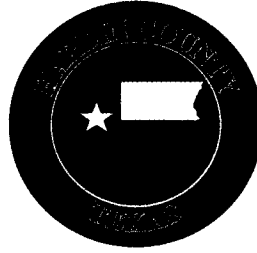


L. W. "Nubbin" Cooper Jr.
County Commissioner, Precinct 1



Amanda Young
County Commissioner, Precinct 3

Alvin Roberts
County Commissioner, Precinct 4

Chris Kirkendall
County Commissioner, Precinct 2

Wayne McDaniel
County Judge

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

NOTICE OF REGULAR MEETING AND AGENDA
TUESDAY | DECEMBER 13, 2022 | 10:00 A.M.

AGENDA AND MINUTES

BE IT REMEMBERED THAT ON DECEMBER 13, 2022, THERE WAS BEGUN AND HOLDEN A REGULAR MEETING OF THE COMMISSIONERS' COURT OF HARDIN COUNTY, WITH THE FOLLOWING MEMBERS OF THE COURT PRESENT:

HONORABLE WAYNE MCDANIEL
HONORABLE L.W. COOPER, JR.
HONORABLE CHRIS KIRKENDALL
HONORABLE AMANDA YOUNG
HONORABLE ALVIN ROBERTS
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. *Judge Wayne McDaniel*
- 2) Invocation and Pledge of Allegiance. *Commissioner Amanda Young*
- 3) Approve Minutes of the November 22, 2022 Regular Meeting as presented by *Connie Becton, County Clerk.*

MOTION BY: COMMISSIONER ROBERTS

SECOND BY: COMMISSIONER YOUNG

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

ACTION: APPROVED AS PRESENTED

COMMISSIONERS COURT AGENDA AND MINUTES

DECEMBER 13, 2022

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- 4) Consider approval of request to cancel all Registered Claims from November 22, 2022; and Approval of Cash Statement as presented by *Deborah McWilliams, County Treasurer*. (SEE ATTACHED)
MOTION BY: COMMISSIONER ROBERTS
SECOND BY: COMMISSIONER YOUNG
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.
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 ROBERTS
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.
ACTION: APPROVED AS PRESENTED

- 6) Consider adoption of Resolution 31-22 supporting the Amendment to the Act Creating the Southeast Texas Groundwater Conservation District, as requested by *John Martin, General Manager, Southeast Texas Groundwater Conservation District*. (SEE ATTACHED)
MOTION BY: COMMISSIONER COOPER
SECOND BY: COMMISSIONER ROBERTS
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.
ACTION: APPROVED

- 7) Consider approval of request by *Commissioner Chris Kirkendall, Precinct 2*, to rescind the action taken by Commissioners Court on January 4, 2022, to purchase a 2023 Ford F750 Medium Duty Dump Truck in the amount of \$93,321.86 from Silsbee Ford. (SEE ATTACHED)
MOTION BY: COMMISSIONER KIRKENDALL
SECOND BY: COMMISSIONER YOUNG
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.
ACTION: APPROVED

- 8) Consider approval of request by *Commissioner Chris Kirkendall*, to rescind the action taken by Commissioners Court on March 22, 2022, to purchase a 2022 Ford F150 in the amount of \$37,331.55 from Silsbee Ford. (SEE ATTACHED)
MOTION BY: COMMISSIONER KIRKENDALL
SECOND BY: COMMISSIONER COOPER
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.
ACTION: APPROVED

- 9) Consider approval of request by *Commissioner Chris Kirkendall*, to rescind the action taken by Commissioners Court on October 25, 2022, to purchase a 2022 Ford F250 in the amount of \$33,528.65 from Silsbee Ford. (SEE ATTACHED)

MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER YOUNG

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

ACTION: APPROVED

- 10) Consider approval of request by *Commissioner Amanda Young, Precinct 3*, to rescind the action taken by Commissioners Court on December 14, 2021, to purchase a 2022 Ford F250 in the amount of \$37,666.20 from Silsbee Ford. (SEE ATTACHED)

MOTION BY: COMMISSIONER YOUNG

SECOND BY: COMMISSIONER COOPER

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

ACTION: APPROVED

- 11) Consider approval of request by *Judge Wayne McDaniel*, to pay Texas Advertising Creations Invoice #2504 in the amount of \$1,101.00 for shirts and embroidery for the Judge and Commissioners. (SEE ATTACHED)

MOTION BY: COMMISSIONER ROBERTS

SECOND BY: COMMISSIONER KIRKENDALL

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

ACTION: APPROVED

- 12) Consider approval of request by *Commissioner Alvin Roberts*, to pay Texas Materials Group, Inc. Invoice #201137722 in the amount of \$19,037.88 for asphalt for the R&B 4 Department. (SEE ATTACHED)

MOTION BY: COMMISSIONER YOUNG

SECOND BY: COMMISSIONER KIRKENDALL

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

ACTION: APPROVED

- 13) Consider request by *Connie Becton, County Clerk*, to pay Hart InterCivic Invoice #091113 in the amount of \$4,554.55 for ballots for the November 8, 2022 General Election. (SEE ATTACHED)

MOTION BY: COMMISSIONER ROBERTS

SECOND BY: COMMISSIONER COOPER

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

ACTION: APPROVED

- 14) Consider approval of requests by *Commissioner Kirkendall and Commissioner Young*, to amend the FY22 R&B Department Budget and transfer funds as follows to cover the overbudget amount of these line items: **(SEE ATTACHED)**

From:	R&B Fund Balance	\$65,418.67
To:	2022-017-622-330 Fuel and Oil	\$65,418.67

From:	R&B Fund Balance	\$49,315.12
To:	2022-017-623-330 Fuel and Oil	\$49,315.12

MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER ROBERTS

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

ACTION: APPROVED

- 15) Consider and possibly approve request by *Mr. Jimmy McKim, Chairman of Hardin County Historical Commission*, to reappointment members for the 2023-2024 term of service for the Hardin County Historical Commission, pursuant to Chapter 318, Local Government Code. **(SEE ATTACHED)**

MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER COOPER

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

ACTION: APPROVED THE REAPPOINTMENT OF MEMBERS

- 16) Accept for filing in the Minutes of the Court: Copy of Texas Department of Criminal Justice Community justice Assistance Division Financial Management Manual (TDCJ-CIAD FMM) FY22 Statement of Financial Position, in accordance with LGC 140.004; and Presentation of Texas Department of Criminal justice Community Justice Assistance Division Initial Budget Biennium as requested by *Chief Kevin Cummings, Adult Probation Department*. **(SEE ATTACHED)**

MOTION BY: COMMISSIONER YOUNG

SECOND BY: COMMISSIONER ROBERTS

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

ACTION: APPROVED

- 17) Consider request by *Lora Guynes, Law Librarian*, for County Judge to sign Correctional Facility Contract renewal with Thomson Reuters (West Publishing Corporation) for inmate access to Westlaw. Yearly total of \$6,766.20 (increase of \$322.20 per year). **(SEE ATTACHED)**

MOTION BY: COMMISSIONER YOUNG

SECOND BY: COMMISSIONER ROBERTS

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

ACTION: APPROVED

18) Consider request by *Constable Cory Jeffcoat*, to authorize the County Judge to execute Memorandum of Understanding between Hardin County Constable's Office, Precinct 4, and Hardin-Jefferson ISD regarding three Deputy Constables serving as School Resource Officers for the 2022-2023 school year. (SEE ATTACHED)

MOTION BY: COMMISSIONER YOUNG

SECOND BY: COMMISSIONER ROBERTS

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

ACTION: APPROVED

19) Consider and possibly authorize the Purchasing Agent to solicit Qualification Statements for two (2) clinical nurse services positions for Hardin County Health Services. If approved, appoint evaluation committee to make recommendation to Commissioners Court. (SEE ATTACHED)

MOTION BY: COMMISSIONER ROBERTS

SECOND BY: JUDGE MCDANIEL

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

ACTION: APPROVED AND APPOINT THE FOLLOWING TO SERVE ON THE COMMITTEE: SHARON, WHITLEY, LETASHA JONES AND AMBER MEREDITH.

20) Consider and possibly authorize the Purchasing Agent to solicit bids 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 KIRKENDALL

SECOND BY: COMMISSIONER YOUNG

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

ACTION: APPROVED

21) Consider request by *Misty Sims, Purchasing Agent*, to present recommendation from the evaluation committee concerning Qualification Statements received for engineering services relating to the Texas Department of Agriculture (TDA) 2023/2024 Community Development Fund Competitive Application Cycle, and possibly award to successful firm. (SEE ATTACHED)

MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER YOUNG

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

APPROVED ARCENEUX WILSON AND COLE AS NUMBER ONE AND WHITELEY OLIVER ENGINEERING, LLC AS NUMBER TWO.

- 22) Consider request by *Misty Sims, Purchasing Agent*, to present recommendation from the evaluation committee concerning proposals received for Grant Application and Management Services relating to the Texas Department of Agriculture (TDA) 2023/2024 Community Development Fund Competitive Application Cycle, and possibly award to successful firm. (SEE ATTACHED)
MOTION BY: COMMISSIONER YOUNG
SECOND BY: COMMISSIONER COOPER
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.
ACTION: APPROVED ONLY BIDDER WHO WAS-PUBLIC MANAGEMENT
- 23) Consider request by *Misty Sims, Purchasing Agent*, to authorize the County Judge to sign State and Local Term Rental Agreement with Pitney Bowes for SendPro P Series Postage Machine utilizing buy board contract 656-21, a cooperative purchasing agreement. (SEE ATTACHED)
MOTION BY: COMMISSIONER YOUNG
SECOND BY: COMMISSIONER COOPER
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.
ACTION: APPROVED
- 24) Consider approval of request by *Commissioner Alvin Roberts*, to amend the FY2023 budget by transferring \$31,269.13 from R&B Fund Balance to 017-624-334 R&B 4 Material & Supplies. This request is concerning the overlay projects on North Canal Lane and Taylor Lane that were awarded during the September 13, 2022 Commissioners Court meeting. (SEE ATTACHED)
MOTION BY: COMMISSIONER ROBERTS
SECOND BY: COMMISSIONER KIRKENDALL
IN FAVOR: COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.
OPPOSED: JUDGE MCDANIEL
ACTION: APPROVED
- 25) WORKSHOP: To review and discuss possible amendments to the Hardin County Purchasing Policy and Procedures.
DISCUSSION ONLY
- 26) Discussion only of any item not on the Agenda without taking any action. *Any County Official*
- 27) Adjourn.
MOTION BY: COMMISSIONER COOPER
SECOND BY: COMMISSIONER ROBERT
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.
ACTION: APPROVED

**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