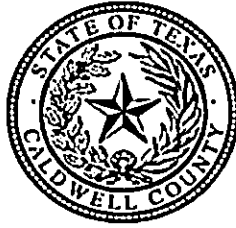


COMMISSIONERS COURT MINUTES
110 S Main St. 2nd Floor, Lockhart, Texas
Commissioners Court July 27, 2021 9:00 a.m.



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.

Announcements. Items or comments from Court members or staff.

Commissioner Westmoreland announces that open enrollment is this week.

Commissioner Shelton asks everyone to take care of pets as the hot weather is upon us.

Commissioner Roland acknowledges Unit road system on job well done.

Judge Haden asks for a moment of silence for Gene Cooper a member of Martindale VFD Department. He reminds everyone that the Pandemic is still here, encourages everyone to get vaccinated.

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: \$335,528.49**
2. **Ratify re-occurring County Payments:**
 - A. **\$329,978.31 (Payroll 6/20/2021 – 7/03/2021)**
 - B. **\$98,307.26 (Payroll Tax 6/20/2021 – 7/03/2021)**
 - C. **\$184,236.15 DMV Remittance**
3. **To approve the renewal bond #63317145 for County Auditor, Barbara Gonzales**

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland to approve Consent Agenda. All voting "Aye".

MOTION APPROVED.

DISCUSSION/ACTION ITEMS:

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

Hank Alex Assistant Chief EMC recommends to leave Burn Ban off.

Motion made by Commissioner Roland, seconded by Commissioner Theriot. All voting "Aye".

MOTION APPROVED.

14. **Discussion/Action** to consider the Abandonment Request for Old Public Road. **Speaker: Commissioner Shelton/ Donald LeClerc/ Roger Birt/ Marcha Phelps/ Rebecca Welch; Backup: 32; Cost: None**

Commissioner Shelton provides information on the property and family.

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland to approve the Abandonment Request for Old Public Road. All voting "Aye".

MOTION APPROVED.

15. **Discussion/ Action** to consider the approval of the Preliminary Plat for River Oaks Ranch South consisting of 10 lots on approximately 20.11 acres fronting on Callahan Road (CR 112). **Speaker: Commissioner Shelton/ Kasi Miles; Backup: 11; Cost: None**

Kasi Miles provides attachments with recommendation letters. Commissioner Shelton states that this is actually in Commissioner Theriot Precinct.

Motion made by Commissioner Theriot, seconded by Commissioner Roland to approve the Preliminary Plat for River Oaks Ranch South consisting of 10 lots on approximately 20.11 acres fronting on Callahan Road (CR 112). All voting "Aye".

MOTION APPROVED.

- 16. Discussion/Action** to consider the approval of the Preliminary Plat for River Oaks Ranch North consisting of 5 lots on approximately 10.16 acres fronting on Callahan Road (CR 112). **Speaker: Commissioner Shelton/ Kasi Miles; Backup: 11; Cost: None**

Motion made by Commissioner Theriot, seconded by Commissioner Westmoreland to approve the Preliminary Plat for River Oaks Ranch North consisting of 5 lots on approximately 10-16 acres fronting on Callahan Road (CR 112). All voting "Aye".
MOTION APPROVED.

- 17. Discussion/Action** to consider a variance request for Lot 1 in Taylorsville subdivision. **Commissioner Shelton/ Kasi Miles; Backup: 14; Cost: None**

Commissioner Shelton provides information to consider variance for Lot 1.
Motion made by Commissioner Shelton, seconded by Commissioner Theriot to approve a variance request for Lot 1 in Taylorsville subdivision. All voting "Aye".
MOTION APPROVED.

- 20. Discussion/Action** to consider Resolution 33-2021, authorizing the County Judge to execute a development agreement with Road Runner Ranch Partnership, LLC. **Speaker: Commissioner Shelton/ JJ Wells; Backup: 30; Cost: None**

Judge Haden reads Resolution 33-2021.
Motion made by Commissioner Shelton, seconded by Commissioner Roland to approve Resolution 33-2021, authorizing the County Judge to execute a development agreement with Road Runner Ranch Partnership, LLC. All voting "Aye".
MOTION APPROVED.

- 18. Discussion** for the Election Officials Salaries for FY 2022. **Speaker: Judge Haden/ Ezzy Chan; Backup:2; Cost: None**

Motion made by Commissioner Theriot, seconded by Commissioner Westmoreland to approve the Election Officials Salaries for FY 2022. All voting "Aye".
MOTION APPROVED.

- 5. Discussion/Action** to consider Countywide air flight coverage plan from PHI Medical. **Speaker: Judge Haden; Backup: 8; Cost: TBD**

Judge Haden announces that County is not able to participating in program this year. Commissioner Shelton appreciates PHI Medical coming out and speaking on program.
Motion made by Commissioner Roland, seconded by Commissioner Shelton to not participate in Countywide air flight coverage plan from PHI Medical. All voting "Aye".
MOTION APPROVED.

6. Discussion/Action to consider Resolution 34-2021, adopting a Cash Handling Policy for Caldwell County. **Speaker: Judge Haden/ Barbara Gonzales; Backup: 9; Cost: None**

Judge Haden is in favor of 1 day and 5 business day extension and beyond that time a written explanation will be needed.

JJ Wells, Assistant Criminal District Attorney-Civil updates court on the extension of 5 business days and explains proposed solution with recommended changes.

Juanita Allen, District Clerk is in favor of the 5 business day extension but would like the policy to state a written explanation letter would not be required within the 5 day extension.

Teresa Rodriguez, County Clerk explains Tyler program in her office is not set up for individual tills. A ticket has been submitted to Tyler. Court members discuss the importance of getting issues corrected before approving policy.

Motion made by Commissioner Westmoreland, seconded by Commissioner Theriot to table item 6. All voting "Aye".

MOTION TO TABLE APPROVED.

7. Discussion/Action to consider amendment to the Interlocal Cooperation Agreement between Caldwell County and the City of Lockhart for Performance of Governmental functions and Services for the Farmers Market. **Speaker: Judge Haden; Backup: 2; Cost: None**

Motion made by Commissioner Westmoreland, seconded by Commissioner Shelton to approve the amendment of extension to 2:00 p.m. to the Interlocal Cooperation Agreement between Caldwell County and the City of Lockhart for Performance of Governmental functions and Services for the Farmers Market. All voting "Aye".

MOTION APPROVED.

8. Discussion/Action to consider resolution 36-2021, authorizing the County Judge to execute the Service Agreement between Caldwell County and Tyler Technologies, Inc. **Speaker: Judge Haden/ Barbara Gonzales; Backup: 30; Cost: \$48,572.00**

Judge Haden reads Resolution 36-2021.

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland to approve Resolution 36-2021, authorizing the County Judge to execute the Service Agreement between Caldwell County and Tyler Technologies, Inc. All voting "Aye".

MOTION APPROVED.

9. Discussion/Action to consider the imposition of Optional County Fees through the Texas Department of Motor Vehicles (DMV) for Calendar year 2022 **Speaker: Judge Haden; Backup: 3; Cost:**

Motion made by Commissioner Roland, seconded by Commissioner Theriot to approve the imposition of Optional of Optional County Fees through the Texas Department of Motor Vehicles (DMV) for Calendar year 2022. All voting "Aye".

MOTION APPROVED.

10. Discussion/Action Considering the 2022 Sheriffs' and Constables' Fees. **Speaker: Judge Haden; Backup: 4; Cost: None**

Chief Craigmile from Sheriff's Department and Deputy Echols provide handouts requesting proposed fee and changes to citations and to also add deputy hourly wages.

Motion made by Commissioner Theriot, seconded by Commissioner Roland to consider and approve changes. All voting "Aye".

MOTION APPROVED.

11. Discussion/Action to consider the approval of the award recommendation for RFB 19CCP01-B-5 Harwood Rd. FEMA Box Culvert Project to 304 Construction. **Speaker: Judge Haden/ Danie Blake; Backup: 4; Cost: \$210,000.00**

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland to approve the award recommendation for RFB 19CCP01-B-5 Harwood Rd. FEMA Box Culvert Project to 304 Construction. All voting "Aye".

MOTION APPROVED.

Dennis Engelke Grants Administrator reports a six-month extension requested for project.

12. Discussion/Action to consider payment for non-compliant Government Forms & Supplies invoice made by Elections Department REQ01069. **Speaker: Judge Haden/ Shenale Gerrity; Backup: 3; Cost: \$589.61**

Motion made by Commissioner Westmoreland, seconded by Commissioner Theriot to approve payment for non-compliant Government Forms & Supplies invoice made by Elections Department REQ01069. All voting "Aye".

MOTION APPROVED.

13. Discussion/Action to consider Budget Amendment #76 to move money from 001-6510-4860 (Contingency) to 010-6640-3162 (Community Collections Events) to cover overage. **Speaker: Judge Haden/ Barbara Gonzales; Backup: 12; Cost: Net Zero**

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland to approve Budget Amendment 76 to move money from 001-6510-4860 (Contingency) to 010-6640-3162 (Community Collections Events) to cover overage. All voting "Aye".

MOTION APPROVED

19. EXECUTIVE SESSION Pursuant to section 551.087 to the Texas Government Code; discussion of deliberation regarding economic development negotiations associated with Project Dynamo. Possible action may follow in open court. **Speaker: Judge Haden; Backup: None; Cost: None**


COMMISSIONERS COURT MINUTES
Regular Meeting July 27, 2021 9:00 a.m

Judge Haden opens Item 19 Executive Session at 9:54 a.m. and close at 10:12 a.m. Item 19 Executive Session attended by Commissioner Westmoreland, Commissioner Shelton, Judge Haden, Commissioner Theriot, Commissioner Roland, J.J. Wells and Mike Kamerlander, Lockhart Economic Development. Court to take action to authorize further negotiations to continue. Motion made by Commissioner Westmoreland, seconded by Commissioner Shelton. All voting "Aye". MOTION APPROVED.

21. Adjournment.

Motion made by Commissioner Shelton, seconded by Commissioner Theriot that we adjourn. All voting "Aye". Court adjourns at 10:13 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 July 27, 2021


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

