

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



Amanda Young  
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 | SEPTEMBER 14, 2021 | 10:00 A.M.**

**AGENDA AND MINUTES**

BE IT REMEMBERED THAT ON SEPTEMBER 14, 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 Amanda Young*
- 3) Approve Minutes of the August 23, 2021 Special Meeting; and August 24, 2021 Regular and Special Meetings. *Glenda Alston, County Clerk*  
MOTION BY: COMMISSIONER COOPER  
SECOND BY: COMMISSIONER YOUNG  
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER,  
COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.  
ACTION: APPROVED AS PRESENTED

- 4) Consider approval of request to cancel all Registered Claims from August 24, 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) Discussion and possible action regarding Annual Review and Approval of the Hardin County Investment Policy. *Deborah McWilliams, County Treasurer (SEE ATTACHED)*  
**MOTION BY: COMMISSIONER COOPER**  
**SECOND BY: COMMISSIONER KIRKENDALL**  
**IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.**  
**ACTION: ACCEPT AND APPROVE AS PRESENTED**
  
- 6) Consider adoption of Resolution 23-21 reappointing Deborah McWilliams as the County's Investment Officer pursuant to the Hardin County Investment Policy. *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**
  
- 7) Discussion and possible action concerning adoption of the Fiscal Year 2022 County Payroll Schedule. *Deborah McWilliams, County Treasurer (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**
  
- 8) Authorization to pay County bills as presented. *Angela Gore, County Auditor (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 AS PRESENTED**

COMMISSIONERS COURT AGENDA AND MINUTES

SEPTEMBER 14, 2021

PAGE 3 OF 8

- 9) Discussion and possible action to approve and accept for filing in the Minutes of the Court the District Court Orders setting salaries of the County Auditor, Assistant County Auditors and Official Court Reporters of the 88<sup>th</sup> and 356<sup>th</sup> Judicial District Courts for fiscal year 2022.

**MOTION BY: JUDGE MCDANIEL**

**SECOND BY: COMMISSIONER COOPER**

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

**ACTION: APPROVED AND ADOPTED AS PRESENTED TO THE COURT BY BOTH DISTRICT JUDGES.**

- 10) Consider and possibly approve overtime pay to LeTasha Jones, who is classified as an Exempt salaried employee, effective August 9, 2021 utilizing immunization grant funds for the overtime she is working related to COVID-19. (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**

- 11) Consider and possibly authorize a 90-day extension past LeTasha Jones' anniversary date of August 25<sup>th</sup> and Amanda Larzas' anniversary date of September 10<sup>th</sup> for them to utilize their paid time off as they were unable to utilize their PTO due COVID-19 infections/exposures of co-workers, requiring them to be at work during the weeks leading up to their anniversary date.

**MOTION BY: COMMISSIONER COOPER**

**SECOND BY: COMMISSIONER KIRKENDALL**

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

**ACTION: APPROVED**

- 12) Discussion and possible approval to amend the Hardin County Military Leave Policy to reflect the addition of up to 7 days of paid disaster leave per fiscal year in accordance with House Bill 1589. *Debbie Mendisabal, Human Resources Director* (SEE ATTACHED)

**MOTION BY: COMMISSIONER YOUNG**

**SECOND BY: COMMISSIONER KIRKENDALL**

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

**ACTION: APPROVED**

- 13) Discussion and possible action concerning Order Setting Day of Week and Location of Regular Term Schedule of Hardin County Commissioners Court Meetings for Fiscal Year 2022. (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**

- 14) Discussion and possible action concerning the setting of 2022 County Holidays. **(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**
- 15) Consider adoption of Resolution 24-21 nominating individuals to serve on Hardin County Appraisal District Board of Directors. **(SEE ATTACHED)**  
**MOTION BY: COMMISSIONER KIRKENDALL**  
**SECOND BY: COMMISSIONER COOPER**  
**IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.**
- 16) Consider adoption of Resolution 25-21 proclaiming September 14, 2021 as Golden Triangle Retired and Senior Volunteer Program Day in Hardin County. *Lynn Huckaby, Golden Triangle RSVP Advisory Council Member (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**
- 17) Consider adoption of Resolution 26-21 supporting the growing involvement of the disabled community in the political process; and designating the week of September 13<sup>th</sup> - 20<sup>th</sup> as National Disability Voter Registration Week. *Melissa McNeely, Program Director, RISE Center (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**
- 18) Consider adoption of Resolution 27-21; certifying that the County has made a Grant to Nutrition and Services for Seniors, an organization that provides home-delivered meals to homebound persons in the County who are elderly and/or have a disability; and certifying that the County has approved the organization's accounting system. *Janci Kimball, CEO of Nutrition and Services for Seniors (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**

- 19) Consider approval of request for the Hardin County Historical Commission to receive donation from the Hardin County Genealogical Society of all rights and personal property assets that the Genealogical Society owns in the Museum of Hardin County. *J.A. McKim, III, Chairman, Historical Commission*  
**MOTION BY: COMMISSIONER KIRKENDALL**  
**SECOND BY: COMMISSIONER YOUNG**  
**IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER AND COMMISSIONER YOUNG.**  
**NOT PRESENT: COMMISSIONER ROBERTS**
- 20) Consider and possibly approve the reappointment of Gaye Lokey as Trustee of Spindletop Center for a two (2) year term, effective September 1, 2021.  
**MOTION BY: COMMISSIONER KIRKENDALL**  
**SECOND BY: COMMISSIONER COOPER**  
**IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER AND COMMISSIONER YOUNG.**  
**NOT PRESENT: COMMISSIONER ROBERTS**
- 21) Setting of Public Hearing to discuss abandoning a 20' Alley Way of Block 63 between Lots 1 through 10 and Lots 11 through 20 of The Western Townsite Company Subdivision located in Sour Lake, Texas. *Alex Parker, Floodplain Administrator (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 AND SET PUBLIC HEARING FOR SEPTEMBER 28, 2021 AT 9:45 A.M.**
- 22) Setting of Public Hearing to consider a plan for District Clerk's Technology Fund for the preservation and restoration of District Clerk's records. *Dana Hogg, District Clerk (SEE ATTACHED)*  
**MOTION BY: JUDGE MCDANIEL**  
**SECOND BY: COMMISSIONER YOUNG**  
**IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.**  
**ACTION: APPROVED AND SET PUBLIC HEARING FOR SEPTEMBER 28, 2021 t 9:45 A.M.**
- 23) Consider and possibly authorize the County Judge to sign State Case Registry and Local Customer Service Cooperative Agreement between the Office of the Attorney General and Hardin County. *Dana Hogg, District Clerk (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 approve revised Hardin County Crime Victims Assistance Center job descriptions to comply with grant funding. *Glenda Jacks, Director, Crime Victims Assistance Center (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**
- 25) Consider and possibly authorize the County Judge to sign Second Contract Renewal Participating Services Agreement with Appriss for Statewide Automated Victim Notification Service (SAVNS) Contract No. 20212244900-391-01. *Glenda Jacks, Director, Crime Victims Assistance Center (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**
- 26) Consider request to approve Amended Order calling for November 2, 2021 Constitutional Amendment Election; and accept the consolidation of precincts. *Glenda Alston, County Clerk (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**
- 27) Discussion and possible action to accept an Order calling for a bond election to be held by the Lumberton Municipal Utility District, making provisions for the conduct of the election, and resolving other matters incident and related to such election. *Glenda Alston, County Clerk (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**
- 28) Discussion and possible action to accept Hardin County Emergency Services Districts 1 and 5 Resolution calling for an election to adopt a local sales and use tax at the rate of two percent (2%) inside the Districts' boundaries, excluding any territory in the District where the local sales and use tax is at two percent (2%). *Glenda Alston, County Clerk (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**

- 29) Consider and possibly authorize the County Judge to execute an Interlocal Agreement with the City of Lumberton authorizing the Hardin County Floodplain Administrator to regulate and follow the City of Lumberton's ordinances and rules for subdivision regulations for the Longleaf Development on FM 421 to set up a uniformed standard for the entire development. *Matthew Minick, County 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**
- 30) Consider and possibly approve the following job descriptions and pay rate: Financial Assistant with a pay rate not to exceed \$33 per hour; Building Maintenance Custodian with a pay rate of \$14 per hour; and Information Technology Technician with a pay rate of \$25 per hour. These are grant-funded positions for the Health Services Department. *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**
- 31) Consider and possibly authorize the County Judge to sign Emergency/Disaster Right of Entry and Land Usage Agreement for Temporary Debris Storage and Reduction Site with Breaux Estates and Gonzales Property owners. *Misty Sims, Purchasing Agent (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**
- 32) Present results of bids received, and possibly award to successful vendor, for a high clearance fire truck for the Hardin County CDBG-DR Infrastructure Emergency Services District 1 Brush Truck project. *Misty Sims, Purchasing Agent (SEE ATTACHED)*  
**MOTION BY: COMMISSIONER KIRKENDALL**  
**SECOND BY: COMMISSIONER COOPER**  
**IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.**  
**ACTION: TABLED**

33) Present results of bids received, and possibly award to successful vendor, for a high clearance fire truck for the Hardin County CDBG-DR Infrastructure Emergency Services District 3 Brush Truck project. *Misty Sims, Purchasing Agent (SEE ATTACHED)*  
**MOTION BY: COMMISSIONER KIRKENDALL**  
**SECOND BY: COMMISSIONER COOPER**  
**IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.**  
**ACTION: TABLED**

34) Present results of bids received, and possibly award to successful vendor, for a high clearance fire truck for the Hardin County CDBG-DR Infrastructure Emergency Services District 6 Brush Truck project. *Misty Sims, Purchasing Agent (SEE ATTACHED)*  
**MOTION BY: COMMISSIONER KIRKENDALL**  
**SECOND BY: COMMISSIONER COOPER**  
**IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.**  
**ACTION: TABLED**

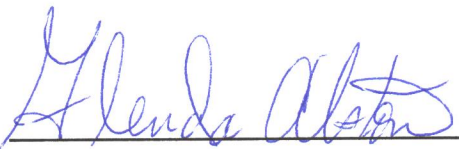
35) Discussion only of any item not on the Agenda without taking any action. *Any County Official*

36) 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,**

  
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WAYNE MCDANIEL  
HARDIN COUNTY JUDGE

  
\_\_\_\_\_  
GLENDA ALSTON  
HARDIN COUNTY CLERK