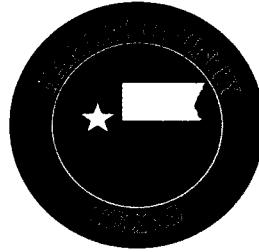


L. W. "Nubbin" Cooper Jr.
County Commissioner, Precinct 1



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 | MAY 23, 2023 | 10:00 A.M.

AGENDA AND MINUTES

BE IT REMEMBERED THAT ON MAY 23, 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 AMANDA YOUNG
HONORABLE ERNIE KOCH
HONORABLE CONNIE BECTON**

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

HONORABLE CHRIS KIRKENDALL, COMMISSIONER PCT. 2, WAS ABSENT WHEN THE FOLLOWING PROCEEDINGS WERE HAD AND ORDERS MADE TO-WIT, THEREBY CONSTITUTING A QUORUM; 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 was led by Commissioner L.W. Cooper, Jr.
- 3) Approve Minutes of the May 9, 2023 Regular Meeting as presented by *Connie Becton, County Clerk*.

MOTION BY: COMMISSIONER COOPER

SECOND BY: COMMISSIONER YOUNG

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

ACTION: APPROVED AS PRESENTED

- 4) Consider approval of request to cancel all Registered Claims from May 9, 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 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 KOCH
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED AS PRESENTED

- 6) Consider and possibly approve amendments/transfers to the FY22 Budget as presented by *Angela Gore, County Auditor. (SEE ATTACHED)*
MOTION BY: COMMISSIONER KOCH
SECOND BY: COMMISSIONER COOPER
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED AS PRESENTED

- 7) Consider and possibly approve an Order to abandon a 60 foot Right of Way that runs east and west from Lots 8-10, Block 29 and Lot 20, Block 26; a 10 foot alleyway that runs north and south between Lots 15-18, Block 26; and a 20 foot alleyway that runs north and south between Lots 1-2 and Lots 19-20, Block 26, located in the Western Townsite Company Subdivision, in the Mary Jones Survey Abstract No. 336, recorded in Volume 449, Page 572 of the Plat Records of Hardin County, located in Sour Lake, Texas, as requested by *Amber McMichael. (SEE ATTACHED)*
MOTION BY: COMMISSIONER YOUNG
SECOND BY: COMMISSIONER COOPER
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED

- 8) Consider adoption of Resolution 20-23 authorizing the County Judge to execute the Settlement Participation and Release forms regarding settlement offers in the matter of Texas Opioid Multi-District Litigation for the County in the matter of *County of Hardin v. Purdue Pharma, L.P. et al. (SEE ATTACHED)*
MOTION BY: COMMISSIONER COOPER
SECOND BY: COMMISSIONER YOUNG
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED

- 9) Consider adoption of Resolution 21-23 in support of project safety for our local communities and protections to the Big Thicket National Preserve with the retention of native vegetation to the extent possible during impending construction along the US Highway 69 Big Thicket National Preserve Parkway. (SEE ATTACHED)

MOTION BY: COMMISSIONER YOUNG

SECOND BY: COMMISSIONER KOCH

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

ACTION: APPROVED

- 10) Consider adoption of Resolution 22-23 authorizing submission of FY24 Patrick Leahy Bulletproof Vest Partnership (BVP) Grant Funding application to the Department of Justice/Bureau of Justice Assistance, and Hardin County will commit to the 50% matching funds, as requested by *Clay Woodward, Grants Coordinator*. To purchase 36 vests the cost is estimated to be \$47,520.00 and the County's match is \$23,760.00 which will be made utilizing opioid settlement funds. (SEE ATTACHED)

MOTION BY: COMMISSIONER KOCH

SECOND BY: COMMISSIONER COOPER

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

ACTION: APPROVED AND THIS WILL INCLUDE THE SIX HARDIN COUNTY CONSTABLES AS WELL.

- 11) Consider and possibly authorize the County Judge to execute the Unclaimed Property Credits for Counties form and submit to the Texas Comptroller of Public Accounts pursuant to Texas Local Government Code, § 381.004. (SEE ATTACHED)

MOTION BY: COMMISSIONER COOPER

SECOND BY: COMMISSIONER YOUNG

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

ACTION: APPROVED

- 12) Consider acceptance of the 2023 Annual Road Reports as submitted by *Commissioner L.W. Cooper Jr.* for the R&B 1 Department and *Commissioner Amanda Young* for the R&B 3 Department. (SEE ATTACHED)

MOTION BY: JUDGE MCDANIEL

SECOND BY: COMMISSIONER COOPER

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

ACTION: APPROVED BOTH REPORTS.

COMMISSIONERS COURT AGENDA AND MINUTES

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- 18) Consider request by *Misty Sims, Purchasing Agent*, for permission to donate surplus paint to City of Silsbee Animal Control, pursuant to Local Government Code 263.252. (SEE ATTACHED)
MOTION BY: COMMISSIONER COOPER
SECOND BY: COMMISSIONER KOCH
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED
- 19) Consider and possibly approve the Health Director's request to exercise the option to purchase two (2) 2021 Chevrolet Suburban SUVs (VIN...5094; and VIN...6256) currently in use by the Health Services Department pursuant to a Master Equipment Lease Purchase Agreement dated August 2, 2021 with AmeriCredit Financial Services, Inc., d/b/a GM Financial, utilizing a cooperative purchasing program. Total purchase price of both vehicles not to exceed \$1,000.00 to be paid out of the Health Services Department Budget in the General Fund. (SEE ATTACHED)
MOTION BY: COMMISSIONER YOUNG
SECOND BY: COMMISSIONER KOCH
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED PENDING AN ANSWER OR CONFLICT FROM THE STATE. WHICH IF THERE IS, IT WILL BE BROUGHT BACK IN FRONT OF THE COURT
- 20) Authorization for County Judge to sign Amendment No. 01 to the Texas Department of Transportation Airport Project Participation Agreement (2320KNTZE), for improvements to the Hardin County Airport, Hawthorne Field, as previously approved in Commissioners Court on October 11, 2022. (SEE ATTACHED)
MOTION BY: COMMISSIONER COOPER
SECOND BY: COMMISSIONER YOUNG
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED
- 21) Discussion only by any Official of any item not on the Agenda without taking any action.
- 22) Adjourn.
MOTION BY: COMMISSIONER COOPER
SECOND BY: COMMISSIONER YOUNG
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
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.*

COMMISSIONERS COURT AGENDA AND MINUTES

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- 13) Consider request by *Connie Becton, County Clerk*, to authorize the County Judge to execute Interlocal Cooperation Contract between the Department of State Health Services (DSHS) and Hardin County for Local Government access to the Texas Electronic Vital Events Registrar. (SEE ATTACHED)
MOTION BY: COMMISSIONER COOPER
SECOND BY: COMMISSIONER YOUNG
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED
- 14) Consider request by *Shirley Cook, Tax Assessor-Collector*, to authorize a Tax Refund for Account Numbers 34359 and 59706 for tax year 2022, which exceeds the \$1,000.00 limit. (SEE ATTACHED)
MOTION BY COMMISSIONER YOUNG
SECOND BY: COMMISSIONER COOPER
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED
- 15) Consider request by *Misty Sims, Purchasing Agent*, to authorize the County Judge to execute Master Intergovernmental Cooperative Purchasing Agreement with Equalis Group, LLC. (SEE ATTACHED)
MOTION BY: COMMISSIONER YOUNG
SECOND BY: COMMISSIONER KOCH
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED
- 16) Consider request by *Misty Sims, Purchasing Agent*, to authorize the County Judge to execute Standard Form of Agreement with The LaBiche Architectural Group, Inc., related to the ARPA Courthouse and jail renovations, possible expansion of the Courthouse Annex Building and/or other eligible activities. (SEE ATTACHED)
MOTION BY: COMMISSIONER COOPER
SECOND BY: COMMISSIONER KOCH
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED
- 17) Consider request by *Misty Sims, Purchasing Agent*, to authorize the County Judge to sign Outdoor Advertising Contract with John Gannon, Inc. for Hardin County Women, Infant, and Children's (WIC) billboard advertising. (SEE ATTACHED)
MOTION BY: COMMISSIONER YOUNG
SECOND BY: COMMISSIONER KOCH
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED

RESPECTFULLY SUBMITTED,



Wayne McDaniel
HARDIN COUNTY JUDGE



Connie Becton
HARDIN COUNTY CLERK