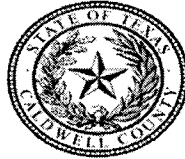


COMMISSIONERS COURT MINUTES  
110 S. Main St. 2<sup>nd</sup> Floor, Lockhart, Texas  
Regular Meeting July 09, 2018 9:00 a.m.



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KEN SCHAWÉ	County Judge	TERRY WRIGHT	Commissioner Pct. 1
CAROL HOLCOMB	County Clerk	EDDIE MOSES	Commissioner Pct. 2
		ED THERIOT	Commissioner Pct. 3
		JOE IVAN ROLAND	Commissioner Pct. 4

**Call Meeting to Order.**

Judge Schawe calls the meeting to order at 9:00 a.m.

Commissioner Roland is not present.

**Invocation.** Lockhart Ministerial Alliance

Judge Schawe opens the meeting in prayer.

**Pledge of Allegiance to the Flags.**

(Texas Pledge: Honor the Texas Flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible).

Judge Schawe leads all present in the pledge to both flags.

**Announcements.** Items or comments from Court members or staff.

**Commissioner Wright** says he attended a Lockhart Chamber of Commerce Tourist Meeting, multiple Independence Day celebrations, and a Make-a-Wish benefit at the Rockne Catholic Church. He says he and Bob Bush are continuing work on the Grant Writer and Purchasing Agent job descriptions.

**Commissioner Moses** says he attended the St. David's Foundation meeting in Luling, Independence Day Parades in McMahan and Martindale, and a one man show about Paul Revere at Primitive Baptist Church. He thanks Karen McCrary for her 37 years of service at the Luling Newsboy & Signal and introduces Dayton Gonzales, the new Managing Editor. He says he also checked on some roads in his precinct.

**Commissioner Theriot** says he also attended the Martindale Independence Day Parade as well as the picnic that followed.

**Martin Ritchey** announces his resignation to Judge Schawe and describes the position he has accepted, Director of Homeland Security for the 10-county region, as well as his love for Caldwell County.

**Judge Schawe** thanks Martin Ritchey for his service.

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**Citizens' Comments.** At this time any person may speak to Commissioners Court if they have filled out a Caldwell County Commissioners Court Participation Form. Comments will be limited to four (4) minutes per person. No action will be taken on these items and no discussion will be had between the speaker(s) and members of the Court. The Court does retain the right to correct factual inaccuracies made by the speakers. (If longer than 30 minutes, then the balance of comments will continue as the last agenda item of the day).

**Colton Roberts** attends Lockhart Jr High and has participated in 4H for five years. He details how Wayne Morse has benefited the program and is asking the court to budget for him to have a full time position at the Extension Office.

**Kylie Roberts** has participated in 4H for three years and also asks the court to add a position for Wayne Morse, who she says has assisted the program.

**CONSENT AGENDA.** (The following consent items may be acted upon in one motion).

1. **Approve payment of County invoices in the amount of \$ 365,123.23.**
2. **Ratify re-occurring County payments in the amount of:**
  - A. \$ 292,737.44 (Payroll for 06/16/2018 - 06/30/2018)
  - B. \$ 86,492.29 (Payroll for 06/16/2018 – 06/30/2018)
  - C. \$ 174,621.67 (Department of Motor Vehicle Fees)
3. **Approve payment and accept Positions Bond # 70347581 for three County Auditor positions (Internal Auditor, Assistant Auditor, and Accounts Payable Clerk.**
4. **Approve payment and accept the Continuation of Certificate for Surety Bond # 62849937 for Deputy County Clerk, Teresa Rodriguez.**
5. **Accept County Treasurer's Association of Texas Attendance Certificate for 22 hours of education for County Treasurer, Lori Rangel.**

Motion made by Commissioner Moses, second by Commissioner Wright to accept consent agenda items 1-5. All present voting "Aye".

**AGENDA ACTION ITEMS**

6. **Discussion/Action regarding the burn ban. Cost: None; Speaker: Judge Schawe/Martin Ritchey; Backup: None.**

Martin Ritchey recommends leaving the burn ban on, stating that subject to weather changes the Judge can make updates.

Motion made by Commissioner Moses, second by Commissioner Theriot that we leave the burn ban on. All present voting "Aye".

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7. **Discussion/Action** to review and approve the annual financial audit report for the fiscal year ending September 30, 2017 as presented by Rutledge Crain & Company, PC. **Cost: TBD; Speaker: Judge Schawe/Lewis Crain; Backup: 91.**

Lewis Crain from Rutledge Crain & Company reviews and discusses the Annual Financial Report referencing the backup provided to the court. He answers questions from court members.

County Auditor Barbara Gonzales speaks about working with Lewis Crain and County Treasurer Lori Rangel explains changes in working with the new Auditor versus the two previous auditors.

Judge Schawe says he is looking for a motion to approve. Motion made by Commissioner Wright, second by Commissioner Moses. All present voting "Aye".

8. **Discussion/Action** to canvass the June 30, 2018 Special Election. **Cost: None; Speaker: Judge Schawe/ Pamela Ohlendorf; Backup: To be distributed in court.**

Elections Administrator Pamela Ohlendorf introduces the agenda item. Judge Schawe canvasses the votes and says he is looking for a motion to approve.

So moved by Commissioner Moses, second by Commissioner Theriot. All present voting "Aye".

9. **Discussion/Action** regarding the sale of vehicles to be sold at auction. **Cost: None; Speaker: Judge Schawe; Backup: 1.**

Unit Road Administrator Donald LeClerc, Judge Schawe, and Commissioner Theriot, discuss the vehicles and equipment to be sold and how the items will be sold. Martin Ritchey requests that unsold items be donated to the Volunteer Fire Departments.

Commissioner Roland arrives at 9:53 a.m.

Motion made by Commissioner Moses, second by Commissioner Theriot that we sell these vehicles on either auction.com or Anton's Auction and if they don't sell go to Volunteer Fire Department. All voting "Aye".

10. **Discussion/Action** to approve Budget Amendment #18 to approve by decreasing Tires / 002-1101-3190 in the amount of \$17,000 and increasing the budget line item(s) Signs / 002-1101-3181 in the amount of \$7,000 and Repairs and Maintenance / 002-1102-4510 in the in the amount of \$10,000 netting a \$0 cost to the Unit Road Departmental Budget. **Cost: \$14,670.00; Speaker: Judge Schawe; Backup: 1.**

Judge Schawe reads the item and says he is looking for a motion to approve. So moved by Commissioner Moses, second by Commissioner Roland. All voting "Aye".

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11. **Discussion/Action** to approve Budget Amendment #19 by decreasing Administrative Expenditures / 001-3230-4011 in the amount of \$3,682 and increasing the budget line item(s) Other Insurance / 001-3230-2090 in the amount of \$171.00 and Adult-Attorney Litigation Expense / 001-3230-4080 in the amount of \$3,511 netting a \$0 cost to the District Judge Departmental Budget. **Cost: None; Speaker: Judge Schawe; Backup: 1.**

Judge Schawe reads the item and says he is looking for a motion to approve. So moved by Commissioner Roland, second by Commissioner Moses. All voting "Aye".

12. **Discussion/Action** to approve Budget Amendment #20 by decreasing Repair & Maintenance / 001-6520-4510 in the amount of \$24,850 and increasing the budget line item(s) Uniforms / 001-6520-3140 in the amount of \$1,000; JP3 Simon Building – Maxwell / 001-6520-3500 in the amount of \$2,600; Luling Annex / 001-6520-3510 in the amount of \$2,300; L.W. Scott Annex –Lockhart / 001-6520-3540 in the amount of \$1,060; Judicial Center – Lockhart / 001-6520-3550 in the amount of \$7,000; Building Maintenance – Lockhart / 001-6520-3600 in the amount of \$3,000; County Barn-Dale / Luling / 001-6520-3610 in the amount of \$800; Caldwell Co. Courthouse / 001-6520-5120 in the amount of \$7,000; and Machinery and Equipment / 001-6520-5310 in the amount of \$90.00 netting a \$0 cost to the Building Maintenance Departmental Budget. **Cost: None; Speaker: Judge Schawe; Backup: 1.**

Judge Schawe reads the item and says he is looking for a motion to approve. So moved by Commissioner Moses, second by Commissioner Roland. All voting "Aye".

13. **Discussion/Action** to accept public improvements in Forister Ranch Section 3 for permanent county maintenance and release the maintenance bond posted by Aus-Tex Parts & Service, LTD, as security against damages or defective work for public improvements in Forister Ranch Section 3 as provided by subsections 3.8.5 (G) and 3.8.5 (H) of the Caldwell County Development Ordinance. **Cost: None; Speaker: Commissioner Roland / Donald LeClerc; Backup: 2.**

Judge Schawe introduces the item and Donald LeClerc confirms for Commissioner Roland that he recommends approval.

Motion made by Commissioner Roland, second by Commissioner Theriot to approve item 13. All voting "Aye".

14. **Discussion/Action** to execute the Memorandum of Understanding between Texas A&M AgriLife Extension Service and Caldwell County Pertaining to Information Technology Services at the Caldwell County AgriLife Extension Office ("County Extension Office"). **Cost: TBD; Speaker: Judge Schawe; Backup: 4.**

Judge Schawe explains the agenda item and asks for a motion to approve.

So moved by Commissioner Moses, second by Commissioner Wright. All voting "Aye".

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15. **Discussion/Action** to consider approval of a Preliminary Plat for Tower Meadows subdivision to include 23 lots on approximately 78.438 acres located off Tower Road and Black Ankle Road. **Cost: None; Speaker: Commissioner Wright/Kasi Miles; Backup: 11.**

Kasi Miles reviews the plat details and answers Commissioner Theriot that the builder did not supply any additional information.

County Engineer Jacque Thomas, Judge Schawe, Civil Attorney Jordan Powell, Commissioner Theriot, Commissioner Wright, and Surveyor Linda Hinkle discuss the court's obligation to approve the plat if all requirements are met.

Motion made by Commissioner Wright, second by Commissioner Moses to pass it. Commissioner Wright, Commissioner Moses, and Commissioner Roland voting "Aye". Commissioner Theriot voting "Nay". Motion passes.

Judge Schawe passes item 16 and moves to item 17, but Commissioner Theriot requests to have the Executive Session.

16. **EXECUTIVE SESSION** pursuant to Sections 551.071 and 551.087 of the Texas Government Code: consultation with counsel and deliberation regarding economic development negotiations associated with Economic Development Administration (EDA) Grant Projects. Possible action may follow in open court. **Cost: TBD; Speaker: Commissioner Theriot / Mike Kamerlander; Backup: None.**

The Executive Session begins at 10:08 a.m. Commissioner Wright, Commissioner Moses, Judge Schawe, Commissioner Theriot, Commissioner Roland, Jordan Powell, Mike Kamerlander, and Judy Langford are all present.

The Executive Session adjourns at 10:26 a.m. No action is taken.

17. **Discussion/Action** to execute Resolution No. 11-2018 authorizing the submission of a United States Department of Transportation Better Utilizing Investments to Leverage Development (BUILD) Transportation Discretionary Grants Program. **Cost: TBD; Speaker: Commissioner Theriot; Backup: 1.**

Recommendation by Commissioner Theriot, second by Commissioner Moses of approval to authorize submission of this grant. All voting "Aye".

18. **Discussion/Action** to execute Resolution No. 12-2018 authorizing application for Economic Development Administration Proposal for Federal Assistance and committing the County to proposed infrastructure improvements. **Cost: TBD; Speaker: Commissioner Theriot; Backup: 1.**

Motion made by Commissioner Theriot, second by Commissioner Moses to authorize the submittal of an Economic Development Administration grant application. All voting "Aye".

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- 19. Discussion/Action** regarding the Texas Association of Counties Employee Health and Benefits Pool Renewal for Plan Year 2018. **Cost: TBD; Speaker: Judge Schawe; Backup: 2.**

Judge Schawe passes on the item and states that it will be added to the next agenda.

Judge Schawe calls a recess at 10:30 a.m. and Court reconvenes at 10:41 a.m.

- 20. BUDGET WORKSHOP Cost: None; Speaker: Judge Schawe; Backup: None.**

Workshop begins at 10:41 a.m.

Judge Schawe reviews budget topics with court members, Donald LeClerc, and Barbara Gonzales. Topics include jail updates, Unit Road's budget, employee raises, providing DPS additional radars, three new county positions, elected officials' salaries, and assisting with spaying and neutering pets.

Workshop ends at 11:09 a.m.

- 21. Adjournment.**

Motion made by Commissioner Moses, second by Commissioner Wright to adjourn. All voting "Aye".

Court adjourns at 11:09 a.m.

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I, CAROL HOLCOMB, COUNTY CLERK AND EX OFFICIO CLERK OF THE COMMISSIONERS' COURT, do hereby certify that the foregoing contains a true and accurate record of the proceedings had by the Caldwell County Commissioners' Court on July 09, 2018.



CAROL HOLCOMB, COUNTY CLERK AND EX OFFICIO  
CLERK OF THE COMMISSIONERS' COURT OF  
CALDWELL COUNTY, TEXAS



