNTY JUDGE



GLENDAL ALSTON
HARDIN COUNTY CLERK