

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



Amanda Young
County Commissioner, Precinct 3

Alvin Roberts
County Commissioner, Precinct 4

Chris Kirkendall
County Commissioner, Precinct 2

Wayne McDaniel
County Judge

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

NOTICE OF REGULAR MEETING AND AGENDA
TUESDAY | JULY 27, 2021 | 10:00 A.M.

AGENDA AND MINUTES

BE IT REMEMBERED THAT ON JULY 27, 2021, 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 AMANDA YOUNG
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 Alvin Roberts*
- 3) Approve Minutes of the July 13, 2021 Regular Meeting; and the July 19, 2021 Special Meeting.
Glenda Alston, County Clerk
MOTION BY: COMMISSIONER ROBERTS
SECOND BY: COMMISSIONER YOUNG
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER,
COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.
ACTION: APPROVED AS PRESENTED

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- 4) Consider approval of request to cancel all Registered Claims from July 13, 2021; and Approval of Cash Statement as presented. *Deborah McWilliams, County Treasurer (SEE ATTACHED)*
MOTION BY: COMMISSIONER KIRKENDALL
SECOND BY: COMMISSIONER COOPER
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.
ACTION: APPROVED AS PRESENTED

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

- 6) Consider approval of request to appoint a Salary Study Committee to study the wages of all Hardin County personnel, including Elected Officials, and make wage recommendations to Commissioners Court for FY23 and beyond. *Judge Wayne McDaniel*
MOTION BY: COMMISSIONER KIRKENDALL
SECOND BY: COMMISSIONER ROBERTS
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.
ACTION: APPROVED WITH THE COMMITTEE OF: COMMISSIONER COOPER (CHAIR), SHERIFF MARK DAVIS, DEBORAH MCWILLIAMS, SHIRLEY COOK, DEBBIE MENDISABAL, AND TREY BROTHERS.

- 7) Consider approval of request to appoint a Subdivision Committee to review the current Subdivision Rules, Regulations and Requirements, and submit revisions/updates to Commissioners Court for consideration. *Judge Wayne McDaniel*
MOTION BY: COMMISSIONER KIRKENDALL
SECOND BY: COMMISSIONER YOUNG
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.
ACTION: APPROVED WITH THE COMMITTEE OF: COMMISSIONER ROBERTS (CHAIR), MATTHEW MINICK, ROB STARR, ALEX PARKER AND EMANUEL MENDOZA.

- 8) Discussion and possible action to set the 2022 TCDRS retirement rate. *Debbie Mendisabal, Human Resources Director (SEE ATTACHED)*
MOTION BY: COMMISSIONER KIRKENDALL
SECOND BY: COMMISSIONER COOPER
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.
ACTION: APPROVED TO KEEP THE RATE AT 15.5%.

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- 9) Discuss and possibly approve the Hardin County Paid Quarantine Leave Policy pursuant to House Bill 2073, which became law on June 15, 2021. *Debbie Mendisabal, Human Resources Director (SEE ATTACHED)*
MOTION BY: COMMISSIONER KIRKENDALL
SECOND BY: COMMISSIONER ROBERTS
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.
ACTION: APPROVED
- 10) Consider request to accept the audited financial statements for Hardin County ESD 1 for the year ending September 30, 2020; and ESD 5 for the year ending December 31, 2020. **(SEE ATTACHED)**
MOTION BY: COMMISSIONER ROBERTS
SECOND BY: COMMISSIONER KIRKENDALL
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.
ACTION: APPROVED
- 11) Discussion and possible action regarding request for approval of outside detention contracts with Leon County. *Chief Monica Kelley, Juvenile Probation Department (SEE ATTACHED)*
MOTION BY: COMMISSIONER COOPER
SECOND BY: COMMISSIONER YOUNG
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.
ACTION: APPROVED
- 12) Consider and possibly authorize the Purchasing Agent to advertise for proposals for Grant Administrative Services related to projects under the American Rescue Plan Act (ARPA) of 2021 and, if authorized, appoint a committee to review the proposals received and make a recommendation to the Court. *Aaron Tupper, Emergency Management Coordinator (SEE ATTACHED)*
MOTION BY: COMMISSIONER KIRKENDALL
SECOND BY: COMMISSIONER ROBERTS
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.
ACTION: APPROVED WITH A COMMITTEE OF: COMMISSIONER YOUNG (CHAIR), AARON TUPPER, SHERIFF MARK DAVIS, MICHELLE BREWER AND AMANDA HOLLAND.
- 13) Discussion and possible action to enter into a renewal Mutual Aid Agreement with Southeast Texas Regional Planning Commission. This update adds Jasper County to the agreement. *Aaron Tupper, Emergency Management Coordinator (SEE ATTACHED)*
MOTION BY: COMMISSIONER YOUNG
SECOND BY: COMMISSIONER ROBERTS
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.
ACTION: APPROVED

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14) Consider and possibly authorize the County Judge to sign the Interlocal Participation Agreement with County Information Resource Agency (CIRA), a division of Texas Association of Counties. *Aaron Tupper, Director of Technology (SEE ATTACHED)*

MOTION BY: COMMISSIONER ROBERTS

SECOND BY: COMMISSIONER COOPER

IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.

ACTION: APPROVED

15) Discussion and possible action to upgrade our current email plan and website plan with our current provider, County Information Resource Agency (CIRA), a division of Texas Association of Counties. *Aaron Tupper, Director of Technology (SEE ATTACHED)*

MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER COOPER

IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.

ACTION: APPROVED

16) Consider approval of request to authorize the Purchasing Agent to solicit bids for overlaying approximately 370 feet on Nerren Lane, located in Precinct 1. *Commissioner L.W. Cooper, Jr.*

MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER ROBERTS

IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.

ACTION: APPROVED

17) Consider request to approve and accept new subdivision Lots 1, 2, 3, and 4 of the Monette Addition No. 1, located in Precinct 3. *Alex Parker, Floodplain Administrator*

MOTION BY: COMMISSIONER YOUNG

SECOND BY: COMMISSIONER ROBERTS

IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.

ACTION: APPROVED

18) Consider request to approve and accept Re-plat of Tracts 17 and 18 of Deer Creek Run, into Lot 17A, located in Precinct 2. *Alex Parker, Floodplain Administrator (SEE ATTACHED)*

MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER ROBERTS

IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.

ACTION: APPROVED

19) Consider and possibly authorize the County Judge to sign Interlocal Agreement with the Regional Public Defender Office Local Government Corporation (RPDO-LGC) for the purpose of providing court-appointed counsel to individuals charged with the offense of capital murder (death-eligible) who cannot afford to hire their own attorney. **(SEE ATTACHED)**

MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER YOUNG

IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.

ACTION: APPROVED

20) Consider and possibly authorize the County Judge to sign Memorandum of Understanding between Hardin county Health Services and Jasper Newton County Public Health District (JNCPHD). The purpose of this Agreement is to provide technical assistance for services related to Food Safety Emergencies in the absence of the JNCPHD Inspector. *Re Jena Bolton, Health Inspector (SEE ATTACHED)*

MOTION BY: COMMISSIONER COOPER

SECOND BY: COMMISSIONER KIRKENDALL

IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.

ACTION: APPROVED

21) Consider approval of request to lease two (2) 2021 Chevrolet Suburbans for the Hardin County Health Services Department. If approved, this lease will be made utilizing a cooperative purchasing program with a total lease price of \$87,556.40 for a term not to exceed three (3) years. *Sharon Whitley, Health Services Director (SEE ATTACHED)*

MOTION BY: COMMISSIONER YOUNG

SECOND BY: COMMISSIONER COOPER

IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.

ACTION: APPROVED

22) Consider and possibly authorize the County Judge to sign Care Coordination Agreement between Spindletop Center and Hardin County Health Services. The purpose of this Agreement is to provide a collaborative framework to perform treatment planning and care coordination activities. *Sharon Whitley, Health Services Director (SEE ATTACHED)*

MOTION BY: COMMISSIONER COOPER

SECOND BY: COMMISSIONER YOUNG

IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.

ACTION: APPROVED

23) Consider and possibly authorize the County Judge to sign Mobile Behavioral Health Clinic Memorandum of Understanding (MOU) between Spindletop Center and Hardin County Health Services. The Mobile Clinic will be located at the Courthouse Annex Building and will provide behavioral health services to eligible individuals. *Sharon Whitley, Health Services Director* (**SEE ATTACHED**)

MOTION BY: COMMISSIONER COOPER

SECOND BY: COMMISSIONER YOUNG

IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.

ACTION: APPROVED

24) Consider and possibly authorize the County Judge to sign Commercial Lease between Tejani Properties of Orange, LLC and Hardin County Health Services for leased office space located at 1502 Strickland Drive, Orange, Texas. This additional space is needed to accommodate the expanded staffing in Orange County, and will be paid utilizing grant funds. *Sharon Whitley, Health Services Director*

MOTION BY: COMMISSIONER ROBERTS

SECOND BY: COMMISSIONER KIRKENDALL

IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.

ACTION: APPROVED

25) Consider approval of request for the Health Services Department to apply for funding from Texas Department of State Health Services (DSHS) Immunizations and Vaccines for Children program. This is an opportunity for local health entities (LHEs) to apply for funding to help reduce health disparities in their communities, and to provide access to Coronavirus Disease 2019 (COVID-19) vaccine for populations disproportionately affected by COVID-19. No match is required. *Sharon Whitley, Health Services Director* (**SEE ATTACHED**)

MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER COOPER

IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.

ACTION: APPROVED

26) Consider approval of request to authorize the Purchasing Agent to solicit bids for Emergency Disaster Debris Monitoring and Debris Site. *Misty Sims, Purchasing Agent*

MOTION BY: COMMISSIONER COOPER

SECOND BY: COMMISSIONER YOUNG

IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.

ACTION: APPROVED

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27) Consider and possibly authorize the County Judge to sign one-year renewal and amendment Contract/Agreement with Custom Tree Care, Inc. for Emergency/Disaster Debris Removal Services. *Misty Sims, Purchasing Agent* (SEE ATTACHED)

MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER ROBERTS

IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.

ACTION: APPROVED

28) Consider approval of request to sell a 1960 International distributor Truck (VIN...171F) utilizing Rene' Bates Auctioneers, Inc. (ReneBates.com). This item was previously listed incorrect as a 1963 International Distributor Truck (VIN...9141) on the April 27, 2021 Commissioners Court Agenda. *Misty Sims, Purchasing Agent*

MOTION BY: COMMISSIONER COOPER

SECOND BY: COMMISSIONER YOUNG

IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.

ACTION: APPROVED

29) Consider and take appropriate action regarding demolition contract pertaining to work on two-story structures. *Misty Sims, Purchasing Agent*

MOTION BY: COMMISSIONER COOPER

SECOND BY: COMMISSIONER YOUNG

IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.

ACTION: APPROVED

30) Consider approval of request to set a deadline of 2:00PM on August 21, 2021 to receive Courthouse Café Proposals. *Misty Sims, Purchasing Agent*

MOTION BY: COMMISSIONER COOPER

SECOND BY: COMMISSIONER ROBERTS

IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.

ACTION: APPROVED

31) Conduct workshop to discuss the proposed Longleaf Development Project, FM 421, Lumberton (this item will not occur prior to 10:30AM).

32) Discussion only of any item not on the Agenda without taking any action. *Any County Official*

RECESSED AT 10:31 A.M.

COURT IS BACK IN SESSION AT 10:36 A.M.

33)Adjourn.

MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER COOPER

**IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER,
COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.**

ACTION: APPROVED

**Any attendee of this Open Meeting may be permitted to comment on an Agenda item by raising their hand, and being recognized by the Presiding Member prior to the Court acting on any item. Anyone who addresses Commissioners Court must do so from the podium.*

RESPECTFULLY SUBMITTED,



**WAYNE MCDANIEL
HARDIN COUNTY JUDGE**



**GLENDAL ALSTON
HARDIN COUNTY CLERK**