

**STATE OF TEXAS
COUNTY OF LEON**

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

On this the 14th day of August 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, County Auditor Melissa Abney, County Attorney Keith Cook, Expo Manager Dennis Mizell, and Sheriff Kevin Ellis.

1. OPEN MEETING WITH PRAYER AND PLEDGES.

Pastor Allen Crosby of First Baptist Church in Jewett 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 Bing to approve the claims due.

MOTION CARRIED.

(COPY FOLLOWS)

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

Commissioner Sullivan made a motion, seconded by Commissioner Bing to approve all proposed minutes from previous minutes as submitted.

MOTION CARRIED.

4. REVIEW AND APPROVE PAYROLL TO BE ISSUED.

Commissioner Workman made a motion, seconded by Commissioner Foley to approve the July 28, 2023, and Aug 11, 2023, payroll.

MOTION CARRIED.

(COPIES FOLLOW)

5. PUBLIC COMMENTS #1.

None submitted.

6. DISCUSS AND POSSIBLY TAKE ACTION ON ALLOWING THE CENTERVILLE ARTS COMMISSION TO USE THE SQUARE FOR ART IN THE PARK NOVEMBER 4, 2023.

Commissioner Sullivan made a motion, seconded by Commissioner Bing to approve the use of the square.

MOTION CARRIED.**7. DISCUSS AND POSSIBLY TAKE ACTION ON ALLOWING CHRISTMAS ON THE SQUARE DECEMBER 9, 2023 (SHELLY PAYNE).**

Commissioner Sullivan made a motion, seconded by Commissioner Bing to approve the use of the square.

MOTION CARRIED.**8. DISCUSS AND POSSIBLY TAKE ACTION ON THE REPLAT OF LOT 27-A AND LOT 27-B IN THE 6RS RANCH SUBDIVISION.**

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

MOTION CARRIED.**9. DISCUSS AND POSSIBLY TAKE ACTION ON THE REPLAT OF LOT 57 AND LOT 58 IN THE THREE LAKES RANCH LLC SUBDIVISION.**

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

MOTION CARRIED; ITEM TABLED.

10. DISCUSS AND POSSIBLY TAKE ACTION ON FUNDING FOR THE REPAIRS TO THE SOCIAL SERVICES FORD TRANSIT CLIENT TRANSPORT VAN.

Commissioner Foley made a motion, seconded by Commissioner Bing to approve the estimate from Palestine Transmission of a maximum of \$7,500, with funds to be taken from Contingency.

MOTION CARRIED.

11. DISCUSS AND POSSIBLY TAKE ACTION ON THE IMPOSITION OF \$10 DMV OPTIONAL FEE FOR CALENDAR YEAR 2024.

Commissioner Workman made a motion, seconded by Commissioner Foley to reapprove the optional fee.

MOTION CARRIED.

(COPY FOLLOWS)

**12. DISCUSS AND POSSIBLY TAKE ACTION ON UPDATING THE LEON COUNTY
RIGHT-OF-WAY/MASS GATHERING PERMIT REQUEST APPLICATION.**

Commissioner Workman made a motion, seconded by Commissioner Bing to approve the updates.

MOTION CARRIED.

(COPY FOLLOWS)

13. DISCUSS AND POSSIBLY TAKE ACTION ON ANIMAL POLICY AT THE LEON COUNTY EXPO.

Commissioner Workman made a motion, seconded by Commissioner Foley to approve the policy, with the amendment of replacing “shall” to “may” on animals at the Expo as follows:

“Any unattended animals in violation of these rules may be captured and housed at the determined facility for the prescribed period at the owner’s expense. Animals that are not claimed within the prescribed period will be euthanized.”

MOTION CARRIED.

(COPY FOLLOWS)

**14. DISCUSS AND POSSIBLY TAKE ACTION ON APPROVING THE ANNUAL
CONTRACT FROM SOUTHERN HEALTH PARTNERS FOR THE MEDICAL
SERVICES AT THE LEON COUNTY JAIL.**

Commissioner Workman made a motion, seconded by Commissioner Sullivan to approve the contract.

MOTION CARRIED.

(COPY FOLLOWS)

**15. DISCUSS AND POSSIBLY TAKE ACTION ON APPROVING THE 2024 SHERIFF
AND CONSTABLES FEES FOR LEON COUNTY.**

Commissioner Sullivan made a motion, seconded by Commissioner Workman to approve the 2024 fee schedule.

MOTION CARRIED.

(COPY FOLLOWS)

**16. DISCUSS AND POSSIBLY TAKE ACTION ON THE JAIL COMMISSARY AUDIT
(10/1/21-9/30/22)**

Commissioner Workman made a motion, seconded by Commissioner Sullivan to approve the audit.

MOTION CARRIED.

(COPY FOLLOWS)

17. DISCUSS AND POSSIBLY TAKE ACTION ON PURCHASING FURNITURE FOR THE INVESTIGATOR'S OFFICE.

Commissioner Foley made a motion, seconded by Commissioner Sullivan to approve the \$4045 purchase.

MOTION CARRIED.

18. DISCUSS AND POSSIBLY TAKE ACTION ON APPROVAL FOR FORFEITURE OF CONTRABAND MONEY

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

MOTION CARRIED.

Commissioner Workman made a motion, seconded by Commissioner Sullivan to rescind this motion.

MOTION CARRIED.

Commissioner Workman made a motion, seconded by Commissioner Sullivan to approve the budget for the monies.

MOTION CARRIED.

(COPY FOLLOWS)

19. DISCUSS AND POSSIBLY TAKE ACTION ON ADJUSTING FENCE LINE(S) AND CLEARING AT THE INTERSECTION OF CR 391 AND CR 348 TO ALLOW FOR GREATER VISIBILITY AND INCREASED SAFETY.

Commissioner Sullivan made a motion, seconded by Commissioner Workman to approve the adjustments and clearing.

MOTION CARRIED.

20. DISCUSS AND POSSIBLY TAKE ACTION ON APPROVAL FOR PROGRESS PAYMENT REQUEST FROM ELECTRA LINK, INC. FOR MATERIALS.

Commissioner Sullivan made a motion, seconded by Commissioner Bing to approve a \$23,000 progress payment.

MOTION CARRIED.

21. DISCUSS AND POSSIBLY TAKE ACTION ON REIMBURSEMENT OF KIMBERLY DAY FOR THE RING LOST FROM THE POSSESSION OF THE LEON COUNTY JAIL.

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

MOTION CARRIED; ITEM TABLED.

22. DISCUSS AND POSSIBLY TAKE ACTION ON THE FOLLOWING ITEMS AT THE EXPO.

A. DENNIS MIZELL JOINING THE LEAGUE OF AGRICULTURAL AND EQUINE CENTERS ANNUAL SYMPOSIUM. ANNUAL FEE OF \$350 WHICH GIVES YOU ACCESS TO ALL OF OUR MEMBERS, FORUMS, PROGRAMS, MANUALS, ETC.

Commissioner Workman made a motion, seconded by Commissioner Foley to approve this membership.

MOTION CARRIED.

B. TRAPPING ANIMALS AT THE EXPO TO BE TAKEN TO THE BUFFALO ANIMAL CLINIC AT A COST OF \$23 PER DAY (WEEKDAY) AND \$30 PER DAY ON THE WEEKEND.

Commissioner Workman made a motion, seconded by Commissioner Foley to send this agenda item for the Expo Committee to consider.

MOTION CARRIED.

C. PURCHASING A LIVE TRAP AT THE COST OF \$455.

Commissioner Workman made a motion, seconded by Commissioner Foley to send this agenda item for the Expo Committee to consider.

MOTION CARRIED.

D. USE OF THE EXPO WATER WELL, FLO WATER LAST MONTH WAS \$1,575.00. THIS WELL IS DESIGNED TO FILL A STORAGE TANK, NOT TO SERVICE THE BUILDING, AROUND \$8,000 TO \$10,000 TO FIX IT CORRECTLY TO SERVICE THE EXPO.

Commissioner Workman made a motion, seconded by Commissioner Foley to pay up to \$300 for Greg Long to install a valve.

MOTION CARRIED.

E. TESTING OF THE WATER \$575.00 FOR THE TCEQ TEST \$35 MONTHLY

Commissioner Workman made a motion, seconded by Commissioner Foley to send this agenda item for the Expo Committee to consider.

MOTION CARRIED.

F. MOVING THE WATER LINE THAT SERVICES THE RV PARK THAT PARALLELS THE SERVICE ROAD INTO THE RV PARK, MIGHT POSSIBLY HAVE 6 TO 7 FEET OF FILL OVER THE LINE. IF APPROVED, DOES THIS NEED TO GO OUT FOR A BID OR CAN WE USE GREG LONG THAT WE HAVE A CONTRACT WITH.

Commissioner Workman made a motion, seconded by Commissioner Foley to send this agenda item for the Expo Committee to consider.

MOTION CARRIED.

G. INSTALLING UNDERGROUND DRAINAGE FOR GUTTER DOWNSPOUTS ARENA 1 FRONT AND BACK, THIS NEEDS TO BE DONE BEFORE WE GRADE THAT AREA FOR NATURAL DRAINAGE. I WOULD LIKE TO GET WITH ISBELL TO DISCUSS THE WATER SHED FROM THE ROOF TO DETERMINE THE PIPE SIZE AND DISCHARGE POINT. IF APPROVED, I WILL DRAW UP THE SCOPE OF WORK AND SEND TO DEBBIE FOR BID.

Commissioner Workman made a motion, seconded by Commissioner Foley to send this agenda item for the Expo Committee to consider.

MOTION CARRIED.

H. FUTURE RV HOOKUPS ON THE WEST SIDE OF ARENA 1, POSSIBLE GET 25 TO 28 WALL MOUNTED 30/50 AMP PLUGS TO INCLUDE WATER CONNECTIONS OFF THE EXISTING UNDERGROUND SUPPLY LINE. IF APPROVED, I WILL DRAW UP SCOPE OF WORK AND SEND TO DEBBIE FOR BID.

Commissioner Workman made a motion, seconded by Commissioner Foley to send this agenda item for the Expo Committee to consider.

MOTION CARRIED.

I. SELLING THE 2 USED ROPING CHUTES AT THE EXPO, MONEY TO BE PUT BACK IN THE EXPO BUDGET.

Commissioner Foley made a motion, seconded by Commissioner Workman to set a minimum bid of \$1,000 per chute.

MOTION CARRIED.

J. HAY PRODUCTION AT THE EXPO. SOIL SAMPLES ARE ALL GOOD PER DAVIS FEED AND SUPPLY, ITS RECOMMENDED THAT NO FERTILIZER NOR HERBICIDE BE APPLIED, BUT UTILIZE THE COMPOST PILE AND CHICKEN LITTER FOR ORGANIC MATTER, REEVALUATE IN EARLY SPRING. IF APPROVED, DO WE HAVE A VENDOR THAT SELLS AND SPREADS CHICKEN LITTER? IF NOT, RECOMMENDATIONS NEEDED. MY QUOTE WAS \$35 LITTER/SPREAD \$10 COMPOST PER TON.

Commissioner Workman made a motion, seconded by Commissioner Foley to send this agenda item for the Expo Committee to consider.

MOTION CARRIED.

K. UNDERGROUND DRAINAGE FOR ARENA 1 FRONT AND BACK, ARENA 2 FRONT SIDE. IF APPROVED, I WILL DRAW UP THE SCOPE OF WORK AND SEND TO DEBBIE FOR BID.

Commissioner Workman made a motion, seconded by Commissioner Foley to send this agenda item for the Expo Committee to consider.

MOTION CARRIED.

L. AG STORAGE BARN. TOMMY'S GROUP REQUEST 60 X 100 X 16 POLE TYPE BARK ESTIMATED COST \$80,000, OPEN SIDED, WALLS ON NORTH AND SOUTH ENDS, FLOOR SLAG OR ROAD BASE MATERIALS. IF APPROVED, I WILL DRAW UP SCOPE OF THE WORK AND SEND IT TO DEBBIE FOR BID.

Commissioner Workman made a motion, seconded by Commissioner Foley to send this agenda item for the Expo Committee to consider.

MOTION CARRIED.

M. PETTY CASH AT THE EXPO, ALSO PURCHASING A SMALL SAFE THAT WILL BOLT TO THE FLOOR OR WALL. IF APPROVED, YOU NEED TO APPROVE AN AMOUNT AND GET MS. DEBBIE TO ORDER A SAFE THAT WILL BOLT TO THE FLOOR OR WALL.

Commissioner Foley made a motion, seconded by Commissioner Workman to approve the purchase and installation of a small safe, to be bolted to floor; also to approve a petty cash drawer in the amount of \$250 cash, which will need to be reconciled daily in accordance with our Auditor's office policies.

MOTION CARRIED.

N. THE DIRT WORK AT NEW HORSE STALL BARN, WAITING ON THE UPDATED TOPO, IS THIS NECESSARY, MONIES SPENT UNNECESSARILY, FINISH ELEVATION OF THE HORSE STALL BARN WILL BE THE SAME AS ARENA 1, NATURAL SURFACE DRAINAGE BETWEEN ARENA 1 AND HORSE STALL BARN.

Commissioner Workman made a motion, seconded by Commissioner Foley to send this agenda item for the Expo Committee to consider.

MOTION CARRIED.

O. UNDERGROUND POWER AND WATER TO THE NEW STALL BARN.

Commissioner Workman made a motion, seconded by Commissioner Foley to send this agenda item for the Expo Committee to consider.

MOTION CARRIED.

P. ADDITIONAL RV HOOKUPS EST. 60 SPACES.

Commissioner Workman made a motion, seconded by Commissioner Foley to send this agenda item for the Expo Committee to consider.

MOTION CARRIED.

Q. LEON COUNTY LIVESTOCK STORAGE FACILITY.

Commissioner Workman made a motion, seconded by Commissioner Foley to send this agenda item for the Expo Committee to consider.

MOTION CARRIED.

R. NUCOR PROSPECT ON MATERIALS.

Commissioner Workman made a motion, seconded by Commissioner Foley to send this agenda item for the Expo Committee to consider.

MOTION CARRIED.

S. TOMMY NEYLAND AG PROJECT TRAILERS.

Commissioner Workman made a motion, seconded by Commissioner Foley to send this agenda item for the Expo Committee to consider.

MOTION CARRIED.

23. REVIEW AND APPROVE THE TREASURER'S 2ND QUARTER INVESTMENT REPORT.

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

MOTION CARRIED.

(COPY FOLLOWS)

24. DISCUSS AND POSSIBLY TAKE ACTION ON APPROVING THE HEALTHCARE PLAN, DENTAL PLAN, AND VISION PLAN FOR LEON COUNTY.

Commissioner Workman made a motion, seconded by Commissioner Bing to approve the healthcare plan, dental plan, and vision plan for the next budget year.

MOTION CARRIED.

25. DISCUSS AND POSSIBLY TAKE ACTION ON COMMISSIONER KYLE WORKMAN AS THE CONTACT PERSON TO OVERSEE COUNTY BUILDINGS.

Commissioner Foley made a motion, seconded by Commissioner Sullivan to approve designating Commissioner Workman as the contact.

MOTION CARRIED.

26. BUDGET AMENDMENTS AND TAKE ANY ACTION NECESSARY.

None submitted.

27. LINE ITEMS TRANSFERS AND TAKE ANY ACTION NECESSARY.

None submitted.

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

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

JP Precincts 1, 2: July 2023

MOTION CARRIED.

(COPY FOLLOWS)

29. 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.

Commissioner Workman made a motion, seconded by Commissioner Bing to approve the following reports:

July 2023

MOTION CARRIED.

(COPY FOLLOWS)

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

Commissioner Workman made a motion, seconded by Commissioner Foley to approve the following donations:

Senior Nutrition: \$3,000 from Cross Texas Transmission, \$753 in other cash donations

Precinct 3: in-kind donation of 10 tires

MOTION CARRIED.

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

A. DISCUSS AND POSSIBLY TAKE ACTION ON TRANSFERRING ROLLER BACK TO PRECINCT 3 FROM THE EXPO CENTER.

Commissioner Foley made a motion, seconded by Commissioner Sullivan to approve the transfer back, with the Expo Center having use of it as needed.

MOTION CARRIED.

B. DISCUSS AND POSSIBLY TAKE ACTION ON 9-1-1 ADDRESSING OFFICE PURCHASING AN EPSON T3170M WIRELESS MULTIFUNCTION WIDE FORMAT PRINTER. TOTAL COST APPROXIMATELY \$3,700.

Commissioner Foley made a motion, seconded by Commissioner Workman to order this printer, with the payment of it to be placed in next year's budget.

MOTION CARRIED.

C. DISCUSS AND POSSIBLY TAKE ACTION ON LEASING EQUIPMENT FOR PRECINCT 2.

Commissioner Bing made a motion, seconded by Commissioner Workman to use Government Capital to lease-to-own a motor grader and a loader.

MOTION CARRIED.

D. DISCUSS AND POSSIBLY TAKE ACTION ON BID TABULATION FOR IFB 2023-282 HORSE STALL BARN.

Commissioner Foley made a motion, seconded by Commissioner Workman to re-evaluate the specs and rebid.

MOTION CARRIED.

(COPY FOLLOWS)

E. DISCUSS AND POSSIBLY TAKE ACTION ON PRECINCT 3 PLACING AN ORDER TO PURCHASE A NEW MOTORGRADER USING A COMBINATION OF GRANT FUNDING AND FINANCING.

Commissioner Workman made a motion, seconded by Commissioner Bing to take ARPA balance after acquiring the mulching head and apply it to a new motor grader, and to use Government Capital to pay the remaining balance.

MOTION CARRIED.

F. DISCUSS AND POSSIBLY TAKE ACTION ON PRECINCT 3 USING GRANT FUNDING TO PURCHASE A MULCHING HEAD FOR OUR EXTRACTOR TO FACILITATE DEBRIS AND ROW CLEARING/CLEANING.

Commissioner Workman made a motion, seconded by Commissioner Foley to allow the use of ARPA funds for the purchase.

MOTION CARRIED.

G. DISCUSS AND POSSIBLY TAKE ACTION ON BID TABULATION FOR IFB 2024-301 SOLID WASTE DISPOSAL.

Commissioner Foley made a motion, seconded by Commissioner Workman to award the bid to vendor #1, Texas Commercial Waste.

MOTION CARRIED.

(COPY FOLLOWS)

H. DISCUSS AND POSSIBLY TAKE ACTION ON BID TABULATION FOR IFB-2024-301 PUG MIXING OF OIL SAND.

Commissioner Workman made a motion, seconded by Commissioner Bing to award the bid to J&B.

MOTION CARRIED.

(COPY FOLLOWS)

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

Regular session closed at 10:51 A.M. on Monday, Aug. 14, 2023.

33. OPEN EXECUTIVE SESSION.

34. DISCUSS PERSONNEL AT THE EXPO.

35. CLOSE EXECUTIVE SESSION.

36. RESUME REGULAR SESSION.

Regular session resumed at 11:08 A.M. on Monday, Aug. 14, 2023.

37. DISCUSS AND POSSIBLY TAKE ACTION ON PERSONNEL AT THE EXPO.

No action taken.

38. PUBLIC COMMENTS #2.

None submitted.

39. COMMISSIONERS OPEN FORUM.

Commissioner Workman commented that the high-speed rail project is renewing its efforts.

40. ADJOURN.

Commissioner Sullivan made a motion, seconded by Commissioner Bing 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