

COMMISSIONERS COURT MINUTES
110 S Main St. 2nd Floor, Lockhart, Texas
Commissioners Court June 11, 2024, 9:00 AM



Hoppy Haden	County Judge	B.J. Westmoreland	Commissioner, Pct. 1
Teresa Rodriguez	County Clerk	Rusty Horne	Commissioner, Pct. 2
		Ed Theriot	Commissioner, Pct. 3
		Dyral Thomas	Commissioner, Pct. 4

A. CALL MEETING TO ORDER

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

Commissioner Westmoreland is not present.

B. INVOCATION

Commissioner Thomas opens the meeting in prayer.

C. PLEDGE OF ALLEGIANCE TO THE U.S. AND TEXAS 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.

D. ANNOUNCEMENTS:

Items or comments from Court members or staff.

Commissioner Theriot announced that the Tire collection event in Maxwell was a success, and thanked the Environmental Enforcement Division, Unit Road, and Pegasus School for volunteering.

Commissioner Thomas reminded everyone about the St. John Colony Juneteenth Celebration on Saturday, June 15th.

Ezzy Chan Executive Assistant reports Budget meetings will be scheduled.

Amber Quinley Grants Administrator thanks all volunteers.

E. 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.

F. CONSENT AGENDA:

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

- F.1.To approve County Payroll payment in the amount of \$433,564.67 (05/19/2024 - 06/01/2024).**
- F.2.To approve County Payroll Tax payment in the amount of \$125,977.71 (05/19/2024 - 6/01/2024).**
- F.3.To approve payments of County Invoices and Purchase Orders in the amount of \$602,560.74.**
- F.4.To ratify immediate check request for Baez Junk Haul Off.**
- F.5.To accept the May 2024 Indigent Burial Report.**
- F.6.To approve bond for Allison Whitaker and Merari Gonzales, Assistant Auditors.**
- F.7.To accept the Caldwell County ESD #3 Financial Report for FY ending September 30, 2023.**
- F.8.To accept the Caldwell County ESD #4 Financial Report for FY ending on April 30, 2024.**
- F.9.To accept Caldwell County Constable PCT. 4 May 2024 Report.**

Motion made by Commissioner Horne, seconded by Commissioner Thomas to Approve. All voting "Aye."

MOTION APPROVED.

- F.1 To approve County Payroll payment in the amount of \$433,564.67 (05/19/2024 - 06/01/2024). Payroll 05192024 thru 06012024.pdf
- F.2 To approve County Payroll Tax payment in the amount of \$125,977.71 (05/19/2024 - 6/01/2024). Payroll Tax 05192024 thru 06012024.pdf
- F.3 To approve payments of County Invoices and Purchase Orders in the amount of \$602,560.74. 6 11 2024 AP Payment Register.pdf
Expense Approval Register AP 06.11.2024.pdf
- F.4 To ratify immediate check request for Baez Junk Haul Off. 5.28.24 Emergency Check Request - Baez Junk Haul Off.pdf
- F.5 To accept the May 2024 Indigent Burial Report. Indigent Burial Report May 2024.pdf
- F.6 To approve bond for Allison Whitaker and Merari Gonzales, Assistant Auditors. Bond - A. Whitaker and M. Gonzales_Redacted.pdf
- F.7 To accept the Caldwell County ESD #3 Financial Report for FY ending September 30, 2023. ESD #3 Financial Reports FY Ending 9.30.23.pdf
- F.8 To accept the Caldwell County ESD #4 Financial Report for FY ending on April 30, 2024. ESD 4 Financial Statement.pdf
- F.9 To accept Caldwell County Constable PCT. 4 May 2024 Report. Constable PCT. 4 May 2024 Report.pdf

G. SPECIAL PRESENTATION:

- G.1 To discuss preliminary Caldwell County Debt Issuance and Bond Capacity. Speaker: Judge Haden/Jennifer Ritter/Stephanie Leibe; Backup: 18; Cost: \$0.00

Jennifer Ritter Financial Advisory Managing Director and Matt Lee Bond Attorney provide a presentation detailing County Tax Rate history and Bond Capacity.

Caldwell Cty Bond Presentation 6-11-24 .pdf

H. DISCUSSION/ACTION ITEMS:

- H.1 To approve a Proclamation recognizing William "Chuck" Foreman for his work through the Center for Search and Investigation. Speaker: Commissioner Westmoreland; Backup: 1; Cost: \$0.00

Proclamation is read.
2024 Proclamation Recognizing Chuck Foreman.pdf

Motion made by Commissioner Theriot, seconded by Commissioner Thomas to Approve. All voting "Aye."

MOTION APPROVED.

H.2 To approve a Proclamation recognizing June 19, 2024, as Juneteenth, and commemorating the announcement of the abolition of slavery in Texas. Speaker: Commissioner Thomas; Backup: 1; Cost: \$0.00

Proclamation is read.
Proclamation_Juneteenth_2024.pdf

Motion made by Commissioner Thomas, seconded by Commissioner Horne to Approve. All voting "Aye."

MOTION APPROVED.

H.3 To approve a Proclamation recognizing the St. John Colony's annual Juneteenth celebration. Speaker: Commissioner Thomas; Backup: 2; Cost: \$0.00

Proclamation is read.
Proclamation - St. John Colony - Annual Juneteenth Celebration 2024.pdf

Motion made by Commissioner Thomas, seconded by Commissioner Theriot to Approve. All voting "Aye."

MOTION APPROVED.

H.4 To approve Resolution 13-2024 authorizing an advance funding agreement for the improvement of US-183. Speaker: Judge Haden/Richard Sitton; Cost: \$0.00

Resolution 13-2024 is read.
Resolution 13-2024 AFA Signature Pages-StateLet.pdf
Resolution 13-2024 Attachment A Location Map.pdf
Resolution 13-2024 Attachment B Project Budget.pdf
Resolution 13-2024 Attachment C Resolution (2).pdf

Motion made by Commissioner Horne, seconded by Commissioner Thomas to Approve. All voting "Aye."

MOTION APPROVED.

H.5 To approve Resolution 16-2024, a Resolution Assessing Cost of Abatement on Property ID 28524. Speaker: Judge Haden/Neil Kucera; Backup: 17; Cost: \$0.00

Resolution 16-2024 is read.
Abatement Resolution and Assessment of Costs.docx
Abatement Appendices.pdf

Motion made by Commissioner Theriot, seconded by Commissioner Horne to Approve. All voting "Aye."

MOTION APPROVED.

H.6 To approve the Short Form Plat for Happy Chick Meadows consisting of three residential lots on approximately 11.751 acres located at FM 713 and Old McMahan Road. Speaker: Commissioner Horne/Kasi Miles; Backup: 2; Cost: \$0.00
Happy Chick Meadows-Short Form Plat

Motion made by Commissioner Horne, seconded by Commissioner Thomas to Approve. All voting "Aye."

MOTION APPROVED.

H.7 To approve the Short Form Plat for Tenney Creek Acres consisting of two residential lots on approximately 2.021 acres located on Tenney Creek Road. Speaker: Commissioner Horne/Kasi Miles; Backup: 2; Cost: \$0.00

Tenney Creek Acres Short Form Plat

Motion made by Commissioner Horne, seconded by Commissioner Theriot to Approve. All voting "Aye."

MOTION APPROVED.

H.8 To approve the 2nd Amendment to the Development Agreement for Glenhaven Subdivision located at the corner of Farmer's Road and Misty Lane. Speaker: Commissioner Theriot/Kasi Miles; Backup: 6; Cost: \$0.00

2nd Amendment to Development Agreement- Glenhaven

Motion made by Commissioner Theriot, seconded by Commissioner Thomas to Approve. All voting "Aye."

MOTION APPROVED.

H.9 To approve the Final Plat for Tumbleweed Estates, Phase 3 consisting of 31 residential lots on approximately 40.95 acres located on Romberg Road. Speaker: Commissioner Thomas/Kasi Miles; Backup: 4; Cost: \$0.00

Tumbleweed Estates, Phase 3 Final Plat

Motion made by Commissioner Thomas, seconded by Commissioner Horne to Approve. All voting "Aye."

MOTION APPROVED.

H.10 To consider the approval of a Mass Gathering Permit for the Family & Friends Community Reunion to be held on June 28-29, 2024, at 2843 Plant Road, Prairie Lea, Texas, 78661. Speaker: Judge Haden/Richard Sitton/Mike Lane/Hector Rangel/Dr. Charles Laurence; Cost: \$0.00
5.6.24 Mass Gathering Permit App - Lampkin - Reunion.pdf
5.31.24 Mass Gathering - Local Health Authority Report.pdf
6.4.24 Mass Gathering - Emergency Mgmt Report.pdf

Motion made by Commissioner Horne, seconded by Commissioner Thomas to Approve. All voting "Aye."

MOTION APPROVED.

H.11 Regarding the burn ban. Speaker: Judge Haden/Hector Rangel; Backup: 2; Cost: \$0.00

Hector Rangel Chief EMC provides updates and recommends keeping the burn ban off.

Burn Ban Order 6.11.24.pdf

Motion made by Commissioner Thomas, seconded by Commissioner Theriot to Approve. All voting "Aye."

MOTION APPROVED.

H.12 To reschedule the June 25, 2024, Commissioners Court meeting due to conference. Speaker: Judge Haden; Backup: 0; Cost: \$0.00

Commissions court rescheduled to June 28, 2024.

Motion made by Commissioner Horne, seconded by Commissioner Thomas to Approve. All voting "Aye."

MOTION APPROVED.

H.13 To direct the County Clerk to create a randomly generated list of all the individuals who served on the Grand Jury during the preceding calendar year for purpose of serving on the Grievance Committee per Local Government Code Sec. 152.015. Speaker: Judge Haden/Danie Teltow; Backup: 1; Cost: \$0.00

LGC Sec 152.015.pdf

Motion made by Commissioner Thomas, seconded by Commissioner Horne to Approve. All voting "Aye."

MOTION APPROVED.

H.14 To approve the Caldwell County Courthouse Grounds Use Policy and Application. Speaker: Judge Haden/Richard Sitton; Backup: 8; Cost: \$0.00

Caldwell County - Courthouse Grounds Policy.docx

Motion made by Commissioner Horne, seconded by Commissioner Theriot to Approve. All voting "Aye."

MOTION APPROVED.

H.15 To approve proposed changes for the Plum Creek Watershed Coordinator position. Speaker: Judge Haden/Commissioner Westmoreland/Elizabeth Edgerton; Backup: 1; Cost: \$0.00

6.11.24 PCWC Summary - Coordinator.pdf

Motion made by Commissioner Theriot, seconded by Commissioner Thomas to Approve. All voting "Aye."

MOTION APPROVED.

H.16 To approve funding for Capital Area Council of Governments (CAPCOG) FY 2025 Air Quality Program in the amount of \$2,742.00. Speaker: Commissioner Westmoreland; Backup: 9; Cost: \$2,742.00

CAPCOG 2025 Air Quality Funding Request.pdf

Motion made by Commissioner Horne, seconded by Commissioner Theriot to Approve. All voting "Aye."

MOTION APPROVED.

H.17 To consider the Texas Association of Counties Health and Employee Benefits Pool (TAC HEBP) and determine the amount for county portions dependent coverage for FY 2024 -2025. Speaker: Commissioner Westmoreland/Bob Bush; Backup: 12; Cost: \$0.00

Caldwell County 2024 - 2025 Renewal Notice and Benefits Confirmation.pdf

Motion made by Commissioner Theriot, seconded by Commissioner Thomas to Approve. All voting "Aye."

MOTION APPROVED.

H.18 To consider approval to enroll in Healthy County: County Specific Incentive Program for FY 2024 - 2025. Speaker: Judge Haden/Commissioner Westmoreland/Kristianna Ortiz; Backup: 2; Cost: \$0.00

Caldwell County 2024 - 2025 Healthy County.pdf

Motion made by Commissioner Horne, seconded by Commissioner Thomas to Approve. All voting "Aye."

MOTION APPROVED.

H.19 To consider the approval of submitting a grant application for the Bureau of Justice Assistance

(BJA) FY 2024 State Criminal Alien Assistance Program (SCAAP). Speaker: Judge Haden/Amber Quinley; Backup: 2; Cost: \$0.00
FY24 SCAAP Application - Now Open!.pdf

Motion made by Commissioner Thomas, seconded by Commissioner Theriot to Approve. All voting "Aye."

MOTION APPROVED.

H.20 Accept donation from Bluebonnet Electric Cooperative in the amount of \$400.00 to be used to provide breakfast and lunch to volunteers working the Caldwell County Community Tire Collection Event on Saturday, June 8, 2024. Speaker: Judge Haden/Amber Quinley; Backup: 1; Cost: \$0.00

CCE06032024_Redacted.pdf

Motion made by Commissioner Horne, seconded by Commissioner Theriot to Approve. All voting "Aye."

MOTION APPROVED.

H.21 To approve final draft and solicitation of RFQ24CCP01Q Courthouse Master Plan Development Services. Speaker: Judge Haden/Carolyn Caro/Amber Quinley; Backup: 44; Cost: \$0.00

RFQ 24CCP01Q CH Master Plan.pdf

Motion made by Commissioner Theriot, seconded by Commissioner Thomas to Approve. All voting "Aye."

MOTION APPROVED.

H.22 To change the Anticipated Award Date for RFP 24CCP01P Hazard Mitigation Plan Development Services to the next scheduled Commissioners Court date. Speaker: Judge Haden/Carolyn Caro/Amber Quinley; Backup: 0; Cost: \$0.00

The Anticipated Award Date for RFP 24CCP01P Hazard Mitigation Plan Development Service has been scheduled for June 28, 2024.

Motion made by Commissioner Theriot, seconded by Commissioner Thomas to Approve. All voting "Aye."

MOTION APPROVED.

I. DISCUSSION ONLY:

I.1 To consider a request to increase the number of positions on the Caldwell County Child Welfare Board and to appoint new members. Speaker: Judge Haden/Juanita Allen/Chase Goetz; Backup: 10; Cost: TBD

Chase Goetz Assistant Criminal District Attorney -Civil addressed a request to increase the number of Caldwell County Child Welfare Board members.

By-Laws 02_12_2019.docx

Nonfinancial Agreement with CPS and County for Child Welfare Board.pdf

J. EXECUTIVE SESSION:

Executive Session opens at 10:07 a.m. and closes at 10:44 a.m.

J.1 Pursuant to Texas Local Government Code Section 551.071(1): Consultation with counsel regarding pending or contemplated litigation or settlement offers involving a claim by Mauricio Martinez. Speaker: Judge Haden/Chase Goetz; Cost: TBD

No Action Taken.

J.2 Pursuant to Texas Government Code Section 551.87: Deliberation regarding power update from LCRA relating to potential economic development projects. Possible action may follow in open court. Speaker: Judge Haden/Richard Sitton; Backup: 0; Cost: \$0.00

No Action Taken.

K. ADJOURNMENT:

Court adjourns at 10:45 a.m.

Motion made by Commissioner Horne, seconded by Commissioner Thomas to Adjourn. All voting "Aye."

MOTION APPROVED.

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 held by the Caldwell County Commissioners' Court on June 11, 2024.



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

