

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 | FEBRUARY 11, 2025 | 10:00 A.M.

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.

AGENDA AND MINUTES

BE IT REMEMBERED THAT ON FEBRUARY 11, 2025, 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. Amanda Young

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- 3) Consider and possibly approve Minutes of the January 28, 2025 Regular Meeting and February 3, 2025 Special Meeting as presented by Hon. 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 approval of request by Hon. Deborah McWilliams, County Treasurer to cancel all Registered Claims from January 28, 2025; and Approval of Cash Statement. (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 KOCH
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 Resolution 7-25 proclaiming February 2025 as Veterans Month and supporting Southeast Texas Stand Down for Veterans event February 28, 2025 to celebrate and honor their service and sacrifice, as requested by Mrs. Kristen White, Veterans Services Officer. (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
- 7) Discussion and possible action concerning the development of a Community Wildfire Defense Grant (CWDG) application and the associated Community Wildfire Protection Plan (CWPP).
MOTION BY: COMMISSIONER KIRKENDALL
SECOND BY: COMMISSIONER YOUNG
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.
ACTION: APPROVED TO MOVE FORWARD WITH THE GRANT APPLICATION OF THE COMMUNITY WILDFIRE PROTECTION PLAN ONLY AND THEN NEXT YEAR WILL LOOK AT THE COMMUNITY WILDFIRE DEFENSE GRANT.

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- 8) Consider appointment of Mrs. Lisa Nix to the position of Hardin County Crime Victims Assistance Center Project Director effective February 11, 2025 at an annual salary of \$53,560.00 (100% grant funded), as recommended by the County Judge.

MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER YOUNG

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

ACTION: APPROVED

- 9) Consider approval of an Order Authorizing Texas Independence Day Fireworks Sales beginning February 25, 2025 and ending at Midnight March 2, 2025. (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

- 10) Acceptance of the 2024 Racial Profiling Reports for filing in the Minutes of the Court as submitted by Hon. Kenny Davenport, Constable, Precinct 1, Hon. Ben Hawthorne, Constable, Precinct 2, Hon. Trey Brothers, Constable, Precinct 3, Hon. Cory Jeffcoat, Constable, Precinct 4, Hon. Danny Sullins, Constable, Precinct 5 and Hon. Ross Jordan, Constable, Precinct 6. (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 AND ACCEPTED

- 11) Acceptance of the 2024 Racial Profiling Reporting for filing in the Minutes of the Court as submitted by Hon. Sheriff Mark Davis. (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

- 12) Consider approval of request by Hon. Sheriff Mark Davis, to authorize the County Judge to execute Amendment 4 to Interlocal Cooperation Contract with Spindletop Center for Mental Health Liaison Program (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

- 13) Consider approval of request by Hon. Sheriff Mark Davis, to sell a 2020 Chevrolet Tahoe PPV (VIN...9676) to Hardin County Emergency Services District № 1 in the amount of \$1,000.00, pursuant to § 263.152 Local Government Code. This transfer of surplus property represents Hardin County's commitment to the Emergency Services District creation of a medical first responder program benefiting the Citizens of Hardin County. **(SEE ATTACHED)**

MOTION BY: COMMISSIONER KOCH

SECOND BY: COMMISSIONER YOUNG

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

ACTION: APPROVED

- 14) Consider approval of request by Hon. Sheriff Mark Davis, to purchase three (3) 2024 Chevrolet Silverado 1500 Crew Cab PPV Trucks from Lake Country Chevrolet in the amount of \$223,170.00 utilizing the good buy cooperative purchasing program, and funding the purchase with the Rural Law Enforcement Grants (SB-22) as follows: **(SEE ATTACHED)**

FROM	034-560-574 Auto Purchase	\$222,870.00
	034-560-390 Dues and Subscriptions	\$300.00

MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER KOCH

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

ACTION: APPROVED

- 15) Consider approval of request by Mrs. Melinda Herrington, Human Resources Director, to authorize the County Judge to sign Affordable Care Act Reporting and Tracking Service (ARTS) Program Agreement offered by Texas Association of Counties Health and Employees Benefits Pool (TAC HEBP). **(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

- 16) Consider approval of request by Mrs. Misty Sims, Purchasing Agent, to authorize the County Judge to execute Amendment 4 to Hazard Mitigation Grant Program DR-4332-0233 Phase II Architectural Services Agreement with The Labiche Architectural Group, Inc., for the Hurricane Safe Room. **(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

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- 17) Consider approval of request by Mrs. Misty Sims, Purchasing Agent, to authorize the County Judge to execute Amendment to Hazard Mitigation Grant Program DR-4332-0233 Phase II Architectural Services Agreement with N&T Construction, Inc., for the Hurricane Safe Room Construction. (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

- 18) Consider approval of request by Mrs. Misty Sims, Purchasing Agent, to rescind the action taken by Commissioners Court on January 28, 2025 to authorize the Purchasing Agent to solicit bids for Emergency/Disaster Debris Removal and Debris Monitoring; and consider approval to authorize the Purchasing Agent to solicit proposals for Emergency/Disaster Debris Removal and Debris Monitoring. If approved, appoint evaluation committee to evaluate proposals and make a recommendation to Commissioners Court. (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 AND APPOINTED A COMMITTEE OF AARON TUPPER, CLAY WOODWARD AND COMMISSIONER AMANDA YOUNG.

- 19) Consider approval of request by Mrs. Misty Sims, Purchasing Agent, to present results of bids received and the recommendation of Leavins Engineering & Design for construction to repair two (2) drainage culvert crossings on Cooks Lake Road, located in Precinct 4, and possibly award to successful vendor. (SEE ATTACHED)

MOTION BY: COMMISSIONER KOCH

SECOND BY: COMMISSIONER YOUNG

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

ACTION: APPROVED LZ SERVICES AS RECOMMENDED BY LEAVINS ENGINEERING & DESIGN.

- 20) Consider approval of request to amend the FY2024 Budget regarding revisions related to payment of the Retention Stipend as attached. (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

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- 21) Consider approval of request to amend the FY25 Budget for additional revenue received by R&B 2 regarding the sale of equipment through Rene' Bates Auctioneers, Inc., as approved in Commissioners Court November 12, 2024, as follows: **(SEE ATTACHED)**

INCREASE REVENUE	017-364-100 Sale of Capital Assets	\$8,002.00	*Create New Line Item
INCREASE EXPENDITURES	017-622-351 Vehicle/Equipment Expense	\$8,002.00	

MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER COOPER

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

ACTION: APPROVED

- 22) Consider approval of request to amend the FY25 Budget for additional revenue received by R&B 2 regarding the disposal of equipment unable to sell as approved in Commissioners Court December 10, 2024 as follows: **(SEE ATTACHED)**

INCREASE REVENUE	017-364-100 Sale of Capital Assets	\$5,546.00
INCREASE EXPENDITURES	017-622-351 Vehicle/Equipment Expense	\$5,546.00

MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER COOPER

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

ACTION: APPROVED

- 23) Consider approval of request to amend the FY24 Budget for insurance proceeds received related to vehicle repairs as follows: **(SEE ATTACHED)**

INCREASE REVENUE	010-361-100 Insurance Proceeds	\$3,420.00	*Create New Line Item
INCREASE EXPENDITURES	010-630-454 Auto Maintenance/Repair	\$3,420.00	

MOTION BY: COMMISSIONER YOUNG

SECOND BY: COMMISSIONER KIRKENDALL

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

ACTION: APPROVED

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- 24) Consider approval of request by Ms. Sharon Whitley, Health Director, to adjust the salary allocation between General Fund and Grant Funds for the Health Director and Health Inspector Manager effective February 16, 2025, as a result of a delay in funding from the FDA regarding the NEHA FDA Retail Flexible Funding Model Grant Program. This adjustment will create a \$1,684.00 cost savings to General Fund for the remainder of the fiscal year. If approved, amend the FY25 Budget as follows: **(SEE ATTACHED)**

INCREASE FUND BALANCE	General Fund Balance	\$1,684.00
INCREASE EXPENDITURE	010-630-150 Salaries - Other	\$6,797.00
DECREASE EXPENDITURE	010-630-102 Salaries - Appointed	\$8,481.00

MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER KOCH

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

ACTION: APPROVED

- 25) Consider approval of request by Ms. Sharon Whitley, Health Director, to authorize the County Judge to execute a Memorandum of Understanding renewal between Hardin County on behalf of Hardin County Health Services and Lumberton Municipal Utility District (LMUD) to dispense medications in the event of a county-wide mass prophylaxis operation. **(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

- 26) Discussion on any other non-agenda item without taking action, including reports from Elected Officials / Department Heads; or announcements which may be of interest to the public.

- 27) Adjourn.

MOTION BY: COMMISSIONER KIRKENDALL

SECOND BY: COMMISSIONER YOUNG

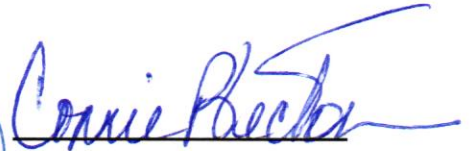
IN FAVOR: JUDGE MCDANIEL, COMMISSIONER KIRKENDALL, COMMISSIONER COOPER, COMMISSIONER YOUNG AND COMMISSIONER KOCH.

ACTION: APPROVED

RESPECTFULLY SUBMITTED,



Wayne McDaniel
HARDIN COUNTY JUDGE



Connie Becton
HARDIN COUNTY CLERK