

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

**Chris Kirkendall**  
County Commissioner, Precinct 2



**Amanda Young**  
County Commissioner, Precinct 3

**Ernie Koch**  
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**  
**MONDAY | DECEMBER 23, 2024 | 10:00 A.M.**

Any attendee of this Open Meeting may be permitted to comment on an Agenda Item for a period of three (3) minutes 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.

**AGENDA AND MINUTES**

**BE IT REMEMBERED THAT ON DECEMBER 23, 2024, 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 ERNIE KOCH**  
**HONORABLE CONNIE BECTON**

**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) Establish Quorum and Call Meeting to Order | *Hon. Wayne McDaniel*
- 2) Invocation and Pledge of Allegiance | *Hon. Amanda Young*

COMMISSIONERS COURT AGENDA AND MINUTES

DECEMBER 23, 2024

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- 3) Consider and possibly approve the December 10, 2024 Regular Meeting Minutes as presented by *Hon. Connie Becton, County Clerk*. (SEE ATTACHED)

**MOTION BY: COMMISSIONER KIRKENDALL**

**SECOND BY: COMMISSIONER KOCH**

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

**ACTION: APPROVED AS PRESENTED**

- 4) Consider approval of request by *Hon. Deborah McWilliams, County Treasurer* to cancel all Registered Claims from December 10, 2024; and Approval of Cash Statement. (SEE ATTACHED)

**MOTION BY: COMMISSIONER KIRKENDALL**

**SECOND BY: COMMISSIONER COOPER**

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

**ACTION: APPROVED AS PRESENTED**

- 5) Authorization to pay County bills as presented by *Mrs. Angela Gore, County Auditor*. (SEE ATTACHED)

**MOTION BY: COMMISSIONER COOPER**

**SECOND BY: COMMISSIONER KOCH**

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

**ACTION: APPROVED AS PRESENTED**

- 6) Consider approval of request by Mr. Adam Kruttlin and by Access Surveyors, LLC to approve a setback variance for Tracts 1 – 4 of the Wilson and Ariola Addition, Francisco Ariola Survey, Abstract No. 2, located in Precinct 1, Lumberton, Texas. (SEE ATTACHED)

**MOTION BY: COMMISSIONER COOPER**

**SECOND BY: COMMISSIONER YOUNG**

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

**ACTION: APPROVED**

- 7) Consider approval of request by J.D. Knight Construction, LLC to approve a setback variance for Utility Easement from 10 ft. to 5 ft. on Lot 20 of Madison Park, Phase II, called 3.513 acres, Andover Properties, LLC, Series Keith West Instrument No. 2018-82790, located in Precinct 3, Lumberton, Texas. (SEE ATTACHED)

**MOTION BY: COMMISSIONER YOUNG**

**SECOND BY: COMMISSIONER COOPER**

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

**ACTION: APPROVED**

- 8) Consider adoption of Amended Resolution 9-24 authorizing submission of the FY25 Project Safe Neighborhoods Grant Program Funding Application to the Office of Governor (OOG), Criminal Justice Division (CJD) as requested by *Hon. Mark Davis, Sheriff.* (SEE ATTACHED)

**MOTION BY: COMMISSIONER KIRKENDALL**

**SECOND BY: COMMISSIONER KOCH**

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

**ACTION: APPROVED**

- 9) Consider, discuss and possibly authorize the County Judge and the Grant Coordinator to work with South East Texas Regional Planning Commission to submit Community Wildfire Defense Grant application(s) on behalf of Hardin County to U.S. Department of Agriculture to include establishing or updating a Hardin County Community Wildfire Protection Plan (CWPP) as applicable. (SEE ATTACHED)

**MOTION BY: COMMISSIONER KIRKENDALL**

**SECOND BY: COMMISSIONER YOUNG**

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

**ACTION: APPROVED**

- 10) Discuss and take possible action to deallocate ARPA funds as follows: (SEE ATTACHED)

2021 Winter Storm - Not Eligible	\$44,707.86
April 8 – 10, 2024 Storm	\$20,000.00

**MOTION BY: COMMISSIONER KIRKENDALL**

**SECOND BY: COMMISSIONER YOUNG**

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

**ACTION: APPROVED**

- 11) Discuss, consider, and possibly approve utilizing the remaining balance of unallocated/unused ARPA funds in the amount of \$96,225.91 as requested by *Mr. Aaron Tupper, Emergency Management Coordinator,* for the following eligible project(s): (SEE ATTACHED)

Beginning Balance (Unallocated/unused)	\$96,225.91
Communications Upgrade – Courthouse Tower	-\$69,715.00
Network Upgrades - Courthouse	-\$22,356.06
Chairs – Courthouse	-\$10,686.64
Ending Balance - - - >>>	<b>-\$6,531.79</b>

If all projects are approved, commit proceeds from interest earned on ARPA funds to pay the negative balance of \$6,531.79.

**MOTION BY: COMMISSIONER KIRKENDALL**

**SECOND BY: COMMISSIONER YOUNG**

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

**ACTION: APPROVED**

- 12) Discuss, consider, and possibly approve utilizing ARPA – Local Assistance and Tribal Consistency Funds (LATCF) in the amount of \$181,482.00 plus interest earned on ARPA - LATCF funds in the amount of \$8,716.94 on the following eligible project(s): **(SEE ATTACHED)**

Beginning Balance ARPA - LATCF Funds	\$181,482.00
Interest Earned on ARPA - LATCF Funds	\$8,716.94
Shelving (Storage)	-\$26,000.00
Access Control - Courthouse	-\$81,016.00
Camera System Upgrade - Courthouse	-\$95,134.38
Network Equipment Upgrade (Satellite Offices)	-\$20,820.21
Ending Balance - - - >>>	<b>-\$32,771.65</b>

If all projects are approved, commit proceeds from interest earned on ARPA funds to pay the negative balance of \$32,771.65.

**MOTION BY: COMMISSIONER YOUNG**

**SECOND BY: COMMISSIONER COOPER**

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

**ACTION: APPROVED**

- 13) Consider approval of request by *Hon. L.W. (Nubbin) Cooper, Jr, County Commissioner*, for the Purchasing Agent to solicit bids for overlaying approximately 4,400 sq. yards (2,200' x 18' x 2") on Barrows Drive, Kountze, Texas, located in Precinct 1. **(SEE ATTACHED)**

**MOTION BY: COMMISSIONER KIRKENDALL**

**SECOND BY: COMMISSIONER KOCH**

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

**ACTION: APPROVED**

- 14) Consider approval of request by *Hon. L.W. (Nubbin) Cooper, Jr, County Commissioner*, for the Purchasing Agent to solicit bids for overlaying approximately 2,444 sq. yards (1,100' x 20' x 2") on Bryan Lane, Kountze, Texas, located in Precinct 1. **(SEE ATTACHED)**

**MOTION BY: COMMISSIONER KOCH**

**SECOND BY: COMMISSIONER KIRKENDALL**

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

**ACTION: APPROVED**

- 15) Consider approval of request by *Mrs. Melinda Herrington, Human Resources Director*, to approve Food Service Employee job description. **(SEE ATTACHED)**

**MOTION BY: COMMISSIONER YOUNG**

**SECOND BY: COMMISSIONER KIRKENDALL**

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

**ACTION: APPROVED**

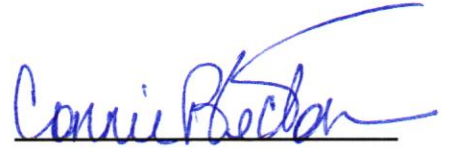
- 16) Consider approval of [request](#) by *Mrs. Misty Sims, Purchasing Agent*, to present results of bids received for overlaying approximately 132' X 24' on Park Road located in Precinct 3 and possibly award to successful vendor. (SEE ATTACHED)  
**MOTION BY: COMMISSIONER YOUNG**  
**SECOND BY: COMMISSIONER KIRKENDALL**  
**IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.**  
**ACTION: APPROVED LOW BID AND AWARDED TO CMM CONSTRUCTION**
- 17) Consider approval of request by *Mrs. Misty Sims, Purchasing Agent*, to authorize the County Judge to execute [Amendment 3](#) to the Professional Services Agreement with The LaBiche Architectural Group, Inc. concerning Courthouse and Jail Renovations, an ARPA project. (SEE ATTACHED)  
**MOTION BY: COMMISSIONER COOPER**  
**SECOND BY: COMMISSIONER YOUNG**  
**IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.**  
**ACTION: APPROVED**
- 18) Consider approval of request by *Mrs. Misty Sims, Purchasing Agent*, to authorize the County Judge to execute [Amendment 3](#) to the Professional Services Agreement with The Labiche Architectural Group, Inc., concerning Hardin County Hurricane Safe Room (Phase A, ARPA funded). (SEE ATTACHED)  
**MOTION BY: COMMISSIONER YOUNG**  
**SECOND BY: COMMISSIONER COOPER**  
**IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.**  
**ACTION: APPROVED**
- 19) Discussion on any other non-agenda item without taking action, including reports from Elected Officials / Department Heads; or announcements which may be of interest to the public.
- 20) Adjourn.  
**MOTION BY: COMMISSIONER KIRKENDALL**  
**SECOND BY: COMMISSIONER COOPER**  
**IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.**  
**ACTION: APPROVED**

RESPECTFULLY SUBMITTED,



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Wayne McDaniel  
HARDIN COUNTY JUDGE



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Connie Becton  
HARDIN COUNTY CLERK