

NOTICE OF A MEETING OF THE COMMISSIONERS' COURT  
OF CALDWELL COUNTY, TEXAS



***Notice is hereby given that an open meeting of the Caldwell County Commissioners' Court will be held on Tuesday, the 24<sup>th</sup> day of March 2020 at 9:00 A.M. in the 2<sup>nd</sup> Floor Courtroom, Caldwell County Courthouse located at 110 S. Main Street, Lockhart, Texas at which time the following subjects will be discussed, considered, passed or adopted, to wit:***

**Call Meeting to Order**

**Invocation.**

**Pledge of Allegiance to the Flags.**

**(Texas Pledge:** Honor the Texas Flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible).

**Announcements.** Items or comments from Court members or staff.

**Citizens' Comments.** At this time any person may speak to Commissioners Court if they have filled out a Caldwell County Commissioners Court Participation Form. Comments will be limited to four (4) minutes per person. No action will be taken on these items and no discussion will be had between the speaker(s) and members of the Court. The Court does retain the right to correct factual inaccuracies made by the speakers. (If longer than 30 minutes, then the balance of comments will continue as the last agenda item of the day).

Pursuant to Executive Order GA08, relating to Covid-19 preparedness and mitigation, access to the 2<sup>nd</sup> Floor Courtroom will be limited to the County Judge, Commissioners, essential staff, and one (1) other person at a time. These measures are necessary to abide by the Governor's Executive Order and are intended to facilitate communication between members of the public and public officials. Participants and speakers will be allowed to enter the courtroom when the Court takes up their respective item on the agenda. The meeting will be broadcast over the internet and may be viewed at <http://www.co.caldwell.tx.us/page/caldwell.CommissionersCourtLive-OnDemand>

**CONSENT AGENDA.** (The following consent items may be acted upon in one motion).

- 1. Approve payment of County invoices and County Purchase Orders in the amount of \$507,655.28; Backup: 33**
- 2. Ratify re-occurring County Payments**
  - A. \$337,011.38 (Payroll 2/16/2020 – 2/29/2020); Backup: 22**
  - B. \$101,706.14 (Payroll Tax 2/16/2020 – 2/29/2020); Backup: 2**
  - C. \$70,930.36 (DMV); Backup: 2**
  - D. \$74.22 (TPWD Comptroller); Backup: 3**
  - E. \$358,297.11 (DMV Comptroller); Backup: 13**

3. To accept the February 2020 County Extension Agent Report for Wayne Morse. Backup: 3
4. To accept the February 2020 County Extension Agent Report for Aaron McCoy. Backup: 4
5. To accept the February 2020 Collection report from the Caldwell County Appraisal District. Backup: 4
6. To accept the Caldwell County Appraisal District Board of Directors' Resolution proposing Budget Amendment. Backup: 3
7. To accept Commissioner Shelton's education certificate of completion from the County Judges and Commissioners Association. Backup: 2
8. To accept Commissioner Roland's education certificate of completion from the County Judges and Commissioners Association. Backup: 2

#### **AGENDA ACTION ITEMS**

9. **Discussion/Action** regarding the burn ban. **Speaker: Judge Haden / Hector Rangel; Backup: None; Cost: None**
10. **Discussion/Action** to approve Resolution 14-2020 to enter a local transportation (AFA) Advance Funding Agreement to provide funding for Rehabilitation for the CR 224 bridge over Elm Creek Branch. **Speaker: Judge Haden; Backup: 2; Cost: None**
11. Discussion/Action to approve Resolution 15-2020 to enter a local transportation (AFA) Advance Funding Agreement to provide funding for Rehabilitation for the CR 205 bridge over Plum Creek Branch. **Speaker: Judge Haden; Backup: 2; Cost: None**
12. **Discussion/Action** to consider amendments to Resolution 11-2020 authorizing both the County Judge and County Auditor as signatories for contractual and financial documents pertaining to the Texas General Land Office Infrastructure Grant 20-065-020-C066. **Speaker; Judge Haden/ Dennis Engelke; Backup: 2; Cost: None**
13. **Discussion/Action** to consider the approval of a drawdown of \$79,888.37 for expenditures pertaining to the rendering of professional services in the execution of the Texas General Land Office Infrastructure Grant 20-065-020-C066. **Speaker: Judge Haden/ Dennis Engelke; Backup: 4; Cost: None**
14. **Discussion/Action** to consider adopting Amendment No. 1 to the Caldwell County Grant Administration and Environmental Services Contract by replacing dollar figures with percentage figures for grant administrative services pertaining to the GLO Infrastructure by Buyout Program Grant. **Speaker; Judge Haden/ Dennis Engelke; Backup: 2; Cost: None**
15. **Discussion/Action** to approve Budget Amendment #23 for travel and training proceeds received from CATC and HHTX. **Speaker: Judge Haden; Backup: 4; Cost: Net Zero**
16. **Discussion/Action** to approve Budget Amendment #24 for District Clerk to transfer money from Machinery and Equipment to Training. **Speaker: Judge Haden; Backup: 2; Cost: Net Zero**

17. **Discussion/Action** to approve Budget Amendment #25 to align revenue to insurance proceeds revenue line item and repairs & maintenance expense line item. **Speaker: Judge Haden; Backup: 10; Cost: Net Zero**
18. **Discussion/Action** to authorize execution of Capital Area Emergency Communications District Interlocal Agreement for 911 GIS Database Management. **Speaker: Judge Haden; Backup: 26; Cost: None**
19. **Discussion/Action** to discuss the statutory County Child Abuse Prevention Fund and Child Safety fees. **Speaker: Judge Haden; Backup: 8; Cost: None**
20. **Discussion/Action** to authorize the Unit Road Director and/or County Engineer to amend and update development construction standards. **Speaker: Judge Haden/ Kasi Miles/ Tracy Bratton; Backup: 5; Cost: None**
21. **Discussion/Action** to discuss amending the Development Ordinance. **Speaker: Judge Haden/ Kasi Miles/ Tracy Bratton; Backup: 8; Cost: None**
22. **Discussion/Action** to discuss an adoption fee of \$250 for subdivision Applicant Meetings after they have a pre-application meeting. **Speaker: Judge Haden/ Kasi Miles/ Tracy Bratton; Backup: 1; Cost: None**
23. **Discussion/Action** to accept the Texas Department of Family and Protective services Grant Contract effective December 1, 2019 to September 30, 2025. **Speaker: Judge Haden/ Dennis Engelke; Backup: 41; Cost: None**
24. **Discussion/Action** to discuss the creation of a policy and procedure for employee compensation in the event of County mandated closure due to COVID-19 or other local emergency declaration. **Speaker: Judge Haden; Backup: 1; Cost: None**
25. **Discussion/Action** to discuss paying Mr. Joe Colley for the damages to his vehicle tires while traveling on Homannville Trail. **Speaker: Joe Roland; Backup: 1; Cost: None**
26. **Discussion/Action** to consider the approval of the Preliminary Plat for Rebecca's Crossing Subdivision to include 18 lots on approximately 55.56 acres located at the southwest corner of State Highway 80 and Callihan Road (CR 112). **Speaker: Commissioner Theriot/ Kasi Miles/ Tracy Bratton; Backup: 28; Cost: None**
27. **Discussion/Action** to consider the approval of the Final Plat for Atticus Acres Subdivision to include 16 lots on approximately 42.49 acres located on Washburn Road (CR 115) and Union Hill Road (CR 123). **Speaker: Commissioner Shelton/ Kasi Miles/ Tracy Bratton; Backup: 71; Cost: None**

**28. Adjournment.**

As authorized by Chapter 551 of the Texas Government Code, the Commissioners Court of Caldwell County, Texas reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any of the matters listed above. The Court may adjourn for matters that may relate to Texas Government Code Section 551.071(1) (Consultation with Attorney about pending or contemplated litigation or settlement offers); Texas Government Code Section 551.071(2) (Consultation with Attorney when the attorney's obligations under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas conflicts with Chapter 551 of the Texas Government Code); Texas Government Code Section 551.072 (Deliberations about Real Property); Texas Government Code Section 551.073 (Deliberations about Gifts and Donations); Texas Government Code Section 551.074 (Personnel Matters); Texas Government Code Section 551.0745 (Deliberations about a County Advisory Body); Texas Government Code Section 551.076 (Deliberations about Security Devices); and Texas Government Code Section 551.087 (Economic Development Negotiations). In the event that the Court adjourns into Executive Session, the Court will announce under what section of the Texas Government Code the Commissioners Court is using as its authority to enter into an Executive Session. The meeting facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the County Judge's office at 512-398-1808 for further information. [www.co.caldwell.tx.us](http://www.co.caldwell.tx.us)

**FIRST SUPPLEMENTAL NOTICE OF EMERGENCY ADDITION TO AGENDA  
COMMISSIONERS' COURT OF CALDWELL COUNTY, TEXAS**



**Whereas**, the County Engineer has identified County infrastructure that has rapidly deteriorated and is at risk of imminent failure or collapse, specifically, the stream crossing on Political Road located approximately 1,100 feet south of Highway 80;

**Whereas**, the condition of this crossing poses an imminent threat to public health and safety and therefore constitutes an urgent public necessity that requires immediate action; and


**Whereas**, the matters identified on this First Supplemental Notice of Emergency Addition to Agenda are directly related to responding to the emergency or urgent public necessity identified herein;

***NOW THEREFORE, pursuant to Texas Government Code Section 551.045, notice is hereby given that the following item(s) are emergency additions to the Agenda for the Caldwell County Commissioners Court meeting scheduled for Tuesday, the 24<sup>th</sup> day of March 2020 at 9:00 A.M. in the 2<sup>nd</sup> Floor Courtroom, Caldwell County Courthouse located at 110 S. Main Street, Lockhart, Texas***

**1. Discussion/Action regarding emergency Political Road Bridge repair. Speaker: Commissioner Theriot; Dennis Engelke; Donald LeClerc; Tracy Bratton. Backup: 5; Cost: TBD.**

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3/20/2020 3:35pm

## Caldwell County Agenda Item Request Form

**To: All Elected Officials and Department Heads** – Hand deliver or scan & email to [hoppy.haden@co.caldwell.tx.us](mailto:hoppy.haden@co.caldwell.tx.us) and [ezzy.chan@co.caldwell.tx.us](mailto:ezzy.chan@co.caldwell.tx.us) . Deadline is 5:00 pm Tuesday before the Regular meetings, however, please submit this completed form ASAP. "Anything missing will cause the Agenda Item to be held over to the next Regular meeting," according to our Rules & Procedures.

**AGENDA DATE:** 03/24/2020

### Type of Agenda Item

☐ Consent   ☒ Discussion/Action   ☐ Executive Session   ☐ Workshop  
☐ Public Hearing

What will be discussed? What is the proposed motion?  
regarding Political Road Bridge Repair

**1. Costs:**

☐ Actual Cost or ☒ Estimated Cost \$ TBD

Is this cost included in the County Budget? \_\_\_\_\_

Is a Budget Amendment being proposed? \_\_\_\_\_

**2. Agenda Speakers:**

	<u>Name</u>	<u>Representing</u>	<u>Title</u>
(1)	<u>Ed Theriot</u>		
(2)	<u>Dennis Engelke</u>		
(3)	<u>Donald LeClerc</u>		

**3. Backup Materials:**

☒ None   ☐ To Be Distributed   1 total # of backup pages  
(including this page)

4. Per Ed Theriot  
**Signature of Court Member**

3/20/2020  
**Date**



7401B Highway 71 West, Suite 160  
Austin, TX 78735  
Office: 512.583.2600  
Fax: 512.583.2601

[Doucetengineers.com](http://Doucetengineers.com)

March 20, 2020

Judge Hoppy Haden  
Caldwell County  
110 South Main  
Lockhart, TX 78644

RE: Political Road (Culvert Crossing south of Highway 80)

Judge Haden,

Doucet & Associates is designing improvements to four stream crossings that are part of a Community Development Block Grant. One of the four stream crossings is on Political Road approximately 1,100 feet south of Highway 80. During the process of making initial field observations of this site, we observed the condition of the existing culverts. Our engineer for the grant funded stream project, Colin Slagle, brought photos of the Political Road culverts to me expressing his concern over the condition and safety of the roadway. Upon reviewing the photographs and discussing with Mr. Slagle his observations from the site, we believe that the current situation poses a threat to public health and safety.

From observations upstream and downstream of the culverts, it is apparent that much, if not all, of the backfill has been washed away from around the culverts. As a result, the concrete – intended only as a wearing surface – is acting as a “bridge” supported by the two, highly corroded, culverts. This concrete is not designed to bear loads without continuous soil underneath. As a result, it is possible for the concrete to suddenly give way under the load of a vehicle with the potential of overturning that vehicle in to the substantial, water-filled hole in the stream bed downstream of the culverts.

To protect the safety of the public, we believe it is an urgent public necessity that immediate action be taken to remove the current crossing and replace it with a temporary low-water crossing or reinforce the driving surface so that loads are distributed over large area until the grant funded project can make a permanent repair.

Regards,

Tracy A. Bratton, P.E.  
Division Manager, Land Development  
Doucet & Associates, Inc.

TBPE Firm # 3937

State of Texas Surveying Firm Certification # 10105800

COMMITMENT YOU EXPECT.  
EXPERIENCE YOU NEED.  
PEOPLE YOU TRUST.

cc: Commissioner Ed Theriot  
Judy Langford, Langford Community Services  
Colin Slagle, Doucet & Associates  
Donald Leclerc, Unit Road Director

Looking Downstream (note hole in concrete driving surface)



View from Upstream



View from Downstream (note apparent hollow areas behind concrete and around pipes)

