

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
TUESDAY | SEPTEMBER 24, 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 SEPTEMBER 24, 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. L.W. (Nubbin) Cooper, Jr.*

COMMISSIONERS COURT AGENDA AND MINUTES

SEPTEMBER 24, 2024

PAGE 2 OF 7

- 3) Consider and possibly approve the September 10, 2024 Regular Meeting [Minutes](#) as presented by *Hon. Connie Becton, County Clerk*.
MOTION BY: COMMISSIONER YOUNG
SECOND BY: COMMISSIONER KOCH
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED AS PRESENTED

- 4) Consider and possibly approve the following: Request to cancel all [Registered Claims](#) from September 10, 2024; [Cash Statement](#); and [Quarterly Report](#) for quarter ending June 30, 2024, as requested by *Hon. Deborah McWilliams, County Treasurer*. (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 AS PRESENTED

- 5) Authorization to pay [County bills](#) as presented by *Mrs. Angela Gore, County Auditor*. (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 AS PRESENTED

- 6) Discussion and possible action regarding Annual Review and Approval of the [Hardin County Investment Policy](#) as requested by *Hon. Deborah McWilliams, County Treasurer*. (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

- 7) Consider adoption of [Resolution 26-24](#) reappointing Deborah McWilliams as the County's Investment Officer pursuant to the Hardin County Investment Policy. (SEE ATTACHED)
MOTION BY: COMMISSIONER COOPER
SECOND BY: COMMISSIONER KIRKENDALL
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED

- 8) [Presentation](#) by *Mrs. Katie Pace, Extension Agent*, of departmental report from Texas A&M Hardin County AgriLife Extension Office.
PRESENTATION ONLY

9) Consider request by *Chief Juvenile Probation Officer Monica Kelley* for approval of the Juvenile Justice Alternative Education Program (JJ AEP) Memorandum of Understanding for the 2024-2025 School Year. (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

10) Consider and possibly approve the following FY24 Budget Amendment regarding the FY23 surplus carryover of funds for the R&B 1 and R&B 4 Departments: (SEE ATTACHED)

FROM	R&B Fund Balance	\$280,115.74
TO	017-621-395 R&B 1 Contingency	\$168,975.83
	017-624-395 R&B 4 Contingency	\$111,139.91

MOTION BY: COMMISSIONER KOCH

SECOND BY: COMMISSIONER COOPER

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

ACTION: APPROVED

11) Consider approval of request by *Hon. Mark Davis, Sheriff*, to amend the FY24 Rural Law Enforcement Grants (SB-22) Budget as follows: (SEE ATTACHED)

FROM	034-560-104 Salaries – Correction Officers	\$14,629.00
	034-560-201 FICA Taxes	\$1,128.00
	034-560-202 Health Insurance	\$10,953.00
	034-560-203 Retirement	\$2,241.00
	034-560-204 Workers Comp Insurance	\$225.00
	034-560-206 State Unemployment Tax	\$25.00
	034-560-207 Dental Insurance	\$341.00
	034-560-208 Life Insurance	\$35.00
	034-560-209 Supplemental Death	\$24.00
	034-560-345 Firearms	\$3,000.00
TO	034-560-346 Safety Equipment	\$2,933.00
	034-560-573 Other Equipment	\$1,150.00
	034-560-574 Auto Purchase	\$28,518.00

*Create New Line Item

MOTION BY: COMMISSIONER YOUNG

SECOND BY: COMMISSIONER KOCH

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

ACTION: APPROVED

12) Consider approval of request by *Hon. Mark Davis, Sheriff*, to purchase a 2018 Nissan Rogue (VIN...3063) from Silsbee Motor Company in the amount of \$19,000.00, and funding the purchase with the Rural Law Enforcement Grants (SB-22) funding, to be paid out of line item '034-560-574 Auto Purchase'. (SEE ATTACHED)

MOTION BY: COMMISSIONER KOCH

SECOND BY: COMMISSIONER YOUNG

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*, to amend the FY24 Budget as follows: (SEE ATTACHED)

FROM	017-621-334 Materials and Supplies	\$5,519.00
	017-621-450 Building Maintenance/Repairs	\$2,986.00
TO	017-621-554 Capital Improvements	\$8,505.00

*Create New Line Item

MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER YOUNG

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

ACTION: APPROVED

14) Consider approval of request by *Hon. Amanda Young, County Commissioner*, to amend the FY24 Budget as follows: (SEE ATTACHED)

FROM	017-623-334 Materials and Supplies	\$7,000.00
TO	017-623-461 Equipment Rentals	\$7,000.00

*Create New Line Item

MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER KOCH

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

ACTION: APPROVED

15) Discuss, consider, and possibly dissolve the Alternative Dispute Resolution Center effective September 30, 2024 at the request of Judge Wayne McDaniel, due to not being able to come to terms to properly establish an ADR in Hardin County. (SEE ATTACHED)

MOTION BY: JUDGE MCDANIEL

SECOND BY: COMMISSIONER KIRKENDALL

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

OPPOSED: COMMISSIONER COOPER

ACTION: APPROVED FOUR TO ONE

- 16) Consider approval of request by *Mrs. ReJena Bolton, Health Inspector*, to accept donation from Blackfin Pipeline in the amount of \$10,000.00 for the annual Hardin County Courthouse Christmas Tree Lighting and credit to line item '010-367-101 Donations – CH Tree Lighting'. (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
- 17) Consider approval of request by *Ms. Sharon Whitley, Health Director*, to authorize the County Judge to execute Care Coordination Memorandum of Understanding (MOU) Agreement renewal between Spindletop Center and Hardin County Health Services. (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
- 18) Consider and possibly authorize the County Judge to sign the 2025 County Choice Silver Retiree Medical Program renewal offered by Texas Association of Counties Health and Employees Benefits Pool (TAC HEBP), as requested by *Mrs. Melinda Herrington, Human Resources Director*. (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
- 19) Consider approval of request by District Judges of Hardin County, Texas to adopt the Jury Selection Plan of Hardin County, pursuant to § 62.011 Government Code. These are procedures for the selection of names of persons for jury service. (SEE ATTACHED)
MOTION BY: COMMISSIONER YOUNG
SECOND BY: COMMISSIONER KOCH
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED
- 20) Consider approval of request by *Mrs. Misty Sims, Purchasing Agent*, to present results of bids received for County Courtroom renovations to accommodate upgrades to courtroom video / audio and possibly award to successful vendor. (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 AND AWARDED TO FNT CONSTRUCTION WHO WAS LOW BIDDER

21) Consider approval of request by *Mrs. Misty Sims, Purchasing Agent*, to present results of bids received for record preservation and shredding of documents located in the Old Hardin County Hospital / Annex Building and possibly award to successful firm or take other action as the Court deems necessary. (SEE ATTACHED)

MOTION BY: COMMISSIONER YOUNG

SECOND BY: COMMISSIONER COOPER

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

ACTION: REJECT ALL BIDS

22) Consider approval of request by *Mrs. Misty Sims, Purchasing Agent*, to solicit bids for the American Rescue Plan Act of 2021 (ARPA) Hurricane Safe Room construction. (SEE ATTACHED)

MOTION BY: COMMISSIONER COOPER

SECOND BY: JUDGE MCDANIEL

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

ACTION: APPROVED

23) Consider approval of request by *Mr. Aaron Tupper, Emergency Management Coordinator*, to possibly authorize an allocation of American Rescue Plan Act of 2021 (ARPA) funding to renovate the County Courtroom to manage the installation of the Upgrade Technology Project previously approved by Commissioners Court, with total project cost not to exceed \$78,841.00. (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

24) Consider approval of request by *Mr. Aaron Tupper, Emergency Management Coordinator*, to possibly authorize an allocation of American Rescue Plan Act of 2021 (ARPA) funding to purchase VetPro software to assist Veterans Services with providing direct and general support to veterans with a total project cost of \$475.00. (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

25) Consider approval of request by *Mr. Aaron Tupper, Emergency Management Coordinator*, to possibly authorize an additional allocation of American Rescue Plan Act of 2021 (ARPA) funding in the amount of \$1,881.17, for increased final cost of the previously approved Lucas Chest Compression System and a LifePak 15 defibrillator/cardiac monitor with a Titan communication device for Emergency Service District 5 (Sour Lake), due to a price increase for shipping, as well as four items that were not included on the original quote. **(SEE ATTACHED)**
MOTION BY: COMMISSIONER KOCH
SECOND BY: COMMISSIONER YOUNG
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED

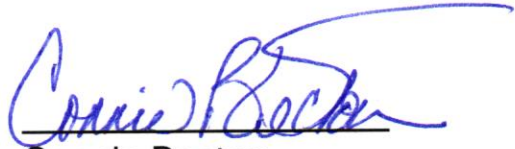
26) Discussion on any other non-agenda item without taking action, including reports from Elected Officials / Department Heads; or announcements which may be of interest to the public.

27) 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,


Wayne McDaniel
HARDIN COUNTY JUDGE




Connie Becton
HARDIN COUNTY CLERK