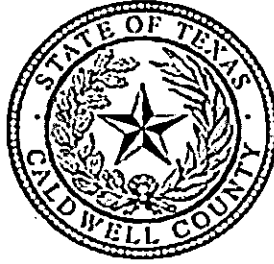


COMMISSIONERS COURT MINUTES
110 S Main St. 2nd Floor, Lockhart, Texas
Commissioners Court May 24, 2022, 9:00 a.m.



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 Westmoreland and Commissioner Shelton congratulate all the students on a successful school year and wish the graduating seniors the best of luck.

Ezzy Chan, Executive Assistant reminds everyone that the uploading of Budgets for next year is due Friday the 27th, and the first Budget meeting is June 14th.

Dennis Engelke, Grants Administrator reports TCEQ contract was approved, and a tire-only collection event will be June 11th in Maxwell from 8:00 a.m. to 3:00 p.m. Flyers will be posted.

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>

COMMISSIONERS COURT MINUTES
Regular Meeting May 24, 2022, 9:00 a.m.

Katherine Glaze, Mayor of Martindale announces July 4th Celebration events.

Danie Teltow County Auditor announces new employees Allison Witter Payroll/ Assistant Auditor and Gloria Garcia Internal Auditor/ Assistant Auditor.

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

1. **Approve payment of County invoices and County Purchase Orders: \$457,787.25**
2. **Ratify re-occurring County Payments:**
 - A. **\$356,147.42 Payroll (4/24/2022 – 5/07/2022)**
 - B. **\$105,250.25 Payroll Tax (4/24/2022 – 5/07/2022)**
 - C. **\$3,579.05 (TPWD Comptroller)**
 - D. **\$534,201.04 (DMV Comptroller)**
3. **To approve Caldwell County Appraisal District Board of Directors 2021 Audit Report.**
4. **To approve April 2022 Tax Collections report for Caldwell County Tax Appraisal Office.**
5. **To approve Indigent Burial Report for April 2022.**
6. **To approve Bond for Amy Horne, JP2 Clerk.**

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland that we approve the Consent Agenda. All voting “Aye”.

MOTION APPROVED.

DISCUSSION/ACTION ITEMS:

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

Hank Alex, Assistant Chief EMC gives updates and recommends keeping Burn Ban off.

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

MOTION APPROVED.

8. **Discussion** to introduce and briefly explain the Homeowners Assistance Fund, providing homeowners with a grant for delinquent property taxes and late mortgage payments. **Speaker: Judge Haden/ JJ Wells; Backup: 2; Cost: None**

J.J. Wells Attorney for Linebarger explains the Homeowners Assistance Fund program and the basic guidelines to qualify.

9. **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**

Resolution 33-2022 is read.

Motion made by Commissioner Theriot, seconded by Commissioner Westmoreland to adopt Resolution 33-2022, a resolution of intent to establish the Caldwell County PACE Program. All voting “Aye”.

MOTION APPROVED.

10. Discussion/Action to consider Resolution 34-2022, amending the Court's abatement procedures to appoint the Senior investigator of the Caldwell County Code Enforcement Unit as the employee responsible for administering the County abatement program. **Speaker: Judge Haden/ Neil Kucera/ Chase Goetz; Backup: 2; Cost: None**

Resolution 34-2022 is read.

Motion made by Commissioner Shelton, seconded by Westmoreland approves Resolution 34-2022, amending the Court's abatement procedures to appoint the Senior investigator of the Caldwell County Code Enforcement Unit as the employee responsible for administering the County abatement program. All voting "Aye".

MOTION APPROVED.

11. Discussion/Action to consider the approval of an Amended Maintenance contract with Xerox for the Elections Office. **Speaker: Judge Haden/ Carolyn Caro; Backup: 3; Cost: \$960.00**

Motion made by Commissioner Westmoreland, seconded by Commissioner Roland to approve Amended Maintenance contract with Xerox for the Elections Office. All voting "Aye".

MOTION APPROVED.

12. Discussion/Action to consider a \$900.00 donation request from Caldwell-Travis Soil & Water Conservation District for FY 2023. **Speaker: Judge Haden; Backup: 2; Cost: \$900**

Motion made by Commissioner Theriot, seconded by Commissioner Roland to table item 12. All voting "Aye".

MOTION TO TABLE APPROVED.

13. Discussion/Action to consider the approval of increasing Pledging Adjustment to Caldwell County depository contract. **Speaker: Judge Haden/ Angela Rawlinson; Backup: 2; Cost: None**

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland to approve increasing Pledging Adjustment to Caldwell County depository contract. All voting "Aye".

MOTION APPROVED.

PUBLIC HEARING 9:30

Concerning the cancellation of the "The Estates of Hartland Ranch" a subdivision final plat located off Borchert LOOP (CR 108).

Judge Haden calls the Public Hearing to order at 9:30 a.m. Kasi Miles, Director of Sanitation explains the subdivision cancellation procedure. Teresa Rodriguez, County Clerk states plat will be labeled and marked as canceled. The public Hearing closes at 9:35 a.m.

- 14. Discussion/Action** to consider a request by the Caldwell County Child Welfare Board, requesting the creation of a county-managed account to hold monies donated to the Child Welfare Board, and directing the County Treasurer to create the same. **Speaker: Judge Haden/ Chase Goetz; Backup: 1; Cost: None**

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland to approve the request by the Caldwell County Child Welfare Board, requesting the creation of a county-managed account to hold monies donated to the Child Welfare Board, and directing the County Treasurer to create the same. All voting "Aye".

MOTION APPROVED.

- 15. Discussion/Action** to consider the approval of Budget Amendment #59 to transfer money from (001-6550-5310) Machinery & Equipment to (001-6550-1151) Overtime-Employee for additional overtime funding for the election's office. **Speaker: Judge Haden/ Danie Teltow; Backup: 4; Cost: \$2,000.00**

Motion made by Commissioner Roland, seconded by Commissioner Westmoreland to approve Budget Amendment 59 to transfer money from (001-6550-5310) Machinery & Equipment to (001-6550-1151) Overtime-Employee for additional overtime funding for elections office. All voting "Aye".

MOTION APPROVED.

- 16. Discussion/Action** to consider the approval of Budget Amendment #60 to transfer money from (001-6550-4124) Site Support to (001-6550-3115) Ballot Supplies for ES&S additional invoices. **Speaker: Judge Haden/ Danie Teltow/ Kimber Daniel; Backup: 5; Cost: \$3,824.00**

Motion made by Commissioner Theriot, seconded by Commissioner Westmoreland to approve Budget Amendment 60 to transfer money from (001-6550-4124) Site Support to (001-6550-3115) Ballot Supplies for ES&S additional invoices. All voting "Aye".

MOTION APPROVED.

- 17. Discussion/Action** to consider the approval of Budget Amendment #61 to transfer money from (001-6510-4860) Contingency to (001-6550-3010) Temp Election Poll Workers for unknown elections be held May 7th, 2022. **Speaker: Judge Haden/ Danie Teltow; Backup: 3; Cost: \$37,964.00**

Motion made by Commissioner Westmoreland, seconded by Commissioner Shelton to approve Budget Amendment 61 to transfer money from (001-6510-4860) Contingency to (001-6550-3010) Temp Election Poll Workers for unknown elections be held May 7th, 2022. All voting "Aye".

MOTION APPROVED.

Commissioner Theriot recused himself from the courtroom.

- 18. Discussion/Action** to consider the approval of Budget Amendment #62 to transfer money from (001-6510-4860) Contingency to (001-6510-4110) for Doucet & Assoc. Professional Service Fees. **Speaker: Judge Haden/ Danie Teltow; Backup: 2; Cost: \$100,00.00**

Motion made by Commissioner Roland, seconded by Commissioner Westmoreland to approve Budget Amendment 62 to transfer money from (001-6510-4860) Contingency to (001-6510-4110) for Doucet & Assoc. Professional Service Fees. All voting "Aye".

MOTION APPROVED.

19. Discussion/Action to consider the approval of a change order for blanket PO #01277 in the amount of \$100,00.00 for Doucet & Associates Engineering Services FY 21-22. **Speaker: Judge Haden/ Danie Teltow/ Carolyn Caro; Backup: 1; Cost: \$100,000.00**

Motion made by Commissioner Westmoreland, seconded by Commissioner Roland to approve a change order for blanket PO #01277 in the amount of \$100,00.00 for Doucet & Associates Engineering Services FY 21-22. All voting "Aye".

MOTION APPROVED.

Commissioner Theriot returns to the courtroom.

20. Discussion/Action to consider the approval of Budget Amendment #63 to transfer money within Constable PCT 3 budget to cover fuel and Kologic expenses. **Speaker: Judge Haden/ Danie Teltow; Backup: 4; Cost: \$24,200.00**

Motion made by Commissioner Theriot, seconded by Shelton to approve Budget Amendment 63 to transfer money within Constable PCT 3 budget to cover fuel and Kologic expenses. All voting "Aye".

MOTION APPROVED.

21. Discussion/Action to approve or deny an application to operate a proposed auto recycle and salvage yard located near SH-183, and potential operating conditions imposed by the Court. **Speaker: Judge Haden/ Chase Goetz; Backup: 47; Cost: None**

Ammad Saleem, UPI Auto Part owner provides handouts to the court and discusses standard operating procedures for groundwater contamination and the environmental services.

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland to deny the application to operate a proposed auto recycle and salvage yard located near SH-183, and potential operating conditions imposed by the Court.

Commissioner Shelton "Aye", Commissioner Westmoreland "Aye", Judge Haden "Aye" and Commissioner Theriot "Nay", Commissioner Roland "Nay".

MOTION DENIED.

Recess at 10:14 a.m. resume court at 10:26 a.m.

Resolution 35-2022 is read.

COMMISSIONERS COURT MINUTES
Regular Meeting May 24, 2022, 9:00 a.m.

Motion made by Commissioner Westmoreland, seconded by Commissioner Shelton to approve Resolution 35-2022.

Commissioner Westmoreland "Aye", Commissioner Shelton "Aye", Judge Haden "Aye". Commissioner Roland "Aye" and Commissioner Theriot "Nay".
4 "Aye" and 1 "Nay".

MOTION APPROVED.

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

Dennis Engelke, Grants Administrator provides updates on progress reports for GLO grant projects. David Clark, Doucett Engineer project manager gives updates on Black Ankle Road and other scheduled projects.

23. Discussion/ Action to consider the approval of an Order authorizing the filing of a Final Plat (Short Form Procedure) for Cruz Acres located on the Old Colony line. **Speaker: Commissioner Shelton /Kasi Miles; Backup: 20; None**

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland to approve of an Order authorizing the filing of a Final Plat (Short Form Procedure) for Cruz Acres located on Old Colony line. All voting "Aye".


MOTION APPROVED.

24. Adjournment.

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland to adjourn. All voting "Aye". The court adjourns at 10:36 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 24, 2022.




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