

**STATE OF TEXAS
COUNTY OF LEON**

**IN THE COMMISSIONERS COURT
OF LEON COUNTY, TEXAS**

On this the 26th day of April 2023, the Commissioners Court of Leon County, Texas, met for its regularly scheduled meeting at 9:30 a.m. with the following members present:

Byron Ryder – County Judge
Joey Sullivan – Commissioner Pct. No. 1
Paul Bing – Commissioner Pct. No. 2
Kyle Workman – Commissioner Pct. No. 3
T. J. Foley – Commissioner Pct. No. 4

Together with County Clerk Christie Wakefield, serving as an ex-officio member of the Commissioners Court, Assistant County Auditor Debbie Reeder, County Attorney Keith Cook, EOC Director Bob Hickman, and Sheriff Kevin Ellis.

1. OPEN MEETING WITH PRAYER AND PLEDGES.

Commissioner Workman opened the meeting with prayer; pledges to the American and Texas flag were rendered.

2. DISCUSS AND POSSIBLY TAKE ACTION ON CLAIMS DUE.

Commissioner Sullivan made a motion, seconded by Commissioner Foley to approve the claims due.

MOTION CARRIED.

(COPY FOLLOWS)

3. DISCUSS AND POSSIBLY TAKE ACTION ON MINUTES FROM THE PREVIOUS MEETING.

Commissioner Sullivan made the motion, seconded by Commissioner Foley to approve the minutes from the previous sessions.

MOTION CARRIED.

4. REVIEW AND APPROVE PAYROLL TO BE ISSUED.

Commissioner Workman made a motion, seconded by Commissioner Foley to approve the April 21, 2023, payroll.

MOTION CARRIED.

(COPY FOLLOWS)

5. PUBLIC COMMENTS #1.

None submitted.

6. LEON COUNTY CHILD WELFARE BOARD RESIGNATIONS AND APPOINTMENTS. RESIGNATIONS: PEGGY IVEY AND KAREN PRESTON. ADDITIONS: WENDY BALDWIN, TINA CARTER, AND JONI SEALE AND TAKE ANY ACTION NECESSARY.

Commissioner Workman made a motion, seconded by Commissioner Sullivan to approve the resignations and appointments.

MOTION CARRIED.**7. BRIAN DUBOIS WITH TXDOT HERE TO GIVE AN UPDATE AND GET A SIGNATURE ON THE (5) ADVANCE FUNDING AGREEMENTS UNDER IIJA 100% FUNDING AND TAKE ANY ACTION NECESSARY.**

Commissioner Foley made a motion, seconded by Commissioner Bing to approve the agreement.

MOTION CARRIED.

(COPY FOLLOWS)

**8. WITH APRIL BEING NATIONAL VOLUNTEER MONTH, AGRILIFE EXTENSION
HERE TO RECOGNIZE VOLUNTEER EFFORTS IN LEON COUNTY, ESPECIALLY
THOSE VOLUNTEERS THAT ASSIST WITH EXTENSION PROGRAMS IN LEON
COUNTY.**

Presentation only, no action taken.

(COPY FOLLOWS)

**9. DISCUSS AND POSSIBLY TAKE ACTION ON PROCLAMATION FOR THE 2023
SOIL AND WATER STEWARDSHIP WEEK APRIL 30-MAY 7, 2023.**

Commissioner Sullivan made a motion, seconded by Commissioner Bing to approve the proclamation.

MOTION CARRIED.

(COPY FOLLOWS)

10. DISCUSS AND POSSIBLY TAKE ACTION ON THE SEXUAL ASSAULT RESOURCE CENTER (SARC) RESPECTFULLY REQUESTING \$2,000 FOR THE CURRENT YEAR TO ASSIST IN MAINTAINING THE ADULT SEXUAL ASSAULT RESPONSE TEAM IN LEON COUNTY.

Commissioner Sullivan made a motion, seconded by Commissioner Foley to table this agenda item.

MOTION CARRIED; ITEM TABLED.

11. DISCUSS AND POSSIBLY TAKE ACTION ON REQUEST FROM LEON COUNTY MASTER GARDENERS (LONG RANGE PLANNING COMMITTEE) TO OBTAIN A PIECE OF PROPERTY BEHIND ANNEX 1.

Commissioner Sullivan made a motion, seconded by Commissioner Foley to take no action.

MOTION CARRIED.

12. DISCUSS AND POSSIBLY TAKE ACTION ON APPROVING THE CITY OF CENTERVILLE PLAT/MAP PREVIOUSLY APPROVED BY THE CITY OF CENTERVILLE.

Commissioner Sullivan made a motion, seconded by Commissioner Bing to approve the plat.

MOTION CARRIED.

13. DISCUSS AND POSSIBLY TAKE ACTION ON ROAD USE AGREEMENT (12 MONTHS) AND PIPELINE AGREEMENT (6 MONTHS) IN PRECINCTS 3 AND 4 BETWEEN LEON COUNTY AND COMSTOCK OIL AND GAS.

Commissioner Foley made a motion, seconded by Commissioner Workman to approve both road use and pipeline agreements.

MOTION CARRIED.

(COPY FOLLOWS)

14. DISCUSS AND POSSIBLY TAKE ACTION ON ROAD USE AGREEMENT (HODGE SERVICES) FOR CR 288, 282, AND 274 IN PCT. 2.

Commissioner Bing made a motion, seconded by Commissioner Workman to approve the 45-day agreement.

MOTION CARRIED.

(COPY FOLLOWS)

15. DISCUSS AND POSSIBLY TAKE ACTION ON ROAD USE AGREEMENT (J&C LOGGING) FOR CR 292 AND CR 2921 IN PCT. 2.

Commissioner Bing made a motion, seconded by Commissioner Foley to approve the 45- day agreement.

MOTION CARRIED.

(COPY FOLLOWS)

16. DISCUSS AND POSSIBLY TAKE ACTION ON ROAD USE AGREEMENT AND/OR PIPELINE AGREEMENT (SPECTRUM) FOR CR 139, CR113, PR 1215, CR 115, CR 277, CR 123/ALABAMA ROAD.

Commissioner Sullivan made a motion, seconded by Commissioner Bing to approve the 180-day agreement.

MOTION CARRIED.

(COPY FOLLOWS)

17. DISCUSS AND POSSIBLY TAKE ACTION ON ROAD USE AGREEMENT AND/OR PIPELINE AGREEMENT (SPECTRUM) FOR CR 336, CR 337, CR 340 AND CR 339.

Commissioner Workman made a motion, seconded by Commissioner Foley to table this agenda item.

MOTION CARRIED; ITEM TABLED.

18. DISCUSS AND POSSIBLY TAKE ACTION ON APPROVING THE 1ST QUARTER 2023 INVESTMENT REPORT.

Commissioner Workman made a motion, seconded by Commissioner Foley to approve the report.

MOTION CARRIED.

(COPY FOLLOWS)

19. DISCUSS AND POSSIBLY TAKE ACTION ON ACTIVE 9-1-1 USERS AND PAYMENT.

Commissioner Sullivan made a motion, seconded by Commissioner Bing to approve the list and remove the recommended names, including Linda Richardson.

MOTION CARRIED.

(COPY FOLLOWS)

20. DISCUSS AND POSSIBLY TAKE ACTION ON REMOVING EQUIPMENT FROM THE HUFFMAN TOWER.

Commissioner Foley made a motion, seconded by Commissioner Sullivan to have Nalcom remove ground equipment, refurbish as needed, and place equipment on the new tower or place in EOC storage, cancel the Huffman Tower lease, and stop payment.

MOTION CARRIED.

21. DISCUSS AND POSSIBLY TAKE ACTION ON NALCOM MAINTENANCE AGREEMENT ON TOWERS.

Commissioner Foley made a motion, seconded by Commissioner Bing to approve the agreement, with the stipulation that each county department or VFD will be financially responsible for any needed repairs and/or equipment. Funds to cover this lease will be moved from Contingency to EOC line item in the budget.

MOTION CARRIED.

(COPY FOLLOWS)

22. DISCUSS AND POSSIBLY TAKE ACTION ON LEON COUNTY COVID-19 POLICY.

Commissioner Sullivan made a motion, seconded by Commissioner Workman to eliminate the COVID-19 policies.

MOTION CARRIED.

23. DISCUSS AND POSSIBLY TAKE ACTION ON JAIL RENOVATION PROJECT.

Commissioner Workman made a motion, seconded by Judge Ryder to suspend the jail project, allocate \$1 million to Communications.

VOTE BREAKDOWN:

No: Sullivan, Bing

Yes: Ryder, Workman, Foley

MOTION CARRIED.

24. BUDGET AMENDMENTS AND TAKE ANY ACTION NECESSARY.

None submitted.

25. LINE ITEMS TRANSFERS AND TAKE ANY ACTION NECESSARY.

Commissioner Sullivan made a motion, seconded by Commissioner Bing to approve line-item transfers in the amount of \$12,250.

MOTION CARRIED.

(COPY FOLLOWS)

**26. DISCUSS AND POSSIBLY TAKE ACTION ON THE FOLLOWING MONTHLY
REPORTS PER THE LOCAL GOVERNMENT CODE, SECTION 114.044.**

Commissioner Foley made a motion, seconded by Commissioner Sullivan to approve the following reports:

District Clerk: Feb. 2023, March 2023

JP 1, 2 and 4: March 2023

MOTION CARRIED.

(COPY FOLLOWS)

27. DISCUSS AND POSSIBLY TAKE ACTION ON APPROVAL OF THE COUNTY TREASURER'S MONTHLY REPORT AND AUTHORIZE AFFIDAVIT OF SAME, IN ACCORDANCE WITH LOCAL GOVERNMENT CODE 114.026.

None submitted.

28. DISCUSS AND POSSIBLY TAKE ACTION ON DONATION(S) AND/OR REIMBURSEMENT(S).

None submitted.

29. PURCHASE AND/OR SELLING REQUEST AND TAKE ANY ACTION NECESSARY.

A. DISCUSS AND POSSIBLY TAKE ACTION ON SELLING THE 2014 DODGE VAN ASSIGNED TO SENIOR NUTRITION.

Commissioner Workman made a motion, seconded by Commissioner Foley to sell the van via SWICO Auction, with a minimum bid of \$500-\$1000, (depending on Kelly Blue Book values), and to allocate the proceeds of the sale to Contingency.

MOTION CARRIED.

Commissioner Sullivan made a motion, seconded by Commissioner Workman to take funds from Contingency to repair the power steering in the other Senior Nutrition van.

MOTION CARRIED.

30. DISCUSS AND POSSIBLY TAKE ACTION ON RETAINING THE UNDERWOOD LAW FIRM TO REPRESENT THE COUNTY REGARDING TAX ABATEMENT APPLICATIONS AND AGREEMENTS AS PROVIDED IN CHAPTER 312 OF THE TEXAS TAX CODE.

Commissioner Bing made a motion, seconded by Commissioner Sullivan to retain the law firm.

VOTE BREAKDOWN:

Yes: Ryder, Sullivan, Foley, Bing

ABSTAIN: Workman

MOTION CARRIED.

(COPY FOLLOWS)

31. CLOSE REGULAR SESSION AND OPEN EXECUTIVE SESSION UNDER TEXAS GOVERNMENT CODE 551.074 (PERSONNEL MATTERS) 551.087 (ECONOMIC DEVELOPMENT) AND 551.071 (CONSULTATION WITH ATTORNEY)

Regular session closed at 11:19 a.m. on Monday, April 26, 2023.

32. OPEN EXECUTIVE SESSION.

33. DISCUSS REGARDING POSSIBLE TAX ABATEMENT AGREEMENT WITH MISAE SOLAR IV LLC, PURSUANT TO CHAPTER 312 OF THE TEXAS TAX CODE.

34. DISCUSS THE EXPO MANAGERS JOB.

35. DISCUSS GENERAL WORKERS AT EXPO.

36. DISCUSS PERSONNEL ISSUES AT THE AUDITORS OFFICE.

37. CLOSE EXECUTIVE SESSION.

38. RESUME REGULAR SESSION.

Regular session opened at 12:10 p.m. on Wednesday, April 26, 2023.

39. DISCUSS REGARDING POSSIBLE TAX ABATEMENT AGREEMENT WITH MISAE SOLAR IV LLC, PURSUANT TO CHAPTER 312 OF THE TEXAS TAX CODE.

Discussion only; no action taken.

40. DISCUSS AND POSSIBLY TAKE ACTION ON THE EXPO MANAGERS JOB

Commissioner Bing made a motion, seconded by Commissioner Workman to hire Dennis Mizell as full-time Expo Center manager, with a salary of \$47,500, with the stipulation that he will attend Jailers School, with a probation period of 3 months.

MOTION CARRIED.

41. DISCUSS AND POSSIBLY TAKE ACTION ON GENERAL WORKERS AT THE EXPO.

Judge Ryder made a motion, seconded by Commissioner Workman to hire 1 additional worker at a beginning rate of \$15.92 per hour, and to increase Hunter's hourly rate to \$17.93.

MOTION CARRIED.

42. DISCUSS AND POSSIBLY TAKE ACTION ON PERSONNEL ISSUES AT THE AUDITORS OFFICE.

Commissioner Workman made a motion, seconded by Commissioner Foley to solicit input from the district judges.

MOTION CARRIED.

43. PUBLIC COMMENTS #2.

State Representative Angelia Orr's newly appointed District Director Linday Kimbrell introduced herself.

44. COMMISSIONERS OPEN FORUM.

None submitted.

45. ADJOURN.

Commissioner Workman made a motion, seconded by Commissioner Foley to adjourn.

MOTION CARRIED; MEETING ADJOURNED.

SIGNED AND APPROVED this the _____ day of _____, 2023.

Byron Ryder, County Judge

Joey Sullivan, Commissioner Pct. No. 1

Paul Bing, Commissioner Pct. No. 2

Kyle Workman, Commissioner Pct. No. 3

T.J. Foley, Commissioner Pct. No. 4

ATTEST:

Christie Wakefield, Leon County Clerk