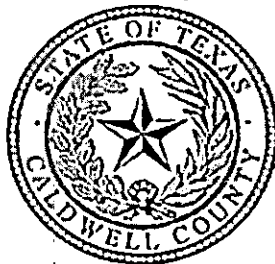


COMMISSIONERS COURT MINUTES
110 S Main St. 2nd Floor, Lockhart, Texas
Commissioners Court May 10, 2022, 9:00 a.m.



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 the 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.

Announcements. Items or comments from Court members or staff.

Commissioner Shelton attended several meetings, reported roads look better, and thanked the Road Unit.

Commissioner Theriot attended a meeting with El Campo on countywide plans for development. Dale Community Center will be hosting a fundraiser Dance on May 14th for the Patriotic Firework display to be held on July 4th.

Commissioner Roland attended the Cinco De Mayo Festival.

Ezzy Chan Executive Assistant announces that emails for scenario budgets have been sent out and are due May 27th.

Judge Haden informs everyone that the Tyler system will be corrected by noon today.

Dennis Engelke, Grants Administrator reports no decision by TCEQ on approval for solid waste program grants. The first projected clean-up event will be June 11th, tires only in Maxwell, there will be public postings for other community clean-up events.

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>

No Citizens' Comments.

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

1. **Approve payment of County invoices and County Purchase Orders: \$203,601.27**
2. **Ratify re-occurring County Payments:**
 - A. **\$136,773.86 DMV Remittance**
3. **To approve Bond for Perla Perez, JP 4 Clerk.**
4. **To approve ratification of an Emergency Manual request for VMWare.**
5. **To approve Treasures quarterly reports**

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland that we approve the Consent Agenda. All voting "Aye".
MOTION APPROVED.

DISCUSSION/ACTION ITEMS:

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

Hector Rangel, Chief EMC updates the court on fire situations. Recommends keeping the burn ban off. Motion made by Commissioner Roland, seconded by Commissioner Theriot. All voting "Aye".
MOTION APPROVED.

7. **Discussion/Action** to consider approval of an order authoring fireworks sales from May 25, 2022, through May 30, 2022. **Speaker: Judge Haden; Backup: 2; Cost: None**

Hector Rangel Chief EMC recommends prohibiting bottle rockets, sticks, and fins fireworks.
Order is read.

Motion made by Commissioner Theriot, seconded by Commissioner Westmoreland to approve an order authorizing firework sales from May 25, 2022, through May 30, 2022. All voting "Aye".
MOTION APPROVED.

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- 8. Discussion/ Action** to consider and take possible action on Resolution 33-2022, a resolution of intent to establish the Caldwell County PACE Program. **Speaker: Judge Haden; Backup: 3; Cost: None**

Motion made by Commissioner Westmoreland, seconded by Commissioner Shelton to table Item 8. All voting "Aye".

MOTION TO TABLE APPROVED.

- 9. Discussion/Action** to consider Resolution 34-2022, appointing new members to the Caldwell County Child Welfare Board. **Speaker: Judge Haden/ Chase Goetz; Backup: 2; Cost: None**

Resolution 34-2022 is read.

Motion made by Commissioner Roland, seconded by Commissioner Shelton to approve Angelica Jeffers, Matt Kiely, Juanita Allen, Elizabeth Schmidt, Carol Holcomb, Robert Haedge, and Janice Benbow as new members of the Caldwell County Child Welfare Board. All voting "Aye".

MOTION APPROVED.

- 10. Discussion/Action** to consider the Proclamation for May 9th – 13th as Economic Development Week. **Speaker: Judge Haden; Backup: 2; Cost: None**

Proclamation is read.

Motion made by Commissioner Westmoreland, seconded by Commissioner Theriot to approve Proclamation for May 9th-13th as Economic Development Week. All voting "Aye".

MOTION APPROVED

- 11. Discussion/Action** to consider approval of an Interlocal Agreement between Caldwell County and the Dale Volunteer Fire Department for the transfer of fire-fighting equipment. **Speaker: Judge Haden; Backup: 3; Cost: None**

Motion made by Commissioner Shelton, seconded by Commissioner Roland to approve Interlocal Agreement between Caldwell County and the Dale Volunteer Fire Department for the transfer of fire-fighting equipment. All voting "Aye".

MOTION APPROVED.

- 12. Discussion/Action** to consider the ratification of an Emergency Manual Request for Dewitt Poth & Son. **Speaker: Judge Haden; Backup: 3; Cost: \$9,810.00**

Motion made by Commissioner Roland, seconded by Commissioner Westmoreland to approve ratification of an Emergency Manual Request for Dewitt Poth & Son. All voting "Aye".

MOTION APPROVED.

- 13. Discussion/Action** to consider the ratification of a contract with Citibank for the implementation of commercial charge card services. **Speaker: Judge Haden/ Carolyn Caro/ Danie Teltow; Backup: 10; Cost: None**

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Motion made by Commissioner Westmoreland, seconded by Commissioner Theriot to approve ratifying a contract with Citibank for the implementation of commercial charge card services. All voting "Aye".
MOTION APPROVED.

14. Discussion/Action to consider the approval of the updated Caldwell County Capitalization Policy.
Speaker: Judge Haden/ Danie Teltow/ Carolyn Caro; Backup: 19; Cost: None

Motion made by Commissioner Roland, seconded by Commissioner Westmoreland to approve the updated Caldwell County Capitalization Policy. All voting "Aye".
MOTION APPROVED.

15. Discussion/Action to consider Budget Amendment #54 to transfer monies for a salary increase for the appointed Sanitation Director. **Speaker: Judge Haden/ Danie Teltow; Backup: 2; Cost: \$15,881.00**

Motion made by Commissioner Theriot, seconded by Commissioner Shelton to approve Budget Amendment 54 to transfer monies for a salary increase for appointed Sanitation Director. All voting "Aye".
MOTION APPROVED.

16. Discussion/Action to consider Budget Amendment #55 to transfer money from (001-6000-0950) Insurance Proceeds to (001-8700-4260) Transportation for TAC Insurance Vehicle Repairs for 8700 County Agent. **Speaker: Judge Haden/ Danie Teltow; Backup: 3; Cost: \$728.00**

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland to approve Budget Amendment 55 to transfer money from (001-6000-0950) Insurance Proceeds to (001-8700-4260) Transportation for TAC Insurance Vehicle Repairs for 8700 County Agent. All voting "Aye".
MOTION APPROVED.

17. Discussion/Action to consider Budget Amendment #56 to transfer money from (001-3201-4825) Tax Abatement to (001-3201-3151) Disposal Fees to move funds to continue to cover disposal fees. **Speaker: Judge Haden/ Danie Teltow; Backup: 2; Cost: \$4,000.00**

Motion made by Commissioner Theriot, seconded by Commissioner Roland to approve Budget Amendment 56 to transfer money from (001-3201-4825) Tax Abatement to (001-3201-3151) Disposal Fees to move funds to continue to cover disposal fees. All voting "Aye".
MOTION APPROVED.

18. Discussion/Action to consider Budget Amendment #57 to move money from (002-1101-4640) Vegetation Management to (002-1101-3138) Harwood Rd. – Culvert to pay the remainder of the contract sum of \$210,000.00 to 304 Construction, LLC. **Speaker: Judge Haden/ Danie Teltow; Backup: 10; Cost: \$14,546.00**

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Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland to approve Budget Amendment 57 to move money from (002-1101-4640) Vegetation Management to (002-1101-3138) Harwood Rd. – Culvert to pay the remainder of the contract sum of \$210,000.00 to 304 Construction, LLC. All voting “Aye”.

MOTION APPROVED.

19. Discussion/Action to consider approval to pay half (\$152,463.00) for a new ambulance for the City of Lockhart/ Caldwell County. **Speaker: Judge Haden; Backup: 22; Backup: \$152,463.00**

Motion made by Commissioner Westmoreland, seconded by Commissioner Shelton to approve to pay half (\$152,463.00) for a new ambulance for the City of Lockhart/ Caldwell County. All voting “Aye”.

MOTION APPROVED.

20. Discussion/Action to consider Budget Amendment #58 to transfer money from (019-1000-5169) Broadband to (019-1000-5172) Lockhart EMS for partial payment of Lockhart EMS Ambulance. **Speaker: Judge Haden/ Danie Teltow; Backup: 23; Cost: \$67,463.00**

Motion made by Commissioner Shelton, seconded by Commissioner Theriot to approve Budget Amendment 58 to transfer money from (019-1000-5169) Broadband to (019-1000-5172) Lockhart EMS for partial payment of Lockhart EMS Ambulance. All voting “Aye”.

MOTION APPROVED.

21. Discussion/Action to consider the approval of REQ01647 for the City of Lockhart EMS in the amount of \$152,463.00. **Speaker: Judge Haden/ Carolyn Caro; Backup: 24; Cost: \$152,463.00**

Motion made by Commissioner Theriot, seconded by Commissioner Roland to approve REQ01647 for City of Lockhart EMS in the amount of \$152,463.00. All voting “Aye”.

MOTION APPROVED.

22. Discussion/Action to consider the approval of payment of invoice #11552 for City of Lockhart EMS in the amount of \$152,463.00. **Speaker: Judge Haden/ Carolyn Caro; Backup: 25; Cost: \$152,463.00**

Motion made by Commissioner Westmoreland, seconded by Commissioner Shelton to approve payment of invoice #11552 for City of Lockhart EMS in the amount of \$152,463.00. All voting “Aye”.

MOTION APPROVED.

23. Discussion of the update of Black Ankle Rd. in the CDBG-DR Program Infrastructure Projects. **Speaker: Commissioner Westmoreland/ Dennis Engelke/ David Clark/ David Jenkins**

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David Clark, Project Manager with Doucett, provides updates to Commissioners on the project. Reports that bi-weekly meetings will be held, a timeline schedule will be provided as requested by Commissioner Westmoreland. Political Road will be completed in the 1st week of July.

Judge Haden adds there is no more opportunity for any extensions and the project needs to be completed by November.

24. Discussion/Action to consider variance/exemption to 50' road frontage per tract for a family land grant to son and daughter. **Speaker: Commissioner Shelton/ Linda Hinkle/ Richard Hess and Family; Backup: 10; Cost: None**

Motion made by Commissioner Shelton, seconded by Commissioner Theriot to approve variance/exemption to 50' road frontage per tract for a family land grant to son and daughter. All voting "Aye".

MOTION APPROVED.

25. EXECUTIVE SESSION Pursuant to Texas Government Code Section 551.087, the discussion or deliberation regarding economic development negotiation associated with Project Snow Leopard, Possible action may follow in open court. **Speaker: Judge Haden; Backup: 1; Cost: None**

Judge Haden opens Item 25 Executive Session at 9:42 a.m. and closes at 9:55 a.m. Item 25 Executive Session attended by Commissioner Westmoreland, Commissioner Shelton Judge Haden, Commissioner Theriot, and Chase Goetz.

NO ACTION WAS TAKEN.

26. Discussion/Action to consider possible action on Executive Session. **Speaker: Judge Haden; Backup: 1; Cost: None**

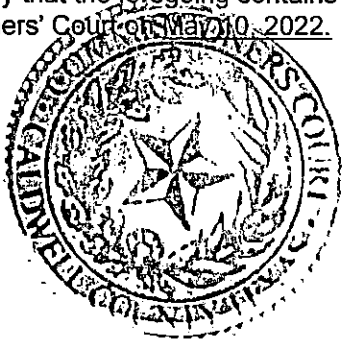
Motion to table Item 26 by Commissioner Westmoreland, seconded by Commissioner Roland. All voting "Aye".

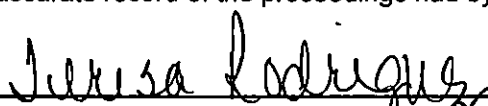
MOTION TO TABLE APPROVED.

27. Adjournment.

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland that we adjourn. All voting "Aye". The court adjourns at 9:57 a.m.

..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 May 10, 2022.




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