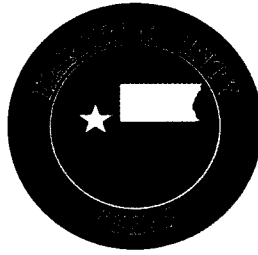


L. W. "Nubbin" Cooper Jr.  
County Commissioner, Precinct 1



Amanda Young  
County Commissioner, Precinct 3

Chris Kirkendall  
County Commissioner, Precinct 2

Alvin Roberts  
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 | SEPTEMBER 13, 2022 | 10:00 A.M.**

**AGENDA AND MINUTES**

**BE IT REMEMBERED THAT ON SEPTEMBER 13, 2022, 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 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 L.W. Cooper, Jr.*
- 3) **Public Hearing:** Conduct Public hearing to receive citizen comments concerning Mr. Paul Watts' request for Hardin County to close a 715 Ft. X 15 Ft. section of roadway called McGallion Road, located in Precinct 2. **(SEE ATTACHED)**  
**DISCUSSION ONLY**

COMMISSIONERS COURT AGENDA AND MINUTES

SEPTEMBER 13, 2022

PAGE 2 OF 7

- 4) Approve Minutes of the August 23, 2022 Regular and Special Meetings; and August 29, 2022 and September 6, 2022 Special Meetings 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**
  
- 5) Consider approval of request to cancel all Registered Claims from August 23, 2022; and Approval of Cash Statement as presented by *Deborah McWilliams, County Treasurer*. (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 AS PRESENTED**
  
- 6) Discussion and possible action concerning adoption of the Fiscal Year 2023 County Payroll Schedule as requested by *Deborah McWilliams, County Treasurer*. (SEE ATTACHED)  
**MOTION BY: COMMISSIONER COOPER**  
**SECOND BY: COMMISSIONER YOUNG**  
**IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.**  
**ACTION: APPROVED**
  
- 7) Authorization to pay County bills as presented by *Angela Gore, County Auditor*. (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 AS PRESENTED**
  
- 8) Discussion and possible action to approve and accept for filing in the Minutes of the Court the District Court Orders setting salaries of the County Auditor, Assistant County Auditors and Official Court Reporters of the 88<sup>th</sup> and 356<sup>th</sup> Judicial District Courts for fiscal year 2023. (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**

COMMISSIONERS COURT AGENDA AND MINUTES

SEPTEMBER 13, 2022

PAGE 3 OF 7

- 9) Discussion and possible action concerning Order Setting Day of Week and Location of Regular Term Schedule of Hardin County Commissioners Court Meetings for Fiscal Year 2023. (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**

- 10) Discussion and possible action concerning the setting of 2023 County Holidays. (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**

- 11) Consider and possibly approve an Order to close a 715 Ft. X 15 Ft. section of roadway called McGallion Road, located in Precinct 2, as requested by Mr. Paul Watts. (SEE ATTACHED)

**MOTION BY: COMMISSIONER KIRKENDALL**

**SECOND BY: COMMISSIONER COOPER**

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

**ACTION: TABLED UNTIL JANUARY 10, 2023.**

- 12) Consider and possibly accept or decline a bequest to Hardin County in the Last Will and Testament of Mr. James Elmer Butler III whereby Hardin County is named as a specific devisee in Mr. Butler's Will to receive the Estate's interest in the following three (3) real properties, located near Batson, Texas: (SEE ATTACHED)

(1) AB16W Donahoe JD Hooks S/D

1/32 INT 103.25 AC

P# 16-324

Acres 3.230

(2) AB 16W Donahoe E Hooks S/D

1/5 INT in 10.00AC

P# 16-342

Acres: 2.000

Interest: .200000

(3) AB 25 L Gedruf

PW # P # 25-85

Acres 1.480

**MOTION BY: JUDGE MCDANIEL**

**SECOND BY: COMMISSIONER ROBERTS**

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

**ACTION: DECLINE BEQUEST TO HARDIN COUNTY**

- 13) Consider approval of request by *Commissioner Amanda Young*, to accept a reimbursement from WHC, LLC on behalf of ExxonMobil Corporation in the amount of \$184,000.00 to be utilized for repairs of specified County Roads located in Commissioner Precinct 3; and authorize the County Judge to sign Final Settlement and Release of All Claims. If approved, amend the FY22 Budget to create R&B Revenue line item 017-367-103 'Road Repairs Reimbursement - R&B 3'; and R&B 3 Expense line item 017-623-396 'Road Repairs Reimbursement Expenses' and increase each line item by the approved reimbursement amount of \$184,000.00. (SEE ATTACHED)

**MOTION BY: COMMISSIONER COOPER**

**SECOND BY: COMMISSIONER KIRKENDALL**

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

**ACTION: APPROVED**

- 14) Consider adoption of Resolution 23-22 authorizing submission of FY23 Bullet-Resistant Shield 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 COOPER**

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

**ACTION: APPROVED**

- 15) Consider request by *Sharon Whitley, Health Director*, to authorize the County Judge to execute Professional Services Contract between Hardin County on behalf of Women, Infant, and Children's (WIC) Division and Christina Sifuentes for International Board-Certified Lactation Consultant (IBCLC) services, effective October 1, 2022 through September 30, 2024. (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**

- 16) Consider request by *Sharon Whitley, Health Director*, to authorize the County Judge to execute Professional Services Contract between Hardin County on behalf of Women, Infant, and Children's (WIC) Division and Michelle Miller to provide nutrition-counseling services, effective October 1, 2022 through September 30, 2024. (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**

COMMISSIONERS COURT AGENDA AND MINUTES

SEPTEMBER 13, 2022

PAGE 5 OF 7

17) Discussion and possible action concerning appointments to the Southeast Texas Groundwater Conservation District Board of Directors as follows: **(SEE ATTACHED)**

- a. Re-appointment of Mr. Roger Fussell as Presiding Officer/Board President to serve new three (3) year term, effective January 1, 2023 (term will end December 31, 2025).
- b. Re-appointment of Mr. Bobby Rogers as Director to serve new three (3) year term, effective January 1, 2023 (term will end December 31, 2025).

**MOTION BY: COMMISSIONER KIRKENDALL**

**SECOND BY: COMMISSIONER COOPER**

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

**ACTION: APPROVED**

18) Consider request by *Connie Becton, County Clerk*, to authorize the County Judge to sign Notice of General Election to be held on November 8, 2022. **(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**

19) Consider request by *Misty Sims, Purchasing Agent*, to authorize the County Judge to sign Real Property Lease Agreement between Hardin County and City of Sour Lake for office space located at 615 Hwy 105 West, Sour Lake, Texas for the County Commissioner Office, Precinct 3, and Justice of the Peace Court, Precinct 4. **(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**

20) Consider and possibly authorize Purchasing Agent to sell the following seized/forfeited items: 1998 Honda Rancher Four-Wheeler (VIN...4395); 1998 Honda Rancher Four-Wheeler (VIN...1951); 1998 Yamaha YFM250 Four-Wheeler (VIN...2827); 2000 Honda Rancher Four-Wheeler (VIN...2969); and a 2002 Honda Four-Wheeler (VIN...0942) utilizing Rene' Bates Auctioneers, Inc. (ReneBates.com). **(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**

- 21) Consider approval of request by *Misty Sims, Purchasing Agent*, to present results of bids received for overlaying approximately 730 Ft. on North Canal Lane and approximately 542 Ft. on Taylor Lane, located in Precinct 4; and possibly award to successful vendor. (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 CMM CONSTRUCTION WHO WAS THE ONLY BIDDER.**
- 22) Consider approval of request by *Misty Sims, Purchasing Agent*, to present results of bids received for materials and emulsions for all Road and Bridge precincts; and possibly award to successful vendor. (SEE ATTACHED)  
**MOTION BY: COMMISSIONER KIRKENDALL**  
**SECOND BY: COMMISSIONER ROBERTS**  
**IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.**  
**ACTION: APPROVED AS PRESENTED AND WILL GO OUT FOR BIDS ON THE CRUSHED CONCRETE.**
- 23) Consider approval of request by *Mr. Dale Williford, Hawthorne Field County Airport FBO*, to apply for the TXDOT Aviation Routine Airport Maintenance Program (RAMP) cost share grant for FY23. (SEE ATTACHED)  
**MOTION BY: COMMISSIONER COOPER**  
**SECOND BY: COMMISSIONER YOUNG**  
**IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.**  
**ACTION: APPROVED**
- 24) Consider approval of request by *Misty Sims, Purchasing Agent*, to authorize the County Judge to sign Interlocal Agreement with National Cooperative Purchasing Alliance (NCPA). (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**
- 25) Discussion only by any Official of any item not on the Agenda without taking any action.
- 26) Adjourn.  
**MOTION BY: COMMISSIONER COOPER**  
**SECOND BY: COMMISSIONER ROBERTS**  
**IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.**  
**ACTION: APPROVED**

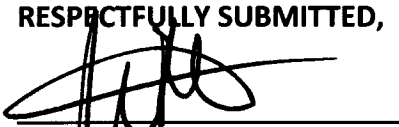
**COMMISSIONERS COURT AGENDA AND MINUTES**

**SEPTEMBER 13, 2022**

**PAGE 7 OF 7**

*\*Any attendee of this Open Meeting may be permitted to comment on an Agenda item 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**