

COMMISSIONERS COURT MINUTES
110 S. Main St. 2nd Floor, Lockhart, Texas
Commissioners Court November 24th, 2020 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 called meeting to order at 9:00 a.m.

Invocation.

Commissioner Roland opens meeting with 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 wishes everyone a Happy and Safe Thanksgiving.

Commissioner Shelton wishes everyone a Happy and Safe Thanksgiving. She attended a Board Meeting for Carts and also met with and reports that Community Action can help those in Hays and Caldwell County in need this Holiday with bill assistance.

Dennis Engelke introduced new Grant Administrative Assistant Reagan Mc Learen.

Hector Rangel reported COVID-19 testing updates with locations and times throughout the holidays.

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>

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Face coverings are required when inside the building except as provided by Executive Order GA-29. The meeting will be broadcast over the internet and may be viewed at <http://www.co.caldwell.tx.us/page/caldwell.CommissionersCourtLive-OnDemand>

No citizen comments

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

1. **Approve payment of County invoices and County Purchase Orders for in the amount of \$468,890.57; Backup: 46**
2. **Ratify re-occurring County Payments**
 - A. **\$334,225.39 (Payroll 10/25/2020 – 11/07/2020)**
 - B. **\$98,942.49 (Payroll Tax 10/25/2020 – 11/07/2020)**
 - C. **\$147,545.75 (DMV Remittance)**
 - D. **\$2,774.53 (TX Boat Comptroller)**
 - E. **\$403,191 (DMV Comptroller)**
3. **To accept the November 2020 Tax Collection Report from the Caldwell County Appraisal District. Backup: 4**
4. **Approve renewal Policy #64426183 for B.J Westmoreland, Commissioner, Pct. 1; Backup: 2**

Motion made by Commissioner Shelton, second by Commissioner Westmoreland that we approve the Consent Agenda. All voting "Aye".

Discussion/Action Items:

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

Hector Rangel recommends keeping the Burn Ban on. Wishes everyone a Happy and Safe Thanksgiving. Motion made by Commissioner Roland, second by Commissioner Theriot. All voting "Aye".

6. **Discussion/Action** to discuss the December Fireworks order. **Speaker: Judge Haden/ Hector Rangel; Backup:3; Cost; None**

Motion to table Item 6 made by Commissioner Shelton, second by Commissioner Westmoreland. All voting "Aye".

7. **Discussion/Action** to approve Budget Amendment #11 to correct Fund 002 Unit Road personnel salaries. **Speakers: Judge Haden/ Barbara Gonzales; Backup: 4; Cost: Net Zero**

Judge Haden requests to approve Budget Amendment 11 to correct Unit Road salaries. So moved by Commissioner Theriot, second by Commissioner Roland. All voting "Aye"

8. **Discussion/Action** to approve Budget Amendment #12 to move \$5,014.68 from Worker's Comp (001-6510-2040) to fax/internet (001-6510-4425) to complete blanket Purchase Order REQ00624 to ATT. **Speakers: Judge Haden/ Barbara Gonzales. Backup: 5; Cost: Net Zero**

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Judge Haden requests to approve Budget Amendment 12 to complete blanket Purchase Order to ATT. So moved by Commissioner Westmoreland, second by Commissioner Shelton. All voting "Aye".

9. **Discussion/Action** to approve payment to ATT for fax/internet. **Speakers: Judge Haden/ Barbara Gonzales; Backup: 5; Cost: \$417.89**

Judge Haden requests to approve payment to ATT. So moved by Commissioner Roland, second by Commissioner Theriot. All voting "Aye".

10. **Discussion/Action** to approve Budget Amendment #13 to receive and allocate HAVA Funds and County Match. **Speakers: Judge Haden/ Barbara Gonzales/Dennis Engelke; Backup: 5; Cost: Net Zero**

Judge Haden requests to approve Budget Amendment 13 to receive and allocate HAVA Funds. So moved by Commissioner Westmoreland, second by Commissioner Shelton. All voting "Aye".

11. **Discussion/Action** to approve REQ00627 for Caldwell County Fentress Tower Site to be generated into a Purchase Order in the amount of \$695,587.00. **Speakers: Judge Haden/ Danie Blake; Backup: 13; Cost: \$695,587.00.**

Judge Haden requests to approve Caldwell County Fentress Tower Site purchase order. Motion made by Commissioner Shelton, second by Commissioner Theriot. All voting "Aye".

12. **Discussion/Action** to approve Resolution 04-2021 authorizing County Judge to execute Division Order and Agreement with Enterprise Crude Oil, LLC. **Speaker: Judge Haden/ JJ Wells; Backup: 6; Cost: None.**

Judge Haden reads Resolution 04-2020 and requests approval to execute Division Order and Agreement with Enterprise Crude Oil, LLC. So moved by Commissioner Westmoreland, second by Commissioner Shelton. All voting "Aye".

13. **Discussion/Action** to consider resolution 05-2021 authorizing County Judge to execute Interlocal Agreements with the Prairie Lea, Luling, and Lockhart ISDs for Administration of CRF Funding under the CARES ACT, subject to TDEM approval of Caldwell County's "CRF Spend Plan" and receipt of the balance of the County's CRF allocation. **Speakers: Judge Haden/ Dennis Engelke; Backup:155; Cost: \$399,954.75**

Dennis Engelke reads resolution 05-2021 and requests to consider and approve relief Corona Spending Plan for Prairie Lea, Luling, and Lockhart Independent School District. So moved by Commissioner Shelton with corrections, second by Commissioner Theriot. All voting "Aye".

- 14. Discussion/Action** to consider approval of a Professional Services Agreement with Texas State University and The Meadows Center for Water and the Environment for services performed for the 2021 Feral Hog Program Grant. **Speakers: Judge Haden/ Dennis Engelke; Backup: 8; Cost: None**

Dennis Engle seeks approval for services performed for the 2021 Feral Hog Program Grant. So moved by Commissioner Roland, second by Commissioner Westmoreland. All voting "Aye".

- 15. Discussion/Action** to reappoint Will Conley as Primary Voting Member and Commissioner Ed Theriot as Alternate Member to the 2021 CAMPO Technical Advisory Committee (TAC).
Speaker: Judge Haden; Backup: 7; Cost: None.

Judge Haden requests to reappoint same members to the 2021 CAMPO Technical Advisory Committee. So moved by Commissioner Theriot, second by Commissioner Westmoreland. All voting "Aye".

- 16. Discussion/Action** to discuss terminating the current mowing contract. **Speakers: Judge Haden/ Donald LeClerc; Backup: 2; Cost: None**

Judge Haden requests to terminate mowing contract, due to complains by citizens. Motion made by Commissioner Shelton, second by Commissioner Westmoreland. All voting "Aye".

- 17. Discussion/Action** to discuss possibility of hiring five (5) new Unit Road employees for mowing.
Speakers: Judge Haden/ Donald LeClerc; Backup: 2; Cost: Not to Exceed \$260,000

Judge Haden and Court believe it would be beneficial to the county and requests approval of hiring five new Unit Road employees for mowing and additional jobs. So moved by Commissioner Shelton, second by Commissioner Westmoreland. All voting "Aye".

- 18. Discussion/Action** to approve RFQ21CCP01Q for Engineering Services on State Hwy. 142 Project.
Speaker: Judge Haden/ Danie Blake; Backup: 11; Cost: TBD

Danie Blake requests approval on funding for State Hwy 142 Project. Motion made by Commissioner Shelton, second by Commissioner Westmoreland. All voting "Aye".

- 19. Discussion/Action** concerning approval of an Order authorizing the filing of a Final Plat (Short Form Procedure) for Carrizales Acres on FM 1854. **Speaker: Commissioner Roland/ Kasi Miles; Backup: 12; Cost: None**

Kasi Miles requests Final Plat for Carrizales Acres on FM 1854. Motion made by Commissioner Roland with corrections, second by Commissioner Theriot. All voting "Aye".

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Judge Haden opens item 20 Executive Session at 9:40 a.m. and closes at 10:05 a.m.

20. **EXECUTIVE SESSION:** pursuant to Sections 551.071 and 551.087 of the Texas Government Code: consultation with counsel and deliberation regarding economic development negotiations associated with Project Future. Possible action may follow in open court. **Speakers: Judge Haden/JJ Wells; Backup: None; Cost; TBD**

Item 20 Executive Session is attended by Commissioner Westmoreland, Commissioner Shelton, Judge Haden, Commissioner Theriot, Commissioner Roland, JJ Wells, Barbara Gonzales and Mike Kamerlander.

21. **OPEN SESSION: Discussion/Action** to consider Resolution 06-2021 Authorizing County Judge to Execute Economic Development Agreement. **Speakers: Judge Haden/JJ Wells; Backup: 5; Cost; \$1,500,000.00.**

Mike Kamerlander, Economic Director, speaks on the investment of a 75 acre Industrial park that will be located westside of 130 and FM 2720. Judge Haden reads Resolution 06-2021. So moved by Commissioner Westmoreland, second by Commissioner Theriot. All voting "Aye".

22. **Adjournment.**

So moved by Commissioner Shelton, second by Commissioner Westmoreland that we adjourn. All voting "Aye". Court adjourns at 10:15 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 November 24, 2020



Teresa Rodriguez

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