

COMMISSIONS COURT MINUTES  
110 S Main St. 2<sup>nd</sup> Floor, Lockhart, Texas  
Commissioners Court March 9, 2021 9:00 a.m.



HOPPY HADEN County Judge  
TERESA RODRIGUEZ County Clerk

B.J. WESTMORELAND Commissioner Pct. 1  
BARBARA SHELTON Commissioner Pct. 2  
ED THERIOT Commissioner Pct. 3  
JOE IVAN ROLAND Commissioner Pct. 4

**Call Meeting to Order**

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

**Invocation.**

Commissioner Roland 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 Haden leads all present in the pledge to both flags.

Judge Haden announces that County will continue current policy of asking citizens and employees to wear mask in public spaces until more people have been vaccinated.

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

Commissioner Shelton expressed her condolences for Ona Anton a long time resident of McMahan.

**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). Citizens' Comments may be submitted to the Court by using the form found at: <http://www.co.caldwell.tx.us/page/caldwell.CommissionersCourtForm>

Face coverings are required when inside the building except as provided by Executive Order GA-29. The meeting will be broadcast over the internet and may be viewed at <http://www.co.caldwell.tx.us/page/caldwell.CommissionersCourtLive-OnDemand>

Randy Laney spoke about issues within Precinct 4 and requesting more resources for the area.

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

1. **Approve payment of the following County invoices and County Purchase Orders:**  
**\$1,203,486.16; Backup: 27**
2. **Ratify re-occurring County Payments:**
  - A. **\$332,675.55 (Payroll 1/31/2021 – 2/13/2021)**
  - B. **\$99,286.82 (Payroll Tax 1/31/2021 – 2/13/2021)**
  - C. **\$33,136.10 (DMV Remittance)**
  - D. **\$25.66 (TPWD Comptroller)**
  - E. **\$317,471.96 (DMV Comptroller)**
3. **Approve bank reconciliations for account #62662 (funds for Veteran’s assistance) for September and October 2020.**
4. **Approve of checks written for account #62662 (funds for Veteran’s assistance) for July 2020 through January 2021**
5. **Approve Caldwell County Constable Precinct 3 Racial Profiling Report**
6. **Approve Caldwell County Constable Precinct 4 Racial Profiling Report**
7. **Approve the February 2021 Indigent Burial Report**
8. **Approve Bond #62344376 for Leticia Nino Pct. 4 Clerk**
9. **Approve Bond #65388320 for Kimber Daniel, Elections Administrator**
10. **Approve the Environmental Code Investigator February 2021 Report**

So moved by Commissioner Shelton, second by Commissioner Westmoreland that we approve the Consent Agenda. All voting “Aye”.

**DISCUSSION/ACTION ITEMS:**

11. **Discussion/Action regarding the burn ban. Speaker: Judge Haden/ Hector Rangel; Backup: 3; Cost: None**

Hector Rangel recommends keeping the burn ban off, asks citizens to contact neighbors and sheriff’s department for any control burns and to have water resources nearby. Motion made by Commissioner Roland, second by Commissioner Theriot. All voting “Aye”.

12. **Discussion/Action to approve Personal Services Agreement between Caldwell County and Devante Coe for Information Technology services for Caldwell County Emergency Management Services. Speaker: Judge Haden/ Danie Blake/ Hector Rangel; Cost: TBD; Backup: 4**

Judge Haden requests to approve Personal Services Agreement between Caldwell County Emergency Management Services and DeVante Coe for information Technology services. Motion made by Commissioner Shelton, second by Commissioner Westmoreland. All voting “Aye”

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13. **Discussion/Action** to approve Resolution 17-2021 authorizing County Judge Hoppy Haden as the Designated Representative (Authorized Official) to execute an agreement with the Texas Water Development Board in support of the proposed “Caldwell County Flood Protection Planning Study” grant. **Speaker: Judge Haden/ Dennis Engelke; Backup: 7; Cost: None**

Dennis Engelke requests approval of Resolution 17-2021 for the support of the proposed “Caldwell County Flood Protection Planning Study” grant. So moved by Commissioner Theriot, second by Commissioner Roland. All voting “Aye”.

14. **Discussion/Action** to approve Resolution 18-2021 in support of legislation authorizing Caldwell County to expand purchaser protections covering the use of executor contracts for residential lots of 20 acres or less. **Speaker: Judge Haden/JJ Wells; Cost: None; Backup: 2**

Judge Haden requests approval of Resolution 18-2021, copy of bill was provided to court. Motion made by Commissioner Roland, second by Commissioner Westmoreland. All voting “Aye”.

15. **Discussion/Action** to approve Resolution 19-2021 to submit an “Emergency Management Performance Grant” (EMPG) to the Texas Department of Emergency Management (TDEM) to receive 50% reimbursement for eligible Caldwell County Homeland Security Emergency Management Office expenses. **Speaker: Judge Haden/ Hector Rangel/ Dennis Engelke; Cost: None; Backup: 5**

Dennis Engelke requests to adopt Resolution 19-2021. So moved by Commissioner Shelton, second by Commissioner Shelton. All voting “Aye”.

17. **Discussion/Action** to approve Resolution 21-2021, authorizing the County Judge to execute an Interlocal agreement between Caldwell County and City of Lockhart regarding administration of the Farmer’s Market on the Courthouse Square. **Speaker: Judge Haden/ JJ Wells; Cost: None; Backup: 5**

Judge Haden requests approval of Resolution 21-2021 authorizing Interlocal agreement between Caldwell County and the City of Lockhart regarding Farmer’s Market on the Courthouse Square. Jennifer Baumen, Farmer’s Market president, reports that paperwork is being completed. So moved by Commissioner Westmoreland, second by Commissioner Roland. All voting “Aye”.

18. **Discussion/Action** to consider an MOU with Curative to handle Caldwell County Vaccination Program. **Speaker: Judge Haden/ JJ Wells; Cost: None; Backup: None**

Judge Haden requests to consider Curative for Caldwell County Vaccination Program. Hector Rangel adds a COVID-19 test site is located by the Emergency Management office. Motion made by Commissioner Shelton, second by Commissioner Westmoreland. All voting “Aye”.

19. **Discussion/Action** to consider the approval of Constable, Precinct 4 increasing the number of reserved deputies. **Speaker: Judge Haden/ JJ Wells/ Art Villarreal; Cost: None; Backup: TBD**

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Chief Deputy Ray Chandler with Precinct 4 requests the approval of three additional reserved deputies. Chief Deputy Chandler announces there will be an escort to Fort Sam for Chief Deputy Johnny Juarez burial on March 18th. So moved by Commissioner Roland, second by Commissioner Shelton. All voting "Aye".

- 20. Discussion/Action** to approve Budget Amendment #31 needed to correct PO REQ00795 Rhyon Tech Invoice 3454. **Speaker: Judge Haden/ Barbara Gonzales; Backup: 3; Cost: Net Zero**

Barbara Gonzales requests to approve Budget Amendment 31 to correct PO REQ00795 Rhyon Tech Invoice 3454. Motion made by Commissioner Shelton, second by Commissioner Westmoreland. All voting "Aye".

- 21. Discussion/Action** to approve Budget Amendment #32 for Caldwell County's 2017 Buyout Budget Modification Request. **Speaker: Judge Haden/ Barbara Gonzales; Cost: Net Zero; Backup: 4**

Barbara Gonzales requests to approve Budget Amendment 32 2017 Buyout Budget. So moved by Commissioner Theriot as amended, second by Commissioner Roland. All voting "Aye".

- 22. Discussion/Action** to approve Budget Amendment #33 to transfer from Non-Departmental Tax Abatement (001-6510-4825) to dues and subscription (001-6510-3050) to cover cost for CAMPO, TextMyGov, and Zoom Payments. **Speaker: Judge Haden/ Barbara Gonzales; Cost: Net Zero; Backup: 7**

Judge Haden requests to approve Budget Amendment 33 to cover cost for CAMPO, TextMyGov and Zoom Payments. So moved by Commissioner Westmoreland, second by Commissioner Shelton. All voting "Aye".

- 23. Discussion/Action** to approve payment for FY 2021 contribution to the Caldwell-Travis Soil and Water Conservation District #304 approved in Commissioners Court on April 14, 2020. **Speaker: Judge Haden; Cost: \$900.00; Backup: 3**

Judge Haden requests payment approval for FY 2021 contribution to Caldwell-Travis Soil Water Conservation District 304. So moved by Commissioner Roland, second by Commissioner Westmoreland. All voting "Aye".

- 24. Discussion/Action** to approve requisition REQ00808 in the amount of \$53,639.33 for engineer services for the GLO CDBG Harvey Infrastructure Project. **Speaker: Judge Haden/ Danie Blake; Cost: \$53,639.33; Backup: 3**

Commissioner Theriot recused himself from the court room.

Judge Haden requests to approve requisition REQ00808 for Harvey Infrastructure Project. Motion made by Commissioner Shelton, second by Commissioner Westmoreland. All voting "Aye".

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- 25. Discussion/Action** to approve payment for Doucet and Associates and Langford Community Management services totaling \$65,989.01. **Speaker: Judge Haden/ Barbara Gonzales; Backup: 3; Cost: \$65,989.01**

Judge Haden requests the approval of payment for Doucet and Associates and Langford Community Management services. So moved by Commissioner Westmoreland, second by Commissioner Shelton. all voting "Aye".

- 26. Discussion/Action** to approve payment for Zoom Video Communications Inc. of \$239.88. **Speaker: Judge Haden/ Barbara Gonzales; Cost: \$239.88; Backup: 3**

Commissioner Theriot returns to court room.

Judge Haden requests to approve payment for Zoom Video Communications Inc. So moved by Commissioner Roland, second by Commissioner Westmoreland. All voting "Aye".

- 27. Discussion/Action** to accept letter of Credit in the amount of \$130,648.34 for Pond and Drainage Work done in Las Estancias 2 Subdivision. **Speaker: Judge Haden/ Donald LeClerc; Cost: None; Backup: 8**

Donald LeClerc requests to accept letter of Credit for Pond and Drainage Work in Las Estancias 2 Subdivision. So moved by Commissioner Theriot, second by Commissioner Westmoreland. All voting "Aye".

- 28. Discussion/Action** to accept letter for Credit in the amount of \$187,416.62 for Revegetation Work in Las Estancias 2 Subdivision. **Speaker: Judge Haden/ Donald LeClerc; Cost: None; Backup: 7**

Donald LeClerc requests to accept letter for Credit for Revegetation Work in Las Estancias 2 Subdivision. So moved by Commissioner Theriot, second by Commissioner Westmoreland. All voting "Aye".

- 29. EXECUTIVE SESSION** pursuant to Section 551.087 of the Texas Government Code; consultation with counsel and deliberation regarding economic development negotiations. Possible action may follow in open court. **Speaker: Judge Haden/ JJ Wells; Cost: None; Backup: None**

Judge Haden opens Item 29 Executive Session at 9:52 a.m. and close at 10:08 a.m. Item 29 Executive Session is attended by Commissioner Westmoreland, Commissioner Shelton, Judge Haden, Commissioner Theriot, Commissioner Roland and J.J. Wells.

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**16. Discussion/Action** to approve Resolution 20-2021, authorizing the County Judge to execute a 381 Economic Development Agreement between Caldwell County and Veritacor Manufacturing, LLC.  
**Speaker: Judge Haden/ JJ Wells; Cost: None; Backup: 16**


Judge Haden requests approval of Resolution 20-2021, 381 Economic Development Agreement between Caldwell County and Veritacor Manufacturing, LLC. Motion made by Commissioner Shelton, second by Commissioner Theriot. All voting "Aye".

**30. Adjournment.**

Motion made by Commissioner Shelton, second by Commissioner Westmoreland that we adjourn. All voting 'Aye'. Court adjourns at 10:12 a.m.

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I, TERESA RODRIGUEZ, 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 March 9, 2021

  
TERESA RODRIGUEZ, COUNTY CLERK AND EX OFFICIO  
CLERK OF THE COMMISSIONERS' COURT OF  
CALDWELL COUNTY, TEXAS

