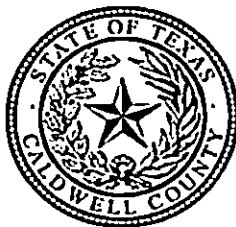


COMMISSIONERS COURT MINUTES
110 S Main St. 2nd Floor, Lockhart, Texas
Commissioners Court August 24, 2021 9:00 a.m.



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 Shelton reminds everyone that school has started traffic will be heavy.

Hector Rangel, Chief EMC updates court on COVID-19 test and vaccine distributions, an additional vaccine site has been requested for Luling. An extension was granted for Caldwell County site until October 9th, 8 a.m. to 4 p.m. 7 days a week.

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: \$389,217.38**
2. **Ratify re-occurring County Payments:**
 - A. **\$331,158.80 (Payroll 7/18/2021 – 7/31/2021)**
 - B. **\$98,560.07 (Payroll Tax 7/18/2021 – 7/31/2021)**
 - C. **\$522,098.73 (DMV Comptroller)**
 - D. **\$2,248.25 (TPWD Comptroller)**
3. **To approve July 2021 Tax Collection Report from the Caldwell County Appraisal District**
4. **To ratify emergency check for Enterprise**
5. **To approve user License Agreement for an Online Vital Records Request Application between the Caldwell County Clerk and Permittium, LLC**
6. **To approve the Judicial District Court order relating to the salaries of County Auditor, Barbara Gonzales and Assistants**
7. **To approve the Judicial District Court order relating to the Salary for the Purchasing agent, Danielle Blake**
8. **To approve the Judicial District Court order appointing Official Court Reporter and fixing compensation for Aisha K. White-Thompson**

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

MOTION APPROVED.

DISCUSSION/ACTION ITEMS:

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

Hector Rangel, Chief EMC recommends to leave Burn Ban off, and to contact Sheriff's office if you plan to burn.

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

MOTION APPROVED.

11. **Discussion/Action to discuss the tax rate. If the proposed tax rate will exceed voter-approval rate or no-new revenue tax rate, whichever is lower, a record vote is to be taken and a public hearing to be scheduled. Speaker: Judge Haden; Backup: 2; Cost: None**

Judge Haden reads proposed tax rate, a public hearing will be September 14, 2021 at 9:30 a.m. Judge Haden explains the action requires a roll-call vote; Commissioner Westmoreland "Aye", Commissioner Shelton "Aye", Judge Haden "Aye", Commissioner Theriot "Aye" and Commissioner Roland "Aye".

MOTION APPROVED.

27. Discussion/Action to consider the Job Title change and description from Sergeant/PIO to Lieutenant.
Speaker: Judge Haden/ Mike Lane; Backup: 4; Cost: None

Motion made by Commissioner Theirot, seconded by Commissioner Roland to approve Job Title change and description from Sergeant /PIO to Lieutenant. All voting "Aye".
MOTION APPROVED.

28. Discussion/Action to consider Budget Amendment #85 for the reclassification of the position from Sergeant B Group to Lieutenant. **Speaker: Judge Haden/ Barbara Gonzales; Backup: 5; Cost: Net Zero**

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland to approve Budget Amendment 85 for the reclassification of the position from Sergeant B Group to Lieutenant. All voting "Aye".
MOTION APPROVED.

12. Discussion/Action to consider Resolution 37-2021, designating the Hays-Caldwell Women's Center as an eligible donee of jury reimbursement funds. **Speaker: Judge Haden/ Barbara Gonzales; Backup: 2; Cost: None**

Judge Haden reads Resolution 37-2021.

Motion made by Commissioner Theriot, seconded by Commissioner Westmoreland to approve Resolution 37-2021, designating the Hays-Caldwell Women's Center as an eligible donee of jury reimbursement funds. All voting "Aye".
MOTION APPROVED.

13. Discussion/Action to consider Resolution 38-2021, to allow Online Auctions for Tax Foreclosure sales.
Speaker: Judge Haden; Backup: 4; Cost: None

Motion made by Commissioner Roland, seconded by Commissioner Westmoreland to approve Resolution 38-2021, to allow Online Auctions for Tax Foreclosure sales. All voting "Aye".
MOTION APPROVED.

14. Discussion/Action to consider Resolution 39-2021, authorizing the Elections Administrator to execute Contract for Elections Services between Caldwell County and Maxwell Special Utility District and Release Agreement. **Speaker: Judge Haden/ Kimber Daniel; Backup: 8; Cost:\$7,981.05**

Motion not to approve made by Commissioner Roland, seconded by Commissioner Westmoreland to not approve Resolution 39-2021, authorizing the Elections Administrator to execute Contract for Elections Services between Caldwell County and Maxwell Special Utility District and Release Agreement. All voting "Aye".
MOTION APPROVED.

- 15. Discussion/Action** to consider Resolution 40-2021, authorizing an Order of Special Constitutional Amendment Election for Caldwell County. **Speaker: Judge Haden/ Kimber Daniel; Backup: 5; Cost: None**

Kimber Daniel, Elections Administrator reads Resolution 40-2021.

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland to approve Resolution 40-2021, authorizing an Order of Special Constitutional Amendment Election for Caldwell County. All voting "Aye".

MOTION APPROVED.

- 16. Discussion/Action** to consider Resolution 41-2021, authorizing the Elections Administrator to execute the Joint Election Agreement and Election Service Contract between Caldwell County, Texas, the City of Mustang Ridge and Maxwell Special Utility District. **Speaker: Judge Haden/ Kimber Daniel; Backup: 10; Cost: \$48,117.84**

Motion to table item 16 made by Commissioner Westmoreland, seconded by Commissioner Theriot. All voting "Aye".

MOTION TO TABLE APPROVED.

- 17. Discussion/Action** to consider Budget Amendment #77 to move money from CRF Contingency to Professional Services in Non-Departmental for Level 1 COVID Cleaning Services at the JP 1 Building. **Speaker: Judge Haden/ Barbara Gonzales; Backup: 8; Cost: Net Zero**

Motion made by Commissioner Westmoreland, seconded by Commissioner Shelton to approve Budget Amendment 77 to move money from CRF Contingency to Professional Services in Non-Department for Level 1 COVID Cleaning Services at the JP 1 Building. All voting "Aye".

MOTION APPROVED.

- 18. Discussion/Action** to consider Budget Amendment #78 to move money from machinery and equipment to training line item for IT training. **Speaker: Judge Haden/ Barbara Gonzales; Backup: 3; Cost: Net Zero**

Motion made by Commissioner Theriot, seconded by Commissioner Roland to approve Budget Amendment 78 to move money from machinery and equipment to training line item for IT training. All voting "Aye".

MOTION APPROVED.

- 19. Discussion/Action** to consider Budget Amendment #79 to move money from training line item to cover unexpected overages in Postage and Office Supplies line item for Sanitation. **Speaker: Judge Haden/ Barbara Gonzales; Backup: 2; Cost: Net Zero**

COMMISSIONERS COURT MINUTES
Regular Meeting August 24, 2021 9:00 a.m

Motion made by Commissioner Roland, seconded by Commissioner Westmoreland to approve Budget Amendment 79 to move money from training line item to cover unexpected overages in Postage and Office Supplies line item for Sanitation. All voting "Aye".
MOTION APPROVED.

20. Discussion/Action to consider Budget Amendment #80 to move money from Contingency to Commissioners Court Repairs and Maintenance for payment to ESRI. **Speaker: Judge Haden/ Barbara Gonzales; Backup: 6; Cost: Net Zero**

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland to approve Budget Amendment 80 to move money from Contingency to Commissioners Count Repairs and Maintenance for payment to ESRI. All voting "Aye".
MOTION APPROVED.

21. Discussion/Action to consider Budget Amendment #81 to move money from Longevity and Repairs and Maintenance line item to Office Supplies line item for Elections. **Speaker: Judge Haden/ Barbara Gonzales; Backup: 2; Cost: Net Zero**

Motion made by Commissioner Roland, seconded by Commissioner Theriot to approve Budget Amendment 81 to move money from Longevity and Repairs and Maintenance line item to Office Supplies line for Elections. All voting "Aye".
MOTION APPROVED.

22. Discussion/Action to consider Budget Amendment #82 to move money from Repairs and Maintenance and Training to Transportation line item to finish out FY 2021 for Constable Precinct 1. **Speaker: Judge Haden/ Barbara Gonzales; Backup: 2; Cost: Net Zero**

Motion made by Commissioner Theriot, seconded by Commissioner Shelton to approve Budget Amendment 82 to move money from Repairs and Maintenance and Training to Transportation line item to finish out FY 2021 for Constable Precinct 1. All voting "Aye".
MOTION APPROVED.

PUBLIC HEARING 9:30

Elected Officials Salaries

Judge Haden calls the Public Hearing to order at 9:30 a.m.
There are no speakers and the Public Hearing closes at 9:31 a.m.

10. Discussion/Action to consider the approval of Elected Officials Salaries for FY 2021-2022. **Speaker: Judge Haden/ Barbara Gonzales/ Ezzy Chan; Backup: 2; Cost: None**

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland to approve Elected Officials Salaries for FY 2021-2022. All voting "Aye".

MOTION APPROVED.

23. Discussion/Action to consider Budget Amendment #83 to move money from Utilities to Overtime line item to cover overtime in County Jail. **Speaker: Judge Haden/ Barbara Gonzales; Backup: 2; Cost: Net Zero**

Motion made by Commissioner Westmoreland, seconded by Commissioner Theriot to approve Budget Amendment 83 to move money from Utilities to Overtime line item to cover overtime in County Jail. All voting "Aye".

MOTION APPROVED.

24. Discussion/Action to consider Budget Amendment #84 to move money from Contingency to Fax and Internet to complete the end of FY 2021. **Speaker: Judge Haden/ Barbara Gonzales; Backup: 4; Cost: Net Zero**

Motion made by Commissioner Roland, seconded by Commissioner Theriot to approve Budget Amendment 84 to move money from Contingency to Fax and Internet to complete the end of FY 2021. All voting "Aye".

MOTION APPROVED.

25. Discussion/Action to consider the approval to execute change order on PO #00558 for AT&T Blanket PO to increase in the amount of \$36,000.00. **Speaker: Judge Haden/ Danie Blake; Backup: 3; Cost: \$36,000.00**

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland on the approval to execute change order on PO #00558 for AT&T Blanket PO to increase in the amount of \$36,000.00. All voting "Aye".

MOTION APPROVED.

26. Discussion/Action to consider the approval to pay the August invoice for AT&T in the amount of \$18,012.97. **Speaker: Judge Haden/ Danie Blake; Backup: 3; Cost: \$18,012.97**

Motion made by Commissioner Westmoreland, seconded by Commissioner Shelton to approve payment of August invoice for AT&T in the amount of \$18,012.97. All voting "Aye".

MOTION APPROVED.

COMMISSIONERS COURT MINUTES
Regular Meeting August 24, 2021 9:00 a.m

- 29. Discussion/Action** to consider Budget Amendment #86 to correctly appropriate Purchase Order from Operating Supplies/Machinery and Equip. to Scott Annex and Luling Annex. **Speaker: Judge Haden/ Barbara Gonzales; Backup: 8; Cost: Net Zero**

Motion made by Commissioner Roland, seconded by Commissioner Theriot to approve Budget Amendment 86 to correctly appropriate Purchase Order from Operating Supplies/Machinery and Equip. to Scott Annex and Luling Annex. All voting "Aye".
MOTION APPROVED.

- 30. Discussion/Action** to consider the approval to execute the contract for DR4332 FEMA Harwood Rd. Box Culvert upgrade between Caldwell County and 304 Construction. **Speaker: Judge Haden/ Danie Blake; Backup: 96; Cost: \$210,000.00**

Motion made by Commissioner Shelton, seconded by Commissioner Theriot to approve and execute the contract for DR4332 FEMA Harwood Rd. Box Culvert upgrade between Caldwell County and 304 Construction. All voting "Aye".
MOTION APPROVED.

- 31. Discussion/Action** to consider the approval to prepare and submit and "EDA Build Back Better Regional Challenge" Grant on Behalf of the Greater San Marcos Partnership Stakeholders. **Speaker: Judge Haden/ Dennis Engelke; Backup: 7; Cost: TBD**

Dennis Engelke, Grants Administrator seeks approval to serve as grant applicant for Greater San Marcos Partnership Coalition for EDA grant.
Motion made by Commissioner Shelton, seconded by Commissioner Theriot to approve to prepare and submit "EDA Build Back Better Regional Challenge" Grant on Behalf of the Greater San Marcos Partnership Stakeholders. All voting "Aye".
MOTION APPROVED.

- 32. Discussion/Action** to consider the Interlocal Agreement between Caldwell County, Texas and Caldwell, Comal, Hays County Community Supervision and Corrections Department. **Speaker: Judge Haden; Backup: 3; Cost: None**

Judge Haden reads Interlocal Agreement.
Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland to approve the Interlocal Agreement between Caldwell County, Texas and Caldwell, Comal, Hays County Community Supervision and Corrections Department. All voting "Aye".
MOTION APPROVED.


COMMISSIONERS COURT MINUTES
Regular Meeting August 24, 2021 9:00 a.m

33. Adjournment.

Motion made by Commissioner Shelton, seconded by Commissioner Westmoreland to adjourn. All voting "Aye".

Court adjourns at 9:45 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 August 24, 2021.



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

