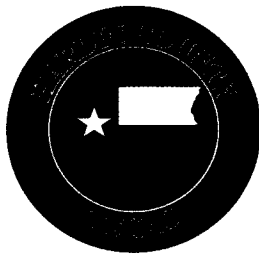


**L. W. "Nubbin" Cooper Jr.**  
County Commissioner, Precinct 1



**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 | SEPTEMBER 12, 2023 | 10:00 A.M.**

**AGENDA AND MINUTES**

**BE IT REMEMBERED THAT ON AUGUST 22, 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**  
**TRACI TURNER**

**HARDIN COUNTY JUDGE**  
**COMMISSIONER PCT. 1**  
**COMMISSIONER PCT. 2**  
**COMMISSIONER PCT. 3**  
**COMMISSIONER PCT. 4**  
**CHIEF DEPUTY COUNTY CLERK**

- 1) Call meeting to order.
- 2) Invocation and Pledge of Allegiance. *Commissioner L.W. Cooper, Jr.*
- 3) Approve Minutes of the August 21, 2023 Special Meeting and August 22, 2023 Regular and Special Meetings as presented by *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**

- 4) Consider and possibly approve the following: Request to cancel all Registered Claims from August 22, 2023; Cash Statement; and Quarterly Report for quarter ending March 31, 2023 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 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 KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.**  
**ACTION: APPROVED AS PRESENTED**
  
- 6) Discussion and possible action concerning adoption of the Fiscal Year 2024 County Payroll Schedule as requested by *Deborah McWilliams, County Treasurer*. (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**
  
- 7) 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 2024. (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**
  
- 8) Discussion and possible action concerning the setting of 2024 County Holidays. (SEE ATTACHED)  
**MOTION BY: COMMISSIONER KIRKENDALL**  
**SECOND BY: JUDGE MCDANIEL**  
**IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER YOUNG AND COMMISSIONER KOCH.**  
**OPPOSED: COMMISSIONER COOPER**  
**ACTION: APPROVED**

COMMISSIONERS COURT AGENDA AND MINUTES

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- 9) Consider request by the County Judge to authorize a 30 day Continuation of the Declaration of Disaster and Order Restricting Outdoor Burning issued on July 27, 2023 and continued by Commissioners Court on August 1, 2023 and August 22, 2023, as a result of current and forecasted extreme drought conditions in Hardin County. (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**

- 10) Consider and possibly approve Judge McDaniel's request to amend the FY23 Budget by transferring \$5,427 from the Court Security Fund Balance to 164-500-456 Justice Court Building Security for the purchase of Tasers and accessories for 4 Constables. (SEE ATTACHED)

**MOTION BY: COMMISSIONER COOPER**

**SECOND BY: COMMISSIONER KOCH**

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

**ACTION: APPROVED**

- 11) Consider request by *Sharon Whitley, Health Services Director*, to authorize the County Judge to sign an Agreement with Health & Safety Institute (HSI) for Hardin County Health Services to be an approved CPR training site and the Clinical Nurse Manager to become an authorized instructor to teach the classes. (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**

- 12) Consider request by *Sharon Whitley, Health Services Director*, for approval to apply for two Health Inspection grants with the National Environmental Health Association (NEHA): (SEE ATTACHED)

a. \$18,000 Mentorship grant will build collaborative relationships with similar food retail program standards. (\$0 local match).

b. \$7,500 Training grant funds will be provided for participants to attend various NEHA meetings and trainings. (\$0 local match).

**MOTION BY: COMMISSIONER KIRKENDALL**

**SECOND BY: COMMISSIONER YOUNG**

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

**ACTION: APPROVED**

- 13) Consider and possibly authorize the County Judge to sign 2024 County Choice Silver Retiree Medical Program Renewal offered by Texas Association of Counties Health and Employees Benefits Pool (TAC HEBP), as requested by *Melinda Herrington, Human Resources Director*. (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**
- 14) Discussion and possible action regarding materials (specifically Rye Base) for all Road and Bridge Departments previously awarded in Commissioners Court on August 22, 2023; and possibly modify award to successful bidder, as requested by *Misty Sims, Purchasing Agent*. (SEE ATTACHED)  
**MOTION BY: COMMISSIONER KIRKENDALL**  
**SECOND BY: COMMISSIONER YOUNG**  
**IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.**  
**ACTION: REJECT MODERN CONCRETE AND MATERIALS' RYE BASE BID THAT WAS AWARDED IN COMMISSIONER COURT ON AUGUST 22, 2023 AND TO REBID THE RYE BASE BID FOR ALL ROAD AND BRIDGE DEPARTMENTS.**
- 15) Consider approval of request by *Commissioner Ernie Koch, Precinct 4*, to pay Gary Whitman Materials Invoice #247952 in the amount of \$10,411.48 for crushed concrete material, to be paid out of line item 017-624-334 'Materials & Supplies'. (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**
- 16) Consider request by *Alex Parker, Floodplain Administrator*, to approve Final Plat of Williford Estates, a subdivision of 4.533 acres of land in the John Choate Survey, Abstract No. 138 of Hardin County, Texas located in Precinct 3; and approval to enter warranty period and accept Security Bond in the amount of \$1,000,000.00. (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**

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17) Consider request by *Connie Becton, County Clerk*, to approve an Order of appointment for election judges and alternate election judges for Hardin County, to serve for a single election to be held on November 7, 2023. (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**

18) Consider request by *Connie Becton, County Clerk*, to approve the Notice of Election and the consolidation of polling locations for the November 7, 2023 Constitutional Amendment Special Election including Emergency Services District No. 3 Sales Tax Proposition, Silsbee Independent School District Bond Proposition and the Proposition for Creation of Hardin County Emergency Services District No. 7. (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**

19) Setting of Public Hearing to consider a request by Whiteley Infrastructure Group for variance on the replat of Lots 71, 72 and 73 of Rolling Hills Estates into Lots 72A and 73A regarding utility and drainage easements, as required in the Hardin County Subdivision Rules and Regulations. (SEE ATTACHED)

**MOTION BY: COMMISSIONER KIRKENDALL**

**SECOND BY: COMMISSIONER COOPER**

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

**ACTION: SET PUBLIC HEARING ON OCTOBER 10, 2023 AT 10:00 AM**

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

21) Adjourn.

**MOTION BY: COMMISSIONER KIRKENDALL**

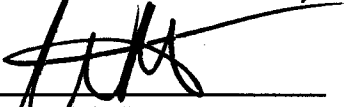
**SECOND BY: COMMISSIONER COOPER**

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

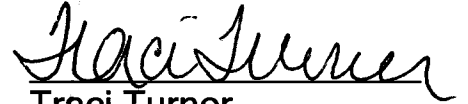
**ACTION: APPROVED**

*\*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.*

RESPECTFULLY SUBMITTED,



Wayne McDaniel  
HARDIN COUNTY JUDGE



Traci Turner  
HARDIN COUNTY CHIEF  
DEPUTY CLERK