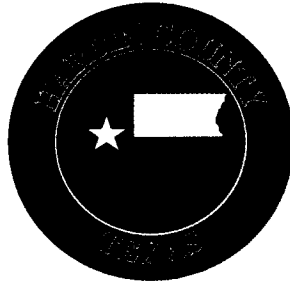


L. W. "Nubbin" Cooper Jr.
County Commissioner, Precinct 1



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 9, 2024 | 10:00 A.M.

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.

AGENDA AND MINUTES

BE IT REMEMBERED THAT ON JANUARY 9, 2024, 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) Establish Quorum and Call Meeting to Order | *Hon. Wayne McDaniel*
- 2) Invocation and Pledge of Allegiance | *Hon. Chris Kirkendall*
- 3) Consider and possibly approve the December 26, 2023 Regular Meeting Minutes as presented by *Hon. Connie Becton, County Clerk.*
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

COMMISSIONERS COURT AGENDA AND MINUTES

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- 4) Consider approval of request to cancel all Registered Claims from December 26, 2023; and Approval of Cash Statement as presented by *Hon. Deborah McWilliams, County Treasurer.* (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 AS PRESENTED

- 5) Authorization to pay County bills as presented by *Mrs. Angela Gore, County Auditor.* (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 AS PRESENTED

- 6) Special recognition of Personnel/Officials for meeting Years of Service Milestones as follows: (SEE ATTACHED)

- a. Robbi Hiller, District Clerk's Office - 5 Years of Service
- b. Pam Ibeh, District Attorney's Office - 5 Years of Service
- c. Ronnie Taylor, Juvenile Probation Department - 5 Years of Service
- d. Randy Erwin, Sheriff's Office - 10 Years of Service
- e. Angela Mancera, Maintenance Department - 10 Years of Service
- f. Sharon Whitley, Health Services Department - 10 Years of Service
- g. LeTasha Jones, Health Services Department - 15 Years of Service
- h. Tracie Morgan, District Clerk's Office - 20 Years of Service
- i. Shannon Knapp, Adult Probation Department - 25 Years of Service
- j. Tara Templeton, Adult Probation Department - 25 Years of Service
- k. Monica Kelley, Juvenile Probation Department - 30 Years of Service

- 7) Consider request by *Mr. Carl Marshall, South East Texas Regional Planning Commission*, to approve the 2024 Hardin County Atlas. (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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- 8) Consider approval of request by *Mrs. Angela Gore, County Auditor*, to amend the FY2023 budget by creating the Opioid Settlement Fund 035. This amendment includes creating a new revenue line item, 035-367-500, 'Opioid Settlements Funds' in the amount of \$119,228.00 and a new expenditure line item, 035-560-352, 'Minor Equipment and Supplies' in the amount of \$119,228.00. (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
- 9) Consider approval of request by *Mrs. Angela Gore, County Auditor*, to amend the FY2024 Opioid Settlement Fund by creating a new line item 035-560-352, 'Minor Equipment and Supplies' in the amount of \$119,227.23 and transferring the funds from the Opioid Settlement Fund Balance. (SEE ATTACHED)
(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) Consider approval of request by *Hon. Mark Davis, Sheriff*, to fund the remainder of the bulletproof vest project which is not covered by the grant in the amount of \$40,005.57, to include eight additional vests for County employees, using Opioid Settlement Fund line item 035-560-352 'Minor Equipment and Supplies'. (SEE ATTACHED)
MOTION BY: COMMISSIONER KIRKENDALL
SECOND BY: COMMISSIONER KOCH
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED
- 11) Consider request by *Hon. Deborah McWilliams, County Treasurer*, to approve amendment to the Bank Depository Contract with First Financial Bank, N.A. This will allow the bank to use Letters of Credit as pledged securities. (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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12) Consider approval of request by *Hon. Deborah McWilliams, County Treasurer*, to change name, address and signers of TAC Voter Registrar bank account (account number ...1479) at First Financial Bank, N.A. to Hardin County Voter Registrar. The authorized signers will change from Shirley Cook and Lisa Finn to Alysa Freeman and Judge Wayne McDaniel. (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 acceptance of resignation of Mr. Mike Morrison as Emergency Services Commissioner for Hardin County Emergency Services District № 6. (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

14) Consider and possibly approve appointment of Mr. Jason Griffin as Emergency Services Commissioner for Hardin County Emergency Services District № 6 to fill the unexpired term left vacant by the resignation of Mr. Mike Morrison (term will expire December 31, 2024).

MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER COOPER

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

ACTION: APPROVED

15) Consider adoption of Resolution 1-24 authorizing submission of Victims of Crime Act (VOCA) Grant Funding 2024/2025 application to the Office of the Governor (OOG), Criminal Justice Division (CJD), as requested by *Hon. Rebecca Walton, District Attorney*. (SEE ATTACHED)

MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER KOCH

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

ACTION: APPROVED

16) Consider adoption of Resolution 2-24 authorizing submission of the FY25 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 *Mr. Clay Woodward, Grants Coordinator*. (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

COMMISSIONERS COURT AGENDA AND MINUTES

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- 17) Consider adoption of Resolution 3-24 authorizing submission of Victims of Crime Act (VOCA) Grant Funding 2024/2025 application to the Office of the Governor (OOG), Criminal Justice Division (CJD), as requested by *Mrs. Jennifer Walters, HCCVAC Director (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
- 18) Consider adoption of Resolution 4-24 authorizing the submittal of one or more Hazard Mitigation Grant Program (HMGP) applications under DR-4705 Texas Severe Winter Storm to the Texas Division of Emergency Management (TDEM), authorizing the County Judge and Emergency Management Coordinator to act as the County's authorized representative in all matters pertaining to the application, and committing matching funds. (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
- 19) Consider and possibly approve request by *Chief Monica Kelley, Juvenile Probation Department*, for approval of increase in the daily rate of detention services for outside counties, effective February 1, 2024. (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 TO SET RATES OF \$200.00 A DAY FOR REGULAR BEDS AND \$300.00 A DAY FOR HIGH RISK BEDS.
- 20) Consider and possibly approve request by *Chief Monica Kelley, Juvenile Probation Department*, for approval of outside detention contracts with Anderson, Angelina, Austin, Chambers, Cherokee, Coryell, Ellis, 33rd and 424th Judicial District and Gillespie, Grimes, Houston, 1st Judicial District in Jasper, Newton, Sabine, and San Augustine, Johnson, Leon, Liberty, Limestone/Freestone, Madison, Navarro, Orange, Polk, San Jacinto and Trinity, Shelby, Tyler, Walker, Waller and Wharton Counties, effective February 1, 2024. (SEE ATTACHED)
MOTION BY: COMMISSIONER KOCH
SECOND BY: COMMISSIONER YOUNG
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED

- 21) Consider approval of request by *Hon. Chris Kirkendall, County Commissioner*, to purchase a 2024 John Deere 6105E Tractor equipped with a Tiger BB22 22' Boom Mower for the R&B 2 Department. If approved, this purchase will be made utilizing a cooperative purchasing program with a total purchase price of \$141,192.88 with a \$60,000.00 down payment being funded by the R&B 2 Department Budget and remaining balance financed for a term not to exceed five (5) years. If approved, amend the FY24 Budget by transferring \$60,000.00 from line item 017-622-334 'Materials & Supplies' to 017-622-649 'Equipment Notes'. (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 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 COOPER
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED
- 23) Consider request by *Mrs. Misty Sims, Purchasing Agent*, to present recommendation from the evaluation committee concerning proposals received for the lease of property located at 125 Farmer Street, Silsbee, TX for the purpose of storing vehicles and related equipment; and possibly award to successful vendor. If approved, authorize the County Judge to enter into an Agreement with the selected vendor upon Approval as to Form by the County Attorney. (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 AND AWARDED TO SILSBEE FORD

COMMISSIONERS COURT AGENDA AND MINUTES

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24) Discussion and possible action to deallocate \$427,840.00 in American Rescue Plan Act of 2021 (ARPA) funding from the 'Airport - County Match - Grant Application' and the 'HMGP Match Drainage Study' projects due to a change in the Final Rule published by the US Treasury that no longer allows utilizing ARPA funds toward local match on grant projects; and consider approval to amend the FY23 and FY24 Budgets as follows: **(SEE ATTACHED)**

Increase Revenue (FY23)	022-390-000 Transfers In-General Fund	\$46,000.00
Increase Expenditures (FY23)	010-700-022 Transfers to Airport Fund	\$46,000.00
Increase Revenue (FY24)	022-390-000 Transfers In-General Fund	\$137,840.00
Increase Expenditures (FY24)	010-700-022 Transfers to Airport Fund	\$137,840.00

MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER YOUNG

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

ACTION: APPROVED AS PRESENTED

25) Consider approval of request by *Ms. Alysa Freeman, Elections Administrator*, to purchase new poll pads, related equipment, and software by transferring \$29,120.00 from line item 010-401-800 'Contingency-General' to the Elections Department Budget as follows: **(SEE ATTACHED)**

TO	010-490-591 Software License/Support	\$12,325.00	*Create New Line Item
	010-490-352 Minor Equipment	\$16,320.00	
	010-490-310 Supplies	\$475.00	

MOTION BY: COMMISSIONER YOUNG

SECOND BY: COMMISSIONER KOCH

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

ACTION: APPROVED

26) Discussion on any other non-agenda item without taking action, including reports from Elected Officials / Department Heads; or announcements which may be of interest to the public.

27) Adjourn.

MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER COOPER

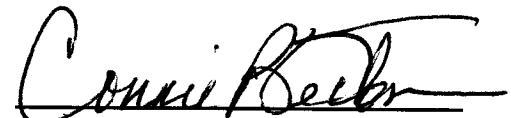
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.

ACTION: APPROVED

RESPECTFULLY SUBMITTED,



Wayne McDaniel
HARDIN COUNTY JUDGE



Connie Becton
HARDIN COUNTY CLERK