

**COMMISSIONERS COURT MINUTES 110 S Main St. 2nd Floor,
Lockhart, Texas Commissioners Court September 10, 2024, 9:00 AM**



Hoppy Haden
Teresa Rodriguez

County Judge
County Clerk

B.J. Westmoreland
Rusty Horne
Ed Theriot
Dyral Thomas

Commissioner, Pct. 1
Commissioner, Pct. 2
Commissioner, Pct. 3
Commissioner, Pct. 4

A. CALL MEETING TO ORDER

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

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 Horne announces Luling will celebrate their 150 years at the Zedler Mill on September 21st at 10:00 a.m. Congratulations to Caldwell County jail on their surprise inspection.

The inspector couldn't emphasize how well the jail is maintained.

Ezzy Chan, Executive Assistant announced the Cyber Security Training is complete.

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>

Dennis Jewell, Jeremy Gordon, Carlos Martinez, and Nicole Martinez, residents of Colony Line Trail in Dale spoke on the County adopting maintenance for Sand Hill Road. They expressed concerns about school bus safety due to road conditions.

Matthew Palmer, a K & L Ranch resident, expressed concerns with traffic on Sand Hill Road and requested the County to maintain the road.

Raegan Frey, Brad Frey, and Taylor Rudman, residents on Old Fentress Road expressed possible health and

safety concerns with the proposed Lauren Concrete Plant.

Craig Smith, a Lockhart resident requested the court to question regulations and safety on the proposed Lauren Concrete Plant.

Andrew McClish, a resident of Prairie Lea voices frustration with 14 neighborhood stop signs.

Virginia Parker with San Marcos River Foundation spoke on 2 TCEQ air quality permit requests and has requested for court members to attend meetings and make concerns known to protect citizens.

F. CONSENT AGENDA:

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

F.1.To approve payments of County Invoices and Purchase Orders in the amount of \$441,796.75.

F.2.To approve County Payroll payment in the amount of \$423,905.98 (08/11/2024 - 08/24/2024).

F.3.To approve County Payroll Tax payment in the amount of \$123,596.94 (8/11/2024 - 8/24/2024).

F.4.To accept July 2024 DMV Remittance in the amount of \$250,896.83.

F.5.To accept July 2024 DMV Comptroller payment in the amount of \$455,680.84.

F.6.To accept the August 2024 Indigent Burial Report.

F.7.To pay bond for Sarah Fullilove, Purchasing Assistant.

F.8.To pay blanket bond for Elections Department.

F.9.To ratify payment of Caldwell County's Semi-Annual Long-Term Debt payment (September 2024).

F.10.To. ratify the Imposition of Optional Fees form submitted by the County to the Texas Department of Motor Vehicles (DMV) for Calendar Year 2025.

F.11To. accept Caldwell County Constable PCT. 2 August 2024 Report.

F.12To. accept the appointment of Elections Day Judges for a one-year term.

F.13To. accept Election Services Contracts/Joint Election Agreement.

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

MOTION APPROVED.

F.1 To approve payments of County Invoices and Purchase Orders in the amount of \$441,796.75.

9 10 2024 AP Payment Register.pdf

9 10 2024 AP Expense Approval Register.pdf

F.2 To approve County Payroll payment in the amount of \$423,905.98 (08/11/2024 - 08/24/2024). Payroll 08112024 - 08242024.pdf

F.3 To approve County Payroll Tax payment in the amount of \$123,596.94 (8/11/2024 - 8/24/2024). Payroll Tax 08112024 - 08242024.pdf

F.4 To accept July 2024 DMV Remittance in the amount of \$250,896.83.
July 2024 DMV Remittance.pdf

F.5 To accept July 2024 DMV Comptroller payment in the amount of \$455,680.84.
July 2024 DMV Comptroller Payment.pdf

F.6 To accept the August 2024 Indigent Burial Report.
08.2024 Indigent Burial Report.pdf

F.7 To pay bond for Sarah Fullilove, Purchasing Assistant.
bond_fullilove_Redacted.pdf

- F.8 To pay blanket bond for Elections Department.
Bond_Elections Dept_Redacted.pdf
- F.9 To ratify payment of Caldwell County's Semi-Annual Long-Term Debt payment (September 2024).
Long-Term Debt for Sept. 2024.pdf
- F.10 To ratify the Imposition of Optional Fees form submitted by the County to the Texas Department of Motor Vehicles (DMV) for Calendar Year 2025.
DMV Letter to Judges for 2025 Fee Change.pdf
Optional Fees CY 2025.pdf
- F.11 To accept Caldwell County Constable PCT. 2 August 2024 Report.
August 2024 Monthly Report.docx
- F.12 To accept the appointment of Elections Day Judges for a one-year term.
Appointment of Election Judges - One-Yr Term.pdf
- F.13 To accept Election Services Contracts/Joint Election Agreement.
County Election Services Joint Contract.pdf

G. PUBLIC HEARING @ 9:30 A.M.:

G.1 FY 2024-2025 Elected Officials' Salaries

Public Hearing opens at 9:35 a.m. and
closes at 9:37 a.m.

Danie Teltow, County Auditor states a backup for H.1 & G.1 is the old cover letter and has been redone but the note in the paper is correct.

FY25 EO Salaries Letter_Only.pdf
8.29.24 PH Notice Officials Salaries Luling Newsboy.jpg
8.29.24 PH Notice Officials Salaries Lockhart Post-Register.jpg

G.2 FY 2024-2025 Budget

Public Hearing opens at 9:37 a.m. and closes at 9:39 a.m.

8.29.24 PH Notice_Budget_Luling Newsboy.jpg
8.29.24 PH Notice_Budget_Post-Register.jpg
Amended 2024-2025 Proposed Budget 08.20.24.pdf

G.3 FY 2024-2025 Tax Rate

Public Hearing opens at 9:39 a.m. and closes at 9:41 a.m.

Notice of PH for FY 2025 budget_tax_08.27.24.pdf
08.15.24 tax rate PH ad_LNB.jpg
9.5.24 PH Notice Tax Rate - Lockhart-Post Register.pdf

H. DISCUSSION/ACTION ITEMS:

- H.1 To adopt the Elected Officials' Salaries for FY 2024-2025. Speaker: Judge Haden/Danie Teltow;
Backup: 2; Cost: \$0.00
Roll call vote:

Commissioner Westmoreland -Aye, Commissioner Horne- Aye, Commissioner Theriot-
Aye, Commissioner Thomas - Aye and Judge Haden - Aye.

FY25 EO Salaries Letter_Only.pdf

8.29.24 PH Notice Proposed Officials Salaries Luling Newsboy.jpg

8.29.24 PH Notice Proposed Officials Salaries Lockhart Post-Register.jpg

- H.2 To adopt the FY 2024-2025 Budget with record vote. Speaker: Judge Haden/Danie Teltow; Backup: 71; Cost: \$0.00

Danie Teltow, County Auditor lists changes to budget as follows:

JP 2 Judge increased Transportation from \$2,000.00 to \$3,000.00

Evacuation Shelter new GL expense code created called Emergency Shelter County Expenses and added \$5,000.00

Added \$50K to Courthouse Improvements for Masterplan to be purchased for courthouse restoration.

Added \$30K to District Binding

Added to Tax Office a new Full-Time employee at \$40,000.00 and a part-time employee at \$30,000.00

Courthouse Security getting 5% increase

Patrol Deputies, CID, CPT's, LT's, SGT's and Corporals a 13% increase

Jailer's 8% increase

Constables increase from \$40,594.00 to \$45,000.00

Roll Call vote:

Commissioner Westmoreland-Aye, Commissioner Horne-Aye, Commissioner Theriot-Aye, Commissioner Thomas- Aye and Judge Haden- Aye.

8.29.24 PH Notice Proposed Budget Luling Newsboy.jpg

8.29.24 PH Notice Budget Lockhart Post-Register.jpg

Amended 2024-2025 Proposed Budget 08.20.24.pdf

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

MOTION APPROVED.

- H.3 To adopt the proposed No-New-Revenue Tax Rate for FY 2024-2025 with record vote. Speaker: Judge Haden/Danie Teltow; Backup: 4; Cost: \$0.00

Danie Teltow, County Auditor states the No-New revenue rate is .4391.

Roll call vote:

Commissioner Westmoreland - Aye, Commissioner Horne - Aye, Commissioner Theriot - Aye, Commissioner Thomas - Aye, Judge Haden - Aye.

Order Tax Rate FY 2024-2025.pdf

2024 NO NEW REVENUE AND VOTER APPROVAL TAX RATE INFORMATION.pdf

08.15.24_taxrate_PH_ad_LNB.jpg

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

MOTION APPROVED.

- H.4 To approve a Proclamation designating September 21, 2024, as River Appreciation Day, and commemorating local commitment to San Marcos River cleanup and preservation efforts.
Speaker: Commissioner Theriot; Backup: 1; Cost: \$0.00

Commissioner Theriot informs the court that this Proclamation is to recognize the annual event for all who help in cleaning and preserving the river.

Proclamation is read.

Proclamation - River Appreciation Day.docx

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

MOTION APPROVED.

- H.5 To approve a Proclamation from Capital Area Councils of Government (CAPCOG) designating the week of September 23 - 27, 2024, as Falls Prevention Awareness Week. Speaker: Judge Haden; Backup: 1; Cost: \$0.00

Proclamation is read.

Proclamation - 2024 Falls Prevention Week (Sept 23 - 27).docx

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

MOTION APPROVED.

- H.6 To appoint Lee Rust to the Plum Creek Conservation District Board of Directors. Speaker: Commissioner Horne; Backup: 1; Cost: \$0.00

Commissioner Horne states Lee Rust meets guidelines and recommends appointing him to the Plum Creek Conservation District Board of Directors.

PCT. 2 - Plum Creek Conservation District- Representative.pdf

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

MOTION APPROVED.

- H.7 To discuss and take possible action regarding the maintenance of Sandhill Road. Speaker: Commissioner Horne; Backup: 2; Cost: \$0.00

Commissioner Horne addresses the court with citizens' concerns on Sand Hill Road due to narrow roads and school bus safety, he recommends extending and taking over the maintenance agreement on Sand Hill Road.

Sand Hill Rd Map.png
Sand Hill Rd.pdf

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 Bollinger located on FM 2720 and Sundance Court. Speaker: Commissioner Theriot/Kasi Miles; Backup: 7; Cost: \$0.00

Scott Miller with Ranch Road Development provided a slideshow on the 2nd Amendment to the Bollinger Development project.

Bollinger - 2nd Amendment to DA.pdf

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

MOTION APPROVED.

- H.9 To approve Resolution 27-2024 from Capital Area Housing Finance Corporation approving assignment of private activity bond authority to Texas Department of Housing and Community Affairs; and containing other provisions relating to the subject. Speaker: Judge Haden; Backup: 9; Cost: \$0.00

Resolution 27-2024 is read.

Resolution 27-2024 CAHF_Private Activity Bond.pdf

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

MOTION APPROVED.

- H.10 To accept Resolution 28-2024 for the Texas Department of Agriculture Texans Feeding Texans: Home-Delivered Meal Grant Program. Speaker: Judge Haden/Kelly Franke; Backup: 1; Cost: \$2,153.75

Resolution 28-2024 is read.

Resolution 28-2024 HDM Grant Program 2025.pdf

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

MOTION APPROVED.

- H.11 To reappoint representatives from Caldwell County to the Capital Area Council of Governments (CAPCOG) General Assembly. Speaker: Judge Haden; Backup: 4; Cost: \$0.00

Judge Haden requests approval of himself and Commissioner Westmoreland to be reappointed as representatives for Capital Area Councils of Government (CAPCOG).

9.10.24 Reappoint CAPCOG Reps.pdf

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

MOTION APPROVED.

- H.12 Regarding the burn ban. Speaker: Judge Haden/Hector Rangel; Backup: 2; Cost: \$0.00

Hector Rangel, Chief EMC recommends keeping the burn ban off.

Burn Ban Order 9.10.24.pdf

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

MOTION APPROVED.

H.13 To approve Budget Amendment #26 transferring \$35,000 from Jail Repairs & Maintenance line item 001 -4310-4510 to Jail Food Supplies 001-4310-3100. Speaker: Judge Haden/Danie Teltow; Backup: 1; Cost: \$0.00
08.29.24 BA #26 Repairs to Food \$35,000.pdf

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

MOTION APPROVED.

H.14 To discuss and approve a General Contractor selection for the Caldwell County Emergency Shelter GLO CDBG-MIT Grant #22 -085-024- D265 Bid Opening held on August 23, 2024, and authorize the County Judge to execute a contract with the recommended general contractor. Speaker: Judge Haden; Backup: 2;

Amber Quinley, Grants Administrator requests for Judge to execute a contract with Century Construction Group Inc. for Caldwell County Emergency Shelter.

Commissioner Horne extends his thanks to everyone who helped with this project.

240828 Caldwell Evac Center - Bid Award Recommendation.pdf
240828 Caldwell Evac Bid Tabulation.pdf

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

MOTION APPROVED.

H.15 To consider the approval of submitting a grant application for the Rural Law Enforcement Grant Program established by Senate Bill (SB) 22 to provide financial assistance to the Sheriff's Office. Speaker: Judge Haden/Amber Quinley/Sheriff Lane; Backup: 3; Cost: \$0.00

Amber Quinley, Grants Administrator states that it is time to apply for the SB 22 funding for the Sheriff's office they have made a list of items and added cert and incentive pay.

Judge Haden would like to put on record that he is not comfortable with salaries coming out of SB22 funding and would like to make clear that the legislature can take it away being it is renewed every 2 years.

Danie Teltow, County Auditor recommends a draft stating when receiving incentive pay, it can potentially not be permanent.

Amended Motion to state incentive pay may not be permanent.

FW_ SB 22 Grant Applications and Compliance Reports Open Aug. 2.pdf
FY 24-25 SB 22- SO BUDGET REQUEST.pdf

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

MOTION APPROVED.

H.16 To consider the approval of submitting a grant application for the Rural Law Enforcement Grant Program established by Senate Bill (SB) 22 to provide financial assistance to the District Attorney's Office. Speaker: Judge Haden/Amber Quinley/Fred Weber; Backup: 3; Cost: \$0.00

Amber Quinley, Grants Administrator states that the District Attorney's office has no changes with SB22 funding for financial assistance.

Amended Motion to state incentive pay may not be permanent.

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

MOTION APPROVED.

H.17 To approve Subrecipient Agreement for TDEM (Texas Division of Emergency Management) – Administered Grant Award DR-4781 Public Assistance Program. Speaker: Judge Haden/Amber Quinley; Backup: 49; Cost: \$0.00

Terms_and_Conditions_February_2024.pdf

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

MOTION APPROVED.

H.18 To approve Resolution 29 -2024 authorizing the submittal of a grant application to the Environmental Protection Agency (EPA) requesting project funding assistance under the Community Changes Grant Program. Speaker: Judge Haden/Amber Quinley; Backup: 96; Cost: \$0.00

Amber Quinley, Grants Administrator addresses the court on a new grant for infrastructure resilience and climate change and can apply up to \$20M.

Resolution 29-2024 is read.

environmental-and-climate-justice-community-change-grants-program-notice-of-funding-opportunity-nofo-august-2024.pdf

Resolution 29-2024 EPA- Community Change Grant Program.pdf

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

MOTION APPROVED.

H.19 To approve or reject award for RFP 24CCP03P Caldwell County Justice Center remodel. Speaker: Judge Haden/Sarah Fullilove; Backup: 1; Cost: \$0.00

Sarah Fullilove with the Purchasing Department requests approval to award LMC Corporation for Justice Center Remodel.

Agenda Item 09.10.24.pdf

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

MOTION APPROVED.

H.20 To request resolicit of RFB 24CCP03B Jail Food Services. Speaker: Judge Haden/Sarah Fullilove; Backup: 1; Cost: \$0.00

Sara Fullilove with the Purchasing Department requests to re-solicit for Jail Food Services.

Agenda Item 09.10.24.pdf

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

MOTION APPROVED.

H.21 To accept or reject award for RFB Unit Road Materials, Fuel, Oil & Lubricants. Speaker: Judge Haden/Sarah Fullilove; Backup: 1; Cost: \$0.00

Sara Fullilove with the Purchasing Department announces the awarded vendors:

Brauntex Materials, Petroleum Traders Corp, Ergon, Schmidt and Sons, Colorado Materials, and Clean Harbors.
Agenda Item 09.10.24.pdf

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

MOTION APPROVED.

H.22 To approve or reject laptop donation for PCT. 4 Constable. Speaker: Judge Haden/Richard Sitton/Sarah Fullilove; Backup: 1; Cost: \$0.00

Judge Haden states that donated laptops were viewed by IT and there were concerns with security and operating system.

Donation Agenda Item 09.10.24.pdf

Motion made by Commissioner Westmoreland, seconded by Commissioner Horne to Deny. All voting "Aye."

MOTION APPROVED.

I. ADJOURNMENT:

Court adjourns at 10:36 a.m.

Motion made by Commissioner Westmoreland, 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 September 10, 2024.



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

