

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



Amanda Young
County Commissioner, Precinct 3

Chris Kirkendall
County Commissioner, Precinct 2

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 | JUNE 25, 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 JUNE 25, 2024, THERE WAS BEGUN AND HOLDEN A REGULAR MEETING OF THE COMMISSIONERS' COURT OF HARDIN COUNTY, TEXAS, WITH THE FOLLOWING MEMBERS 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*
- 3) Consider and possibly approve the June 11, 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

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- 4) Consider approval of request to cancel all Registered Claims from June 11, 2024; and Approval of Cash Statement as presented by *Hon. Deborah McWilliams, County Treasurer*. (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

- 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 and possibly approve the FY2023 Budget Amendments as presented by *Mrs. Angela Gore, County Auditor*. (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

- 7) Consider approval of request by *Hon. Deborah McWilliams, County Treasurer* to open a new non-interest-bearing bank account titled 'Hardin County CDBG-Mitigation-E596' at First Financial Bank. This is for the GLO CDBG-MIT project funds. (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

- 8) Consider adoption of Resolution 20-24 proclaiming June 2024 as Men's Health Month and Tuesday, June 25, 2024 as Gift of Life Men's Health Awareness Day in Hardin County, as requested by *Norma Sampson, Gift of Life Executive 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

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- 9) Consider and possibly approve to amend the Hardin County Personnel Policy to include Years of Service policy as requested by *Mrs. Melinda Herrington, Human Resources Director*. (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 EFFECTIVE OCTOBER 1, 2024

- 10) Consider approval of request by *Mr. Alex Parker, Floodplain Administrator*, to approve replat of Lot 4 into Lots 4A and 4B, Block 8 of Pinewood Subdivision, Section 1, in the John M. Bowyer, Abstract No. 595, located in Precinct 3. (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

- 11) Consider approval of request by *Hon. Mark Davis, Sheriff*, to set the Sheriff's and Constables' Fees to become effective January 1, 2025. (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

- 12) Consider approval of request by *Hon. Mark Davis, Sheriff*, to amend the FY24 Budget to assist in the purchase of equipment to be installed on a newly purchased van as follows: (SEE ATTACHED)

FROM	010-401-800 Contingency - General	\$29,112.00
TO	010-560-570 Equipment	\$29,112.00

*Create New Line Item

MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER COOPER

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

ACTION: APPROVED

13) Consider authorization for the County Judge to execute a Commercial Lease Agreement between Perry Andersen Properties and Hardin County regarding a building to be leased located at 445 West Monroe Street, Kountze, Texas for the purpose of relocating the AgriLife Extension Agent Department and possibly others into this space due to outgrowing their current space. (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

14) Consider approval of request by Judge Wayne McDaniel to amend the FY24 Budget to accommodate the monthly building lease at 445 West Monroe Street, Kountze, Texas for the AgriLife Extension Agent as follows:

FROM	010-401-800 Contingency - General	\$6,000.00
TO	010-665-460 Rent	\$6,000.00

*Create New Line Item

MOTION BY: COMMISSIONER YOUNG

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 *Hon. Ernie Koch, County Commissioner*, to purchase a 2024 Kubota M6S-111SHDC (SN...3615), 4WD Tractor equipped with a Terrain King KB22 22' Boom Mower (SN...0602) for the R&B 4 Department utilizing a cooperative purchasing program for a total purchase price of \$177,500.00 to be financed for a term not to exceed five (5) years. (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

16) Consider approval of request by *Mr. Dale Williford, Hawthorne Field/Hardin County Airport FBO*, to pay Trident Petroleum Equipment Inc. Invoice #4395 in the amount of \$1,087.08 for repairs completed on the fuel pumps (replaced CPU board), to be paid out of County Airport – Expense line item '022-664-356 Repair/Maintenance and Supplies'. (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

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- 17) Consider acceptance of resignation of Mr. James W. Smith as Emergency Services Commissioner for Emergency Services District № 3 effective May 30, 2024; and appointment of Mrs. Christy Brown to fill vacancy (term will end December 31, 2024). (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
- 18) Consider and possibly approve appointment of Mrs. Melanie Cotten as Emergency Services Commissioner for Emergency Services District № 7 to replace Jackqueline Robertson, who was removed by the ESD 7 Board (term will end December 31, 2024). (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
- 19) Consider approval of request by *Mrs. Misty Sims, Purchasing Agent*, to present the results of bids received for Beaver Brook Road Crossing Improvement Project and possibly award to successful vendor, or take other action as the Court deems necessary. (SEE ATTACHED)
MOTION BY: JUDGE MCDANIEL
SECOND BY: COMMISSIONER YOUNG
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED TO REJECT ALL BIDS DUE TO NOT HAVING THE FUNDING FOR THE PROJECT.
- 20) Consider approval of request by *Mrs. Misty Sims, Purchasing Agent*, to authorize the County Judge to sign Amendment 1-3 to Fee Agreement between Hardin County and MPTX Associates for Professional Services, Grant Application Development and Project Management, relating to FEMA Hazard Mitigation Grant Program FY2018 (HMGP 4332-0052 Acquisition). (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

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- 21) Consider approval of request by *Hon. Shirley Cook, Tax Assessor-Collector*, to authorize Tax Refunds which exceed the \$1,000.00 limit as follows: **(SEE ATTACHED)**

ACCOUNT	AMOUNT	YEAR	REASON
49174 Lake Senior LTD	\$1,101.94	2023	Value Change

MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER KOCH

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

ACTION: APPROVED

- 22) Consider approval of request by *Hon. Amanda Young, County Commissioner*, to amend the Hardin County Subdivision Manual previously approved by Commissioners Court on June 11, 2024. This is necessary to correct an error discovered with the new regulations. **(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

- 23) Consider approval of request by *Ms. Sharon Whitley, Health Director*, to authorize the County Judge to execute a Lease Agreement between Baptist Hospitals of Southeast Texas and Hardin County for leased office space located at 603 FM 418 West, Suite G2, Silsbee, Texas. This additional space is needed for a conference room, and will be funded 100% utilizing grant funds. **(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 *Hon. L.W. (Nubbin) Cooper, Jr, County Commissioner*, to purchase a 2024 Ford-350 Truck from Silsbee Ford in the amount of \$66,805.95 utilizing the good buy cooperative purchasing program, to be paid out of line item '017-621-570 Equipment Purchase'; and amend the FY24 Budget as follows: **(SEE ATTACHED)**

FROM	017-621-334 Materials and Supplies	\$52,555.00
TO	017-621-570 Equipment Purchase	\$52,255.00
	017-621-390 Dues and Subscriptions	\$300.00

*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

25) Presentation of Salary Committee recommendations for FY25 to the Court by the Committee Chair, *Hon. L.W. (Nubbin) Cooper, Jr, County Commissioner*, and consider possible action by the Court on the committee's recommendations: **(SEE ATTACHED)**

- Implementation of a Longevity Pay Schedule.
- R&B 3 - Reclassify 3 Light Equipment Operators as Heavy Equipment Operators
- Sheriff - Jailers (Change titles Only)
 - (4) Corrections Officer/SL to Sergeant
 - (1) Sergeant to Lieutenant

Jailers (Change titles and give stipend of \$600 each)

- (2) Straight day shift positions – Corrections Officer to Sergeant

Certificate pay for Dispatchers, ONLY if Longevity pay does not go into effect.
(Certificate pay for 9 dispatchers, est. total of \$11,100)

MOTION BY: COMMISSIONER COOPER

SECOND BY: COMMISSIONER KIRKENDALL

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

ACTION: APPROVED THE RECOMMENDATIONS OF THE SALARY COMMITTEE.

26) **BUDGET WORKSHOP:** Workshop with Elected and Appointed Officials to discuss FY2025 (October 1, 2024 - September 30, 2025) Proposed Budget Expenditures, including: Salaries, fringe benefits, retirement rate, longevity pay, and operation expenses. The following have made specific requests that will be discussed during this Workshop: **(SEE ATTACHED)**

- Sheriff's Office
- Floodplain Administration

27) 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.

28) Adjourn.


MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER COOPER

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

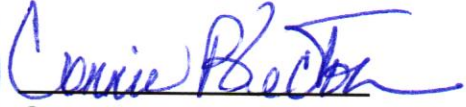
ACTION: APPROVED

RESPECTFULLY SUBMITTED,



Wayne McDaniel
HARDIN COUNTY JUDGE





Connie Becton
HARDIN COUNTY CLERK