

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 | DECEMBER 14, 2021 | 10:00 A.M.

AGENDA AND MINUTES

BE IT REMEMBERED THAT ON DECEMBER 14, 2021, 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
CONNIE BECTON

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 L.W. Cooper, Jr.*
- 3) Approve Minutes of the November 23, 2021 Regular Meeting. *Glenda Alston, County Clerk*
MOTION BY: COMMISSIONER ROBERTS
SECOND BY: COMMISSIONER KIRKENDALL
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER,
COMMISSIONER ROBERTS AND COMMISSIONER YOUNG.
ACTION: APPROVED AS PRESENTED

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- 4) Consider approval of request to cancel all Registered Claims from November 23, 2021; and Approval of Cash Statement as presented. *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. *Angela Gore, County Auditor (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 AS PRESENTED

- 6) Recognize Glenda Alston, County Clerk, for 36 years of dedicated service to the citizens of Hardin County, and wish her well on her retirement. **(SEE ATTACHED)**

- 7) Take up for consideration and possible action an Order to Conform Election Precincts following the Redistricting of the Commissioners Court Precincts pursuant to Chapter 42, Texas Election Code, and any resulting changes that may have an impact upon the Justice of the Peace/Constable Precincts. **(SEE ATTACHED)**

Tomar para consideración y posible acción una Orden para Conformar Precintos Electorales luego de la Redistribución de Distritos de los Precintos del Tribunal de Comisionados de conformidad con el Capítulo 42, Código Electoral de Texas, y cualquier cambio resultante que pueda tener un impacto en el Juzgado de Paz / Precintos del Alguacil.

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) Consider and possibly authorize acceptance of a lighting upgrade rebate check from Entergy in the amount of \$13,552.29. If approved, amend Fund 071 Capital Projects FY2021 budget by creating a new revenue line item code, 071-372-200 Rebates. **(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

- 9) Presentation of a draft version of the 2022 Hardin County Atlas. *Carl Marshall, South East Texas Regional Planning Commission (SEE ATTACHED)*

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- 10) Consider request by *Judge Earl B. Stover III, 88th Judicial District Judge* to hire new Court Coordinator effective January 10, 2022 at an annual salary of \$53,560.00 (same as the 356th District Court Coordinator) upon retirement of the current 88th District Court Coordinator on January 7, 2022. If approved, please consider the following FY2022 budget transfer. **(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

From:	010-436-111 Sub. Court Reporter	\$ 3,300.00
	010-436-426 Travel and Training Expense	\$ 1,771.00
To:	010-436-105 Salaries-Court Coordinator	\$ 3,082.00
	010-436-201 FICA Taxes	\$ 237.00
	010-436-202 Health Insurance	\$ 933.00
	010-436-203 Retirement	\$ 473.00
	010-436-204 Workers Comp Insurance	\$ 8.00
	010-436-206 State Unemployment Tax	\$ 6.00
	010-436-207 Dental Insurance	\$ 302.00
	010-436-208 Life Insurance	\$ 23.00
	010-436-209 Supplemental Death	\$ 7.00

MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER ROBERTS

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

ACTION: APPROVED

- 11) Presentation of departmental report from Texas A&M Hardin County AgriLife Extension Office. *Katie Pace, Extension Agent (SEE ATTACHED)*

- 12) Consider and possibly authorize the County Judge to execute an Amended Interlocal Agreement with the City of Lumberton authorizing the Hardin County Floodplain Administrator to regulate and follow the City of Lumberton's ordinances and rules for subdivision regulations for the Longleaf Development on FM 421 in order to set up a uniformed standard for the entire development. *Matthew Minick, County Attorney (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

- 13) Discussion and possible action to re-appoint Sam Ashworth as Director of Southeast Texas Groundwater Conservation District for a three (3) year term effective January 1, 2022 (term will end December 31, 2024). **(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

- 14) Consider adoption of Resolution 33-21 authorizing and approving execution of an Agreement with BancorpSouth Equipment Finance, a division of BancorpSouth Bank, to purchase 2021 CASE 621G ZBAR T4 Wheel Loader (S/N: NMF253360) for the R&B 2 Department, as approved in Commissioners Court on November 9, 2021. *Commissioner Chris Kirkendall (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

- 15) Consider approval of request to purchase a 2021 John Deere 520M Loader and a Frontier AP12G Fixed Pallet Fork in the amount of \$8,498.90 for the R&B 3 Department, to be purchased utilizing a cooperative purchasing program. *Commissioner Amanda Young (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

- 16) Consider approval of request by *Commissioner Amanda Young* to purchase a 2022 Ford F250 Truck in the amount of \$37,666.20 and a 2022 Ford F750 310 HP Dump Truck in the amount of \$91,494.36 for the R&B 3 Department, to be purchased utilizing a cooperative purchasing program. If approved, also consider approving the following budget transfer: **(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

From:	017-623-351 Equipment Expense	\$35,000.00
From:	017-623-334 Material & Supplies	\$45,000.00
To:	017-623-570 Equipment Purchase	\$80,000.00

MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER ROBERTS

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

ACTION: APPROVED

- 17) Consider and possibly accept re-plat of Lot 43, Crestwood Estates, into Lots 43A and 43B, Crestwood Estates, located in Precinct 3. *Alex Parker, Floodplain Administrator (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
- 18) Consider approval of request to purchase a 2021 Chevrolet Traverse as a pool vehicle utilizing the goodbuy cooperative purchasing program. Total purchase price is \$29,931.75 to be paid out of line item '010-510-574 Auto Purchase'. *Judge Wayne McDaniel (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
- 19) Consider approval of request to purchase a 2021 Chevrolet Express 3500 Extended Van in the amount of \$28,833.15 for the Juvenile Justice Alternative Education Program (JJAEP) utilizing funds provided by Region 5, to be purchased utilizing a cooperative purchasing program. *Monica Kelley, Chief Juvenile Probation Officer (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
- 20) Consider approval of request to sell a 2014 Ford Econoline Wagon (VIN...1519) utilizing Rene' Bates Auctioneers, Inc. (ReneBates.com). *Misty Sims, Purchasing Agent (SEE ATTACHED)*
MOTION BY: COMMISSIONER KIRKENDALL
SECOND BY: COMMISSIONER YOUNG
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG.
ACTION: APPROVED
- 21) Consider approval of request to sell assorted scrap metal utilizing Rene' Bates Auctioneers, Inc. (ReneBates.com). *Misty Sims, Purchasing Agent (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

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22) Consider approval of request to authorize the Purchasing Agent to solicit proposals for permanently mounted, multi-band, two-way radios for Hardin County CDBG-DR Infrastructure Radio Project and, if approved, appoint committee to evaluate proposals. This item was previously listed incorrect as to "solicit bids" on the July 13, 2021 Commissioner Court Agenda.

Misty Sims, Purchasing Agent

MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER YOUNG

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

ACTION: APPROVED WITH THE COMMITTEE OF COMMISSIONER YOUNG, SHERIFF DAVIS AND AARON TUPPER

23) Present recommendation from evaluation committee pertaining to Flood Mitigation Assistance Program FY2018 (FMA18) for Demolition Services and possibly award to successful vendor.

Misty Sims, Purchasing Agent (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 THE COMMITTEE RECOMMENDED

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

25) Adjourn.

MOTION BY: COMMISSIONER COOPER

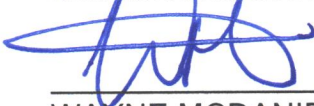
SECOND BY: COMMISSIONER ROBERTS

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



CONNIE BECTON
DEPUTY COUNTY CLERK