

COMMISSIONERS COURT MINUTES
110 S. Main St. 2nd Floor, Lockhart, Texas
Regular Meeting September 11, 2017 9:00 a.m.



KEN SCHAWÉ	County Judge	HOPPY HADEN	Commissioner Pct. 1
CAROL HOLCOMB	County Clerk	EDDIE MOSES	Commissioner Pct. 2
		ED THERIOT	Commissioner Pct. 3
		JOE IVAN ROLAND	Commissioner Pct. 4

Call Meeting to Order.

Judge Schawe calls the meeting to order at 9:00 a.m. All members are present.

Invocation. Lockhart Ministerial Alliance

Pastor Greene from First Presbyterian Church 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 Schawe leads all present in the pledge to both flags.

Announcements. Items or comments from Court members or staff.

Commissioner Haden met with CAMPO staff about local roads and with representatives from Old Settler's Music Festival about their needs from the County. He attended the TCEQ meeting where the landfill permit was granted. He announced he has a new granddaughter. **Commissioner Moses** recognizes the sixteenth anniversary of September 11th. He had Commissioner's Coffee Saturday and will have it again the second Saturday in October from 9-10 a.m. On the 18th Caldwell County will host a district meeting for Go Texan at Zedler Mill in Luling. Old Zedler Mill Music Festival will be in Tilmon and he is meeting with its coordinators on the 18th. **Commissioner Theriot** was with Commissioner Haden at the CAMPO meeting and the TCEQ Meeting regarding the landfill. He attended a Greater San Marcos Partnership Economic Development Council meeting. The Subdivision Review Committee held a meeting regarding the Development Ordinance and will meet again tomorrow at 2:00 p.m. in this courtroom to finalize their recommendations. He thanks everyone working on the damage assessment and repair post Hurricane Harvey.

COMMISSIONERS COURT MINUTES
Regular Meeting on September 11, 2017

Commissioner Roland is thankful God had mercy on Miami. He also attended the TCEQ meeting and is upset that the permit was approved. **Commissioner Moses** adds that September 23rd from 8:00 a.m. – 12:00 p.m. at the County Barn in Precinct 2 there will be a collections day including electronics and car tires. **Judge Schawe** says he will reserve some time later for Martin Ritchey to make his announcements. He has been in contact with FEMA and the Lieutenant Government's Office to ensure Caldwell County is declared a disaster area. He says there are possible issues with sewage from Plum Creek coming into Caldwell County. TCEQ is looking into it. He asks citizens with damage from the hurricane to register it on the county website.

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).

Margaret Wylie is a Maxwell resident who inquires how many people are on the County payroll and how she could get job descriptions for County employees. She is thankful for the County's handling of the balloon accident and Sheriff Law's office.

Andrew McClish is a Prairie Lea resident who would like the all way stop signs on his block to be removed. He says the signs are unwarranted and not legal based on his communication with TxDot. He says they also cause a safety issue because people run them.

James Samson is a Prairie Lea resident who believes one of the speakers listed during August 14th's Public Hearing is incorrect. He would like the stop signs removed and says they are unsafe, inconvenient, and unnecessary.

Fermin Islas represents the Hispanic Chamber of Commerce and is thankful for use of the Courthouse lawn during Diez y Seis. He invites everyone to the events this weekend. He feels the fallen tree on the Courthouse lawn is a potential safety hazard and hopes it will be removed or better barricaded before the weekend.

Oscar Fogle is a Lockhart resident. He says now that TCEQ granted the permit to 130 Environmental Park the proposed Host Agreement needs to be approved by the court and submitted to Green Group for review.

COMMISSIONERS COURT MINUTES
Regular Meeting on September 11, 2017

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

1. **Approve payment of County invoices in the amount of \$341,905.85.**
2. **Ratify re-occurring County payments in the amount of \$270,110.06 (Payroll).**
3. **Approve the payment and Surety Bond for Barbara A. Gonzales, County Auditor, Bond # 63317145.**
4. **Approve the payment and Continuation Certificate for Surety Bond #15663555 for Arthur Villarreal, Constable, Precinct 4.**
5. **Approve the payment and renewal of the Blanket Bond #71181077 for the District Clerks.**
6. **Approve Resolution 09-2017 regarding the nomination of Art Davis to the Caldwell County Appraisal District.**
7. **Approve Budget Amendment #14: Line Item transfer from 001-6510-4860 (Contingency) to 001-6210-5910 (Other Capital Outlay) in the amount of \$13,950.00 for the purpose of the upgrade and update to the Information Technology virtual and backup environments.**
8. **Accept Financial Audit Reports of Emergency Services Districts pursuant to Section 775.082 of the Health and Safety Code for year ending September 2016: ESD # 2 (Maxwell VFD).**

Motion made by Commissioner Moses, second by Commissioner Haden to accept the consent agenda items. All voting "Aye".

ACTION AGENDA ITEMS

18. **PUBLIC HEARING AT 9:30AM** Second Hearing regarding proposed tax rate. **Cost: TBD; Speaker: Judge Schawe; Backup: 1.**

Judge Schawe opens the Public Hearing at 9:28 a.m. and asks if anyone would like to speak. There are no speakers and the Public Hearing closes at 9:30 a.m.

COMMISSIONERS COURT MINUTES
Regular Meeting on September 11, 2017

- 11. Discussion/Action** to open bids for aggregate, asphalt materials, flexible base, fuel (regular unleaded and #2 diesel), oil & lubricants for the budget year 2017-2018. **Cost: None; Speakers: Judge Schawe/Donald LeClerc; Backup: None.**

Unit Road Administrator Donald LeClerc opens and reads the bids in front of the court. Judge Schawe confirms with Donald LeClerc that he will review the bids and bring his recommendation back to the court. Motion made by Commissioner Moses, second by Commissioner Haden we table this until our next meeting. All voting "Aye".

- 12. Discussion/Action** regarding adding the extension of Old Lockhart Road to the Caldwell County Transportation Plan. **Cost: None; Speakers: Commissioner Roland/Jacquelyn Thomas; Backup: None.**

Commissioner Roland explains the agenda item. Motion made by Commissioner Roland, second by Commissioner Theriot to put it on the Transportation Plan. All voting "Aye".

- 13. Discussion/Action** to renew the Regional Public Defender Interlocal Agreement with Lubbock County. **Cost: None; Speaker: Judge Schawe; Backup: 12.**

Judge Schawe explains the agenda item and Civil Attorney Jordan Powell confirms the agreement was reviewed by District Attorney Fred Weber. Motion made by Commissioner Moses, second by Commissioner Haden that we approve the Public Defender Interlocal Agreement with Lubbock County. All voting "Aye".

- 14. Discussion/Action** regarding the recommendations of the Host Agreement Committee in relation to a possible host agreement with Green Group Holdings. **Cost: None; Speaker: Commissioner Haden; Backup: None.**

Commissioner Haden opens for any questions from the court. Commissioner Theriot and Judge Schawe review their questions and concerns about the document. Motion made by Commissioner Haden, second by Commissioner Moses that we forward this document on to Green Group for their review. Commissioner Haden, Commissioner Moses, and Commissioner Theriot all vote in favor. Commissioner Roland votes against. Motion passed.

COMMISSIONERS COURT MINUTES
Regular Meeting on September 11, 2017

- 15. Discussion/Action** to accept the Order from the District Judges relating to the Auditor of Caldwell County. **Cost: None; Speaker: Judge Schawe; Backup: 2.**

Judge Schawe reads the agenda item. So moved by Commissioner Haden, second by Commissioner Moses. All voting "Aye".

- 16. Discussion/Action** to renew the contract for the County's depository institution. **Cost: TBD; Speaker: Judge Schawe/Barbara Gonzales; Backup: None.**

County Auditor Barbara Gonzales reviews the agenda item. Judge Schawe would like the contract negotiated further before it is approved. Civil Attorney Jordan Powell confirms Barbara Gonzales will have enough time to renegotiate before the next Commissioners Court. Judge Schawe asks for the item to be tabled. So moved by Commissioner Theriot, second by Commissioner Roland, all voting "Aye".

- 17. Discussion/Action** to approve the request for local funding for the Caldwell County Juvenile Probation Board. **Cost: None; Speaker: Judge Schawe/Jay Monkerud; Backup: 2.**

Chief Juvenile Probation Officer Jay Monkerud reviews the funding request numbers. Judge Schawe asks for a motion. So moved by Commissioner Moses, second by Commissioner Haden. All voting "Aye".

Judge Schawe recesses court at 10:21 a.m. and reconvenes court at 10:30 a.m.

Announcements Continued:

Martin Ritchey, Emergency Management Coordinator, gives a Hurricane Harvey update. He recognizes everyone who assisted during the storm and reports on damages that were caused throughout the County by Hurricane Harvey. He explains that there will be a lot to do in recovering from the storm's damage. He also encourages any citizens who suffered damage from the storm to register the details through the link on the County's Facebook page. If enough people within Caldwell County register damages caused by Hurricane Harvey the County will qualify for Individual Assistance through FEMA.

COMMISSIONERS COURT MINUTES
Regular Meeting on September 11, 2017

- 9. Discussion/Action** regarding the burn ban. **Cost: None; Speaker: Judge Schawe/Martin Ritchey; Backup: None.**

Martin Ritchey asks to leave the burn ban off. Motion made by Commissioner Roland, second by Commissioner Theriot that we leave the burn ban off. Commissioner Haden reiterates that even in wet conditions fires need to be monitored. All voting "Aye".

- 10. Discussion/Action** to approve a Resolution proclaiming September 2017 as National Preparedness Month. **Cost: None; Speaker: Judge Schawe/Martin Ritchey; Backup: 1.**

Martin Ritchey explains warncentraltexas.org and reads Resolution 10-2017. So moved by Commissioner Moses, second by Commissioner Theriot. All voting "Aye".

- 19. Discussion/Action** regarding the 2017-2018 Proposed Annual Budget. **Cost: TBD; Speaker: Judge Schawe; Backup: None.**


Judge Schawe reviews progress on the budget since the last meeting and opens for questions and discussion. Commissioner Theriot, Judge Schawe, Commissioner Haden, and Sheriff Daniel Law discuss Sandra Bland Act compliance and MHMR training compliance.

Commissioner Moses, Judge Schawe, and Commissioner Theriot discuss salary raises. Jordan Powell reminds the court that the next meeting is the last chance to finalize the budget.

20. Adjournment.

So moved by Commissioner Moses, second by Commissioner Haden to adjourn. All voting "Aye".

I, CAROL HOLCOMB, 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 September 11, 2017.



CAROL HOLCOMB, COUNTY CLERK AND EX OFFICIO
CLERK OF THE COMMISSIONERS' COURT OF
CALDWELL COUNTY, TEXAS

