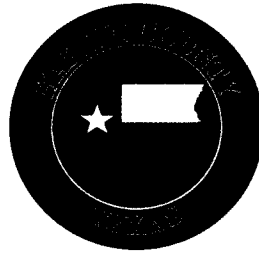


L. W. "Nubbin" Cooper Jr.
County Commissioner, Precinct 1



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 | OCTOBER 11, 2022 | 10:00 A.M.

AGENDA AND MINUTES

BE IT REMEMBERED THAT ON OCTOBER 11, 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
TRACI TURNER

HARDIN COUNTY JUDGE
COMMISSIONER PCT. 1
COMMISSIONER PCT. 2
COMMISSIONER PCT. 3
COMMISSIONER PCT. 4
DEPUTY 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 Chris Kirkendall*
- 3) Approve Minutes of the September 27, 2022 Regular Meeting 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

COMMISSIONERS COURT AGENDA AND MINUTES

OCTOBER 11, 2022

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- 4) Consider approval of request to cancel all Registered Claims from September 27, 2022; and Approval of Cash Statement as presented by *Deborah McWilliams, County Treasurer*. (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

- 5) Authorization to pay County bills as presented by *Candice McKinney, Assistant County Auditor*. (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 AS PRESENTED

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

Year 2020

- a. Kristen White, Veterans Services - 5 Years of Service

Year 2021

- a. Chris Kirkendall, Commissioner, Precinct 2 - 10 Years of Service
b. Ben Hawthorne, Constable, Precinct 2 - 15 Years of Service
c. Donna Miller, Indigent Health Care - 20 Years of Service

Year 2022

- a. DeeAnn Durbin, Sheriff's Office - 15 Years of Service
b. Aaron Tupper, Emergency Management - 20 Years of Service

- 7) Consider request by *Angela Gore, County Auditor*, to authorize the County Judge to sign FY23 Title IV-E Child Welfare Services Non-Financial Agreement with the Texas Department of Family and Protective Services (DFPS). (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

COMMISSIONERS COURT AGENDA AND MINUTES

OCTOBER 11, 2022

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- 8) Consider request by the County Judge to authorize a continuation of the Declaration of Disaster and Order Restricting Outdoor Burning issued on October 6, 2022, as a result of current and forecasted conditions which present a severe fire potential throughout Hardin County.

MOTION BY: COMMISSIONER COOPER

SECOND BY: COMMISSIONER KIRKENDALL

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

ACTION: APPROVED

- 9) Consider and possibly authorize the Purchasing Agent to issue a Letter of Intent to Lake Country Chevrolet for the purchase of the following new fleet vehicles quoted by Silsbee Fleet utilizing the GOODBUY Cooperative Purchasing program. All will be financed for a period not to exceed four (4) years with the first note being due 12 months after the vehicle is delivered (During the FY2024 Budget Year): **(SEE ATTACHED)**

VEHICLE	OFFICE/DEPARTMENT	PRICE
2023 Chevrolet Silverado Trail Boss Truck	Commissioner, Precinct 1	\$42,121.00
2023 Chevrolet Silverado Trail Boss Truck	Commissioner, Precinct 2	\$42,121.00
2023 Chevrolet Silverado Trail Boss Truck	Commissioner, Precinct 3	\$42,121.00
2023 Chevrolet Silverado Trail Boss Truck	Commissioner, Precinct 4	\$42,121.00
2023 Chevrolet Silverado Trail Boss Truck	Constable, Precinct 2	\$48,937.25
2023 Chevrolet Silverado Trail Boss Truck	Constable, Precinct 3	\$48,937.25
2023 Chevrolet Silverado Trail Boss Truck	Constable, Precinct 6	\$48,937.25
2023 Chevrolet Silverado Trail Boss Truck	Emergency Management	\$46,234.50
GOODBUY Administrative Fee (\$300 per Purchase Order)		\$300.00

MOTION BY: COMMISSIONER COOPER

SECOND BY: COMMISSIONER KIRKENDALL

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

ACTION: APPROVED

- 10) Consider request by *Sheriff Mark Davis* to authorize the County Judge to execute Amendment 2 to Interlocal Cooperation Contract for Mental Health Liaison Program with Spindletop Center. **(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

- 11) Consider request by *Sheriff Mark Davis* to authorize the County Judge to execute Amendment 1 to Interlocal Cooperation Contract for Jail Services with Spindletop Center. (SEE ATTACHED)
MOTION BY: COMMISSIONER YOUNG
SECOND BY: COMMISSIONER KIRKENDALL
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.
ACTION: APPROVED
- 12) Consider request by *Sheriff Mark Davis* to authorize the County Judge to execute Interlocal Cooperation Contract for Jail Based Competency Restoration Services with Spindletop Center. (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
- 13) Consider request by *Sheriff Mark Davis* to authorize the County Judge to execute Interlocal Cooperation Contract with City of Beaumont, City of Port Arthur, Jefferson County, Jasper County, and Orange County for Southeast Texas Auto Theft Task Force. (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
- 14) Consider request by *Melinda Herrington, Human Resources Director*, to approve amendment to the FY23 County Budget related to creating a new Custodian position in the Maintenance Department as follows: (SEE ATTACHED)

Transfer From:	010-510-103 Salaries - Assistants	\$ 28,238.00
Transfer To:	010-510-115 Salaries - Custodians	\$ 27,840.00
Transfer To:	010-510-207 Dental Insurance	\$ 372.00
Transfer To:	010-510-208 Life Insurance	\$ 26.00

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

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- 15) Discussion and possible action to accept FY21 Surplus Distribution in the amount of \$28,468.00 from the Texas Association of Counties Health and Employee Benefits Pool. (SEE ATTACHED)

MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER YOUNG

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

ACTION: APPROVED

- 16) Consider request by *Rebecca Walton, District Attorney*, to approve a program for psychological counseling for jurors pursuant to Texas Code of Criminal Procedure (CCP) 56A.205. The program would be available to jurors, including Grand Jurors, through the District Attorney's Victim Assistance Coordinator, to be paid for by funds made available through the Hardin County Crime Victims Assistance Center. (SEE ATTACHED)

MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER YOUNG

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

ACTION: APPROVED

- 17) Consider approval of request by *Chief Kevin Cummings, Adult Probation Department*, to trade in a 2021 Toyota RAV4 (VIN...0746) for the value of \$27,000.00 toward the purchase of a 2017 Ford F150 (VIN...1138) in the amount of \$36,914.09. If approved, the balance of \$9,914.09 will be paid out of Adult Probation budget line item '805-501-426 Travel'. (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

- 18) Consider adoption of Resolution 28-22 to authorize the Texas Department of Transportation, Aviation Division to act as agent for Hardin County, whereby TXDOT Aviation will apply for and manage funding for improvements to the Hardin County Airport, Hawthorne Field (Project 2320KNTZE), and Hardin County will commit the 10% matching funds for the project, as requested by *Dale Williford, Hawthorne Field County Airport FBO*. The current total project cost is estimated to be \$1,838,400.00 and the County's obligation for this project is \$183,840.00 which will be met utilizing American Rescue Plan Act 2021 (ARPA) funding. (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

COMMISSIONERS COURT AGENDA AND MINUTES

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19) Consider adoption of Resolution 29-22 to approve the updated Hardin County Hazard Mitigation Plan, as requested by *Aaron Tupper, Emergency Management Coordinator*. (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

20) Consider request by *Misty Sims, Purchasing Agent*, to authorize the County Judge to sign DebtBook Agreement/Order Form Relating to a Master Agreement with Region 14 Education Service Center. This is the Software related to Governmental Accounting Standards Board (GASB 87) requirements purchase, previously approved in Commissioners Court on September 27, 2022. (SEE ATTACHED)

MOTION BY: COMMISSIONER ROBERTS

SECOND BY: COMMISSIONER YOUNG

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

ACTION: APPROVED

21) Consider request by *Misty Sims, Purchasing Agent*, to authorize County Judge to sign Contract with Public Management, Inc., pertaining to Community Development Block Grant-Mitigation (CDBG-MIT) Grant Application and Project Management Services. (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

22) Consider request by *Misty Sims, Purchasing Agent*, to authorize County Judge to sign Agreement with Whiteley Oliver Engineering LLC, pertaining to Community Development Block Grant-Mitigation (CDBG-MIT) Engineering Services. (SEE ATTACHED)

MOTION BY: COMMISSIONER ROBERTS

SECOND BY: COMMISSIONER COOPER

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

ACTION: APPROVED

23) Consider approval of request by *Sharon Whitley, Health Services Director*, to amend the Health Services Clerk pay rate for FY23 to \$16.72 an hour, which will be funded 100% by grant funding. (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 TO BE EFFECTIVE OCTOBER 16, 2022.

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

25) Adjourn.

MOTION BY: COMMISSIONER COOPER

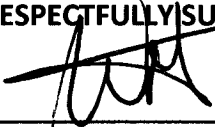
SECOND BY: COMMISSIONER KIRKENDALL

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

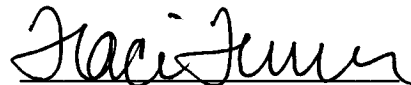
ACTION: APPROVED

**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



Traci Turner
DEPUTY COUNTY CLERK