

COMMISSIONERS COURT MINUTES  
110 S Main St. 2<sup>nd</sup> Floor, Lockhart, Texas  
Commissioners Court February 8, 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 meeting to order at 9:00 a.m.

**Invocation.**

Commissioner Roland opens 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 a couple of board meetings. Community Action of Central Texas offers different programs for certifications.

Commissioners Theriot and Roland attend a Subdivision Review Committee meeting. They will meet again next month.

Commissioners Court is scheduled to be on February 18, 2022.

**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: \$548,786.89**
2. **Ratify re-occurring County Payments:**
  - A. **\$343,325.43 Payroll (01/02/2022 – 01/15/2022)**
  - B. **\$102,339.16 Payroll Tax (01/02/2022 – 01/15/2022)**
  - C. **\$172,171.60 DMV Remittance**
  - D. **\$534,329.00 DMV Comptroller**
3. **To approve the Bond for Mayra Castillo, Interim County Auditor.**
4. **To Ratify REQ01497 for Austin Community College**

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

MOTION APPROVED.

**SPECIAL PRESENTATION**

Cherryville project located at the intersection of SH 130 and SH 80

Shannon Livingston with RREAF Holdings LLC discussed the Cherryville development project.

Misty Farms Proposed Subdivision located at 4211 Misty Lane.

Kipp Kronenberg representative for Misty Farms Subdivision provides a power point presentation.

**DISCUSSION/ACTION ITEMS:**

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

Hector Rangel Chief EMC provides update and reminds everyone to contact his office for questions, recommends to keep the burn ban off.

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

MOTION APPROVED.

6. **Discussion/Action** to discuss the development agreement for Cherryville Project located at the intersection of SH-130 and SH-80. **Speaker: Commissioner Theriot/ Kasi Miles/ Tracy Bratton; Backup: 16; Cost: None**

Shannon Livingston, Commissioner Theriot, Tracey Bratton, and Paul McCracken discuss Cherryville Project and work with TX Dot and 130 to propose the draft development agreement.

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7. **Discussion/Action** to discuss the development agreement for Misty Farms proposed subdivision located at 4211 Misty Lane. **Speaker: Commissioner Theriot/ Kasi Miles/ Tracy Bratton/ Henry Juarez; Backup: 9; Cost: None**

Kipp Kroneberg, Commissioner Theriot, Westmoreland and Tracy Bratton discuss water and sewer plans and road improvements to Misty Lane's proposed subdivision.

12. **Discussion/Action** to consider a variance/exemption letter for Mr. David Smith and Mrs. Pam Smith to be able to sell 22+/- ac. and retain 27+/- ac. of a 49+/- acre tract off of Sandy Fork Road with a 40' easement existing since 1967 and a 50' easement existing since 2014. **Speaker: Commissioner Shelton/ Mr. & Mrs. Smith/ Mr. & Mrs. Smith Attorney/ Jerry Hinkle/ Linda Hinkle/ Dee Rodgers; Backup: 35; Cost: None**

Motion made by Commissioner Shelton, seconded by Commissioner Roland to approve variance to proper road frontage once document is recorded to sell 22+/- ac. and retain 27+/- ac. of a 49+/- acre tract off of Sandy Fork Road with a 40' easement existing since 1967 and a 50' easement existing since 2014.

All voting "Aye".

MOTION APPROVED.

8. **Discussion/Action** to consider the Proclamation for February 2022 as Black History Month. **Speaker: Commissioner Roland; Backup: 2; Cost: None**

Proclamation is read.

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland to approve the Proclamation for February 2022 as Black History Month. All voting "Aye".

MOTION APPROVED.

9. **Discussion/Action** to consider the Proclamation for February 2022 as Dating Violence Awareness and Prevention Month for teens and young adults. **Speaker: Judge Haden; Backup: 2; Cost: None**

Proclamation is read.

Motion made by Commissioner Theriot, seconded by Commissioner Roland to approve Proclamation for February 2022 as Dating Violence Awareness and Prevention Month for teens and young adults. All voting "Aye".

MOTION APPROVED.

10. **Discussion/Action** to consider Resolution 25-2022, approving a three (3) year service agreement between Kologik and Caldwell County, for the use of COPSync by the Caldwell County Constables, and the Caldwell County Judge is authorized to execute the same. **Speaker: Judge Haden; Backup: TBD; Cost: None**

Chase Goetz, Assistant Criminal District Attorney-Civil recommends to table item 10.

Motion made by Commissioner Westmoreland, seconded by Shelton to table Item 10 until the next Commissioners Court March 18, 2022. All voting "Aye".

MOTION TO TABLE APPROVED.

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**11. Discussion/Action** to consider the appointment of Judge Pro-Tem of the Caldwell County Commissioners Court for the calendar year 2022 per section 2.04 for the Caldwell County Commissioner Court Rules of Procedure, Conduct and Decorum. **Speaker: Judge Haden; Backup: 1; Cost: None**

Motion made by Commissioner Theriot, seconded by Commissioner Shelton to approve Commissioner Westmoreland Judge Pro-Tem of the Caldwell County Commissioners Court for the calendar year 2022 per section 2.04 for the Caldwell County Commissioner Court Rules of Procedure, Conduct and Decorum. All voting "Aye".

MOTION APPROVED.

**13. EXECUTIVE SESSION** – Pursuant to Texas Government Code Section 551.071(1): Consultation with counsel regarding pending or contemplated litigation or settlement offers. **Speaker: Judge Haden/ Chase Goetz; Backup: 1; Cost: None**

Executive Session at 10:11 a.m. close at 10:20 a.m. attended by Commissioner Westmoreland, Commissioner Shelton, Judge Haden, Commissioner Theriot, Commissioner Roland and Chase Goetz.

**14. Discussion/Action** to take possible action on Executive Session item. **Speaker: Judge Haden/ Chase Goetz; Backup: 1; Cost: None**

No action taken.

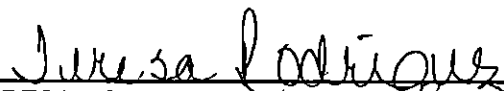
**15. Adjournment.**

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland that we adjourn. All voting "Aye". Court adjourns at 10:22 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 February 8, 2022.



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