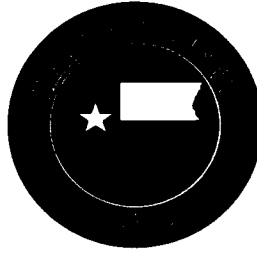


L. W. "Nubbin" Cooper Jr.
County Commissioner, Precinct 1



Amanda Young
County Commissioner, Precinct 3

Chris Kirkendall
County Commissioner, Precinct 2

Ernie Koch
County Commissioner, Precinct 4

Wayne McDaniel
County Judge

COMMISSIONERS COURT OF HARDIN COUNTY, TEXAS
HARDIN COUNTY COURTHOUSE ▪ COMMISSIONERS COURTROOM (A-131)

NOTICE OF REGULAR MEETING AND AGENDA
TUESDAY | JANUARY 24, 2023 | 10:00 A.M.

AGENDA & MINUTES

BE IT REMEMBERED THAT ON JANUARY 24, 2023, THERE WAS BEGUN AND HOLDEN A REGULAR MEETING OF THE COMMISSIONERS' COURT OF HARDIN COUNTY, TEXAS, WITH THE FOLLOWING MEMBERS OF THE COURT PRESENT:

**HONORABLE WAYNE MCDANIEL
HONORABLE L.W. COOPER, JR.
HONORABLE CHRIS KIRKENDALL
HONORABLE AMANDA YOUNG
HONORABLE ERNIE KOCH
HONORABLE CONNIE BECTON**

**HARDIN COUNTY JUDGE
COMMISSIONER PCT. 1
COMMISSIONER PCT. 2
COMMISSIONER PCT. 3
COMMISSIONER PCT. 4
HARDIN COUNTY CLERK**

WHEN THE FOLLOWING PROCEEDINGS WERE HAD AND ORDERS MADE TO-WIT; IN ADDITION TO THE ROUTINE BUSINESS OF THE COUNTY, THE SUBJECT OF SAID MEETING WILL BE THE FOLLOWING:

- 1) Call meeting to order.
- 2) Invocation and Pledge of Allegiance. *Commissioner Chris Kirkendall*
- 3) Approve Minutes of the January 10, 2023 Regular Meeting as presented by *Connie Becton, County Clerk*.

MOTION BY: COMMISSIONER YOUNG

SECOND BY: COMMISSIONER KIRKENDALL

IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.

ACTION: APPROVED AS PRESENTED

COMMISSIONERS COURT AGENDA AND MINUTES

JANUARY 24, 2023

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- 4) Consider approval of request to cancel all Registered Claims from January 10, 2023; and Approval of Cash Statement as presented by *Deborah McWilliams, County Treasurer*. (SEE ATTACHED)
MOTION BY: COMMISSIONER YOUNG
SECOND BY: COMMISSIONER KOCH
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED AS PRESENTED

- 5) Authorization to pay County bills as presented by *Angela Gore, County Auditor*. (SEE ATTACHED)
MOTION BY: COMMISSIONER COOPER
SECOND BY: COMMISSIONER KIRKENDALL
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED AS PRESENTED

- 6) Consider request by *Deborah McWilliams, County Treasurer*, to authorize the Purchasing Agent to solicit bids for Bank Depository Contract, and appoint an evaluation committee to a make recommendation to Commissioners Court. (SEE ATTACHED)
MOTION BY: COMMISSIONER COOPER
SECOND BY: COMMISSIONER YOUNG
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED WITH A COMMITTEE OF: COMMISSIONER KIRKENDALL, DEBBIE MCWILLIAMS AND CANDICE MCKINNEY.

- 7) Consider and possibly authorize the County Judge's request to appoint a committee to update/revamp the Hardin County Personnel Policy Manual in order to adequately meet the needs of all Hardin County Personnel, Elected Officials and Department Heads. (SEE ATTACHED)
MOTION BY: COMMISSIONER YOUNG
SECOND BY: COMMISSIONER COOPER
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED WITH A COMMITTEE OF: MELINDA HERRINGTON, MATTHEW MINICK, REBECCA WALTON, CHARLES BREWER, SHIRLEY COOK, MONICA KELLEY, AARON TUPPER, TREVOR SAMFORD AND WHITNEY HEINICKE.

- 8) Consider request by *Connie Becton, County Clerk*, for approval to increase Election Equipment rental fees from a rate of 3% to 5% of the purchase cost. (SEE ATTACHED)
MOTION BY: COMMISSIONER COOPER
SECOND BY: COMMISSIONER KIRKENDALL
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED

COMMISSIONERS COURT AGENDA AND MINUTES

JANUARY 24, 2023

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- 9) Consider approval of an Order Authorizing Texas Independence Day Fireworks Sales beginning February 25, 2023 and ending at midnight March 2, 2023. (SEE ATTACHED)
MOTION BY: COMMISSIONER KIRKENDALL
SECOND BY: COMMISSIONER YOUNG
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED
- 10) Acceptance of the 2022 Racial Profiling Reportings for filing in the Minutes of the Court as submitted by *Constable Ben Hawthorne, Precinct 2 and Constable Trey Brothers, Precinct 3.* (SEE ATTACHED)
MOTION BY: COMMISSIONER YOUNG
SECOND BY: COMMISSIONER COOPER
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED
- 11) Consider request by *Alex Parker, Floodplain Administrator*, to approve replat of Lot 8 (CF# 2020-105824, OPRHCT) & the residue of Lot 9 (CF# 2019-98029), OPRHCT) into Lot 8A of New Forest Estates Volume 2, Page 241a, MRHCT of the H.T. & B.R.R. Survey, Abstract No. 285, Hardin County, Texas, located in Precinct 1. (SEE ATTACHED)
MOTION BY: COMMISSIONER COOPER
SECOND BY: COMMISSIONER YOUNG
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED
- 12) Consider request by *Alex Parker, Floodplain Administrator*, to approve replat of Lot 9 (14.56 Acres) of the Nona Mills Co. Subdivision, Volume 02 Page 216, MRHCT, out of the BBB&C RR Co. Survey, Abstract No. 124 into Lots 9A, 9B, and 9C, Hardin County, Texas, located in Precinct 2. (SEE ATTACHED)
MOTION BY: COMMISSIONER KIRKENDALL
SECOND BY: COMMISSIONER COOPER
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED
- 13) Consider request by *Alex Parker, Floodplain Administrator*, to approve replat of Lot 47, in the Crestwood Estates Subdivision, Section II, recorded in Volume 3, on Page 173A of the Plat Records, located in the John Lacature Survey A-584, into Lots 47-A and 47-B, Hardin County, Texas, located in Precinct 3. (SEE ATTACHED)
MOTION BY: COMMISSIONER YOUNG
SECOND BY: COMMISSIONER KIRKENDALL
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED

COMMISSIONERS COURT AGENDA AND MINUTES

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- 14) Consider request by *Sharon Whitley, Health Director*, to authorize the County Judge to sign Care Coordination Agreement renewal between Spindletop Center and Hardin County Health Services. (SEE ATTACHED)
MOTION BY: COMMISSIONER COOPER
SECOND BY: COMMISSIONER KIRKENDALL
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED
- 15) Consider request by *Chief Juvenile Probation Officer Monica Kelley* for approval of revised outside detention contract with Johnson County. (SEE ATTACHED)
MOTION BY: COMMISSIONER COOPER
SECOND BY: COMMISSIONER KOCH
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED
- 16) Consider and possibly authorize the Purchasing Agent to solicit bids for materials and emulsions for all Road & Bridge Departments. (SEE ATTACHED)
MOTION BY: COMMISSIONER KIRKENDALL
SECOND BY: COMMISSIONER YOUNG
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED
- 17) Consider request by *Misty Sims, Purchasing Agent*, to present recommendation from the evaluation committee concerning Qualification Statements received for two (2) clinical nurse services positions for Hardin County Health Services and possibly award to successful vendors. (SEE ATTACHED)
MOTION BY: COMMISSIONER KIRKENDALL
SECOND BY: COMMISSIONER KOCH
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: REJECT BIDS PRESENTED AND AT A LATER DATE GO BACK OUT FOR NEW BIDS.
- 18) Consider and possibly authorize the Purchasing Agent to solicit bids for construction related to TxCDBG On-Site Sewer Facilities Installation Project, Contract No. 7220189, generally described as the installation of 20 On-site Sewer Facilities for existing households and the demolition of existing septic tanks, contingent upon approval by TCEQ as requested by *Manuel D. Mendoza, Jr, Project Manager, LJA Engineering*. (SEE ATTACHED)
MOTION BY: COMMISSIONER KIRKENDALL
SECOND BY: COMMISSIONER YOUNG
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED

COMMISSIONERS COURT AGENDA AND MINUTES

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- 19) Consider approval of request by *Misty Sims, Purchasing Agent*, to present results of bids received by Jeff Leavins with Whiteley Oliver Engineering LLC for construction-related drainage improvements to the drainage ditch behind Parkway Life Church on FM 3513 in Lumberton which will be funded utilizing American Rescue Plan Act of 2021 (ARPA) funds as previously allocated by Commissioners Court for this project. **(SEE ATTACHED)**
MOTION BY: COMMISSIONER KOCH
SECOND BY: COMMISSIONER KIRKENDALL
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED MK CONSTRUCTORS WHO WAS THE LOW BIDDER.
- 20) Consider request by *Shirley Cook, Tax Assessor-Collector*, to authorize Tax Refunds for the following Account Numbers: 54096 for tax year 2020; 126349, 57203, and 54096 for tax year 2021; and 44035 for tax year 2022, all of which exceed the \$1,000.00 limit. **(SEE ATTACHED)**
MOTION BY: COMMISSIONER KIRKENDALL
SECOND BY: COMMISSIONER YOUNG
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED
- 21) Consider request by *Commissioner Amanda Young* for approval and acceptance of Acknowledgement of Abandonment of a portion of Pelt Road, located in Precinct 3. **(SEE ATTACHED)**
MOTION BY: COMMISSIONER YOUNG
SECOND BY: COMMISSIONER COOPER
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED
- 22) Consider adoption of Resolution 1-23 authorizing submission of the FY24 Law Enforcement Terrorism Prevention Activities (LETPA) Sustaining Tactical Response Team Project Grant Funding application to the Office of the Governor (OOG), Criminal Justice Division (CJD) as requested by *Clay Woodward, Grants Coordinator*. **(SEE ATTACHED)**
MOTION BY: COMMISSIONER KIRKENDALL
SECOND BY: COMMISSIONER YOUNG
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED
- 23) Discussion only of any item not on the Agenda without taking any action. *Any County Official*
- 24) Adjourn.
MOTION BY: COMMISSIONER KOCH
SECOND BY: COMMISSIONER KIRKENDALL
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED

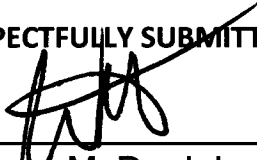
COMMISSIONERS COURT AGENDA AND MINUTES

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**Any attendee of this Open Meeting may be permitted to comment on an Agenda item for a period of three (3) minutes by raising their hand and being recognized by the Presiding Member prior to the Court acting on any item. Anyone who addresses Commissioners Court must do so from the podium.*

RESPECTFULLY SUBMITTED,



**Wayne McDaniel
HARDIN COUNTY JUDGE**



**Connie Becton
HARDIN COUNTY CLERK**