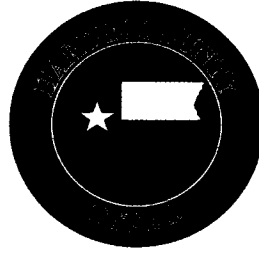


L. W. "Nubbin" Cooper Jr.
County Commissioner, Precinct 1



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 | NOVEMBER 28, 2023 | 10:00 A.M.

Any attendee of this Open Meeting may be permitted to comment on an Agenda Item for a period of up to 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 lectern.

AGENDA AND MINUTES

BE IT REMEMBERED THAT ON NOVEMBER 28, 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) 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 November 14, 2023 Regular Meeting Minutes as presented by *Hon. Connie Becton, County Clerk*.
MOTION BY: COMMISSIONER KIRKENDALL
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

NOVEMBER 28, 2023

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- 4) Consider approval of request to cancel all Registered Claims from November 14, 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 COOPER
SECOND BY: COMMISSIONER YOUNG
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED AS PRESENTED

- 6) Consider adoption of an Order for the Creation of Hardin County Emergency Services District No. 7. (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

- 7) Consider adoption of an Order Creating County Elections Administrator effective January 1, 2024, pursuant to § 31.031 Texas Election Code. If approved, adoption of this Order establishes the County Election Commission, which consists of: The County Judge, as Chair; the County Clerk, as Vice Chair; the Tax Assessor-Collector, as Secretary; and the County Chair of each political party (Democratic and Republican). (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

- 8) Consider adoption of Resolution 32-23 authorizing and approving execution of an Agreement with Cadence Equipment Finance, a division of Cadence Bank, to finance a 2023 John Deere Tractor (VIN...1780) for the R&B 3 Department, as approved in Commissioners Court November 14, 2023, as requested by *Hon. Amanda Young, Commissioner.* (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

NOVEMBER 28, 2023

PAGE 3 OF 5

- 9) Consider adoption of Resolution 33-23 to cast votes in the Election of the Board of Directors of the Hardin County Appraisal District. **(SEE ATTACHED)**
MOTION BY: COMMISSIONER COOPER
SECOND BY: COMMISSIONER YOUNG
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
OPPOSED: COMMISSIONER KIRKENDALL
ACTION: APPROVED FOUR TO ONE
- 10) Consider approval of request by District Judges of Hardin County, Texas to adopt the Jury Selection Plan of Hardin County, pursuant to § 62.011 Government Code. These are procedures for the selection of names of persons for jury service. **(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
- 11) Consider approval of request by *Mr. Aaron Tupper, Emergency Management Coordinator*, to possibly authorize an additional allocation of American Rescue Plan Act of 2021 (ARPA) funding in the amount of \$7,378.06, for increased cost of the previously approved Lucas Chest Compression System and a LifePak 15 defibrillator/cardiac monitor with a Titan communication device for Emergency Services District 5 (Sour Lake), as requested by Bill Lambert, EMS Manager. **(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 *Hon. Shirley Cook, Tax Assessor-Collector*, to approve and accept for filing in the minutes of the Court the transcript for the 2023 Tax Assessor-Collector Continuing Education hours pursuant to § 6.231 Tax Code for Shirley Cook, TAC, and Lisa Finn, Chief Deputy TAC. **(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

COMMISSIONERS COURT AGENDA AND MINUTES

NOVEMBER 28, 2023

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- 13) Consider approval of request by *Mrs. Misty Sims, Purchasing Agent*, to present results of bids received for motor fuel, oil and lubricants for all Road & Bridge Departments, and possibly award successful bidders. (SEE ATTACHED)

MOTION BY: JUDGE MCDANIEL

SECOND BY: COMMISSIONER KIRKENDALL

REJECT ALL BIDS SUBMITTED BY SAFETY CLEAN FOR FAILURE TO MEET COUNTY SPECIFICATIONS

ACTION: APPROVED

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 WITH MODIFICATIONS

- 14) Consider and possibly authorize the Purchasing Agent to solicit bids for Community Development Block Grant (CDBG-DR) Saratoga Road and Drainage Construction Project. (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

- 15) Consider and possibly authorize the Purchasing Agent to sell benches, chairs and other miscellaneous items utilizing Rene' Bates Auctioneers, Inc. (ReneBates.com). (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

- 16) Consider approval of request by *Mrs. Misty Sims, Purchasing Agent*, to authorize the County Judge to execute Professional Services Agreement with Leavins Engineering & Design, LLC (LEAD) for general engineering services. (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

- 17) Discussion only by Any County Official of any item not on the Agenda without taking any action.

- 18) Adjourn.

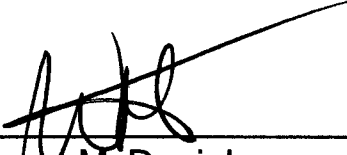
MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER COOPER

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

ACTION: APPROVED

RESPECTFULLY SUBMITTED,

Handwritten signature of Wayne McDaniel in black ink, written over a horizontal line.

Wayne McDaniel
HARDIN COUNTY JUDGE

Handwritten signature of Connie Becton in black ink, written over a horizontal line.

Connie Becton
HARDIN COUNTY CLERK