

**STATE OF TEXAS
COUNTY OF LEON**

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

On this the 10th day of July 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 ABSENT
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, EOC Director Bob Hickman, and Sheriff Kevin Ellis.

1. OPEN MEETING WITH PRAYER AND PLEDGES.

Brother Mark Gray of LIFEChurch in Leona 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 Foley made a motion, seconded by Commissioner Bing to approve the June 30, 2023, payroll.

MOTION CARRIED.

(COPY FOLLOWS)

5. PUBLIC COMMENTS #1.

None submitted.

6. DISCUSS AND POSSIBLY TAKE ACTION ON THE DAR (DAUGHTERS OF AMERICAN REVOLUTION) LADIES TO PLACE A “KIDS LENDING LIBRARY” TO BE LOCATED OUTSIDE A LEON COUNTY BUILDING.

Commissioner Sullivan made a motion, seconded by Commissioner Bing to allow the lending library at the courthouse door.

MOTION CARRIED.

7. DISCUSS AND POSSIBLY TAKE ACTION ON ROAD USE AGREEMENTS AND/OR PIPELINE AGREEMENTS (SPECTRUM) FOR CR 317 NORTH OF CR 359, CR 495 WEST OF FM 39, CR 475 WEST OF CR 490.

Commissioner Foley made a motion, seconded by Commissioner Bing to table this agreement.

MOTION CARRIED; ITEM TABLED.

8. DISCUSS AND POSSIBLY TAKE ACTION ON ANNUAL DUES FOR POST OAK RC & D AT BVCOG FOR 2024 AND/OR 2025.

Commissioner Sullivan made a motion, seconded by Commissioner Foley to approve the \$1,800 annual dues for both 2023-2024 and 2024-2025.

MOTION CARRIED.

9. DISCUSS AND POSSIBLY TAKE ACTION ON LEON COUNTY PAYING FOR WORKERS COMPENSATION FOR THE 9 LEON COUNTY FIRE DEPARTMENTS IN LEON COUNTY. APPROXIMATELY \$5445 PER YEAR.

Commissioner Sullivan made a motion, seconded by Commissioner Bing to approve paying for workers compensation effective today.

ABSTAIN: Foley

MOTION CARRIED.

10. DISCUSS AND POSSIBLY TAKE ACTION ON INTERLOCAL AGREEMENT BETWEEN LUBBOCK COUNTY, TEXAS ACTING THROUGH THE REGIONAL PUBLIC DEFENDER FOR CAPITAL CASES IN LEON COUNTY BEGINNING OCT. 1, 2023-SEPT. 30, 2024, AND/OR POSSIBLE RENEWAL OCT. 1, 2024-SEPT. 30, 2025.

Commissioner Sullivan made a motion, seconded by Commissioner Bing to approve the agreement for 2024-2024 and 2024-2025 with an annual fee of \$3,734.

MOTION CARRIED.

(COPY FOLLOWS)

11. DISCUSS AND POSSIBLY TAKE ACTION ON THE CANCELLATION OF JAIL RENOVATION CONTRACT(S) WITH DRG ARCHITECTS DATED NOVEMBER 14, 2022.

Commissioner Sullivan made a motion, seconded by Commissioner Foley to send a letter of cancellation and to ask for final invoice, all work and plans.

MOTION CARRIED.

12. DISCUSS AND POSSIBLY TAKE ACTION ON APPOINTING TAX ASSESSOR/COLLECTOR TO CALCULATE NO-NEW-REVENUE TAX RATE (EFFECTIVE) AND VOTER-APPROVED RATE (ROLL BACK) FOR TAX YEAR 2023.

Commissioner Sullivan made a motion, seconded by Commissioner Bing to appoint Tax Assessor Collector Robin Shafer.

MOTION CARRIED.

COMMISSIONER SULLIVAN MADE A MOTION, SECONDED BY COMMISSIONER BING TO RECESS THE REGULAR SESSION UNTIL JUDGE RYDER RETURNS AFTER CONSULTING WITH TAX ASSESSOR COLLECTOR ROBIN SHAFER.

JUDGE RYDER RETURNS, REGULAR SESSION RESUMES.

13. DISCUSS AND POSSIBLY TAKE ACTION ON DOING A TAX NOTE FOR 2023-2024 BUDGET

Commissioner Sullivan made a motion, seconded by Commissioner Bing to pass on the option of a tax note.

MOTION CARRIED.

14. DISCUSS AND POSSIBLY TAKE ACTION ON WEED-SPRAYING HAY FIELDS AT EXPO.

Commissioner Foley made a motion, seconded by Commissioner Bing to weed spray all fields.

MOTION CARRIED.

15. DISCUSS AND POSSIBLY TAKE ACTION ON ACCEPTING A \$2,000 DONATION FROM BVCOG FOR THE PURCHASE OF A SIGN MACHINE. LEON COUNTY WILL BE RESPONSIBLE FOR THE REMAINDER OF THE PURCHASE, WHICH IS APPROXIMATELY \$300.

Commissioner Foley made a motion, seconded by Commissioner Bing to approve the donation and \$300 purchase of the machine.

MOTION CARRIED.

16. DISCUSS AND POSSIBLY TAKE ACTION ON ALLOWING NALCOM TO DO THREE (3) PROPAGATION MAPS FOR THE LEONA TOWER (K2 TOWERS) TO BE USED FOR COMMUNICATIONS.

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

MOTION CARRIED; ITEM TABLED.

17. BUDGET AMENDMENTS AND TAKE ANY ACTION NECESSARY.

Commissioner Sullivan made a motion, seconded by Commissioner Bing to approve budget amendments in the amount of \$1,250,408.06.

MOTION CARRIED.

(COPY FOLLOWS)

18. LINE ITEMS TRANSFERS AND TAKE ANY ACTION NECESSARY.

Commissioner Foley made a motion, seconded by Commissioner Sullivan to approve line-item transfers in the amount of \$42,027.78.

MOTION CARRIED.

(COPY FOLLOWS)

**19. 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 Foley to approve the following reports:

County Clerk: May 2023

District Clerk: April 2023, May 2023

MOTION CARRIED.

(COPY FOLLOWS)

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

June 2023

MOTION CARRIED.

(COPY FOLLOWS)

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

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

SENIOR NUTRITION: June 2023 - \$2,035 (includes \$1,000 donation from LSLP Centerville Land) In Kind Donation – cooling fans

MOTION CARRIED.

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

A. DISCUSS AND POSSIBLY TAKE ACTION ON ANNUAL CONTRACT RENEWAL WITH GOVos FOR THE SHERIFF'S DEPARTMENT.

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

MOTION CARRIED.

B. DISCUSS AND POSSIBLY TAKE ACTION ON PRE-PAYMENT OF MONTHLY WASH CLUB ACCOUNT FOR SOCIAL SERVICES TRANSPORT VEHICLES.

Commissioner Sullivan made a motion, seconded by Commissioner Foley to approve \$19.99 pre-payment.

MOTION CARRIED.

C. DISCUSS AND POSSIBLY TAKE ACTION ON PCT 2 TRADING IN A MACK TRUCK AND PURCHASING A NEW TRUCK.

Commissioner Bing made a motion, seconded by Commissioner Foley to approve the trade-in and purchase of a new truck.

MOTION CARRIED.

D. DISCUSS AND POSSIBLY TAKE ACTION ON ENTERPRISE LEASE AGREEMENT FOR ROAD AND BRIDGE PCT. 3.

Commissioner Foley made a motion, seconded by Commissioner Bing to have Precinct 3 Road and Bridge trade in one leased vehicle for a new leased vehicle.

MOTION CARRIED.

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

Regular session closed at 10:33 a.m. on Monday, July 10, 2023.

24. OPEN EXECUTIVE SESSION.

25. DISCUSS RETENTION PAY FOR EMPLOYEES (ARPA FUNDS).

26. DISCUSS PERSONNEL FOR INMATE TRANSPORTATION.

27. COUNTY OF LEON V. PURDUE PHARMA, L.P., ET AL., MDL PRETRIAL CAUSE NO. 2018-63587, IN THE 152ND DISTRICT COURT OF HARRIS COUNTY, TEXAS.

28. CLOSE EXECUTIVE SESSION.

29. RESUME REGULAR SESSION.

Regular session resumed at 10:46 a.m. on Monday, July 10, 2023.

30. DISCUSS AND POSSIBLY TAKE ACTION ON RETENTION PAY FOR EMPLOYEES. (ARPA FUNDS).

Commissioner Sullivan made a motion, seconded by Commissioner Bing, to award a flat, one-time payment of \$2,000 to all full-time employees (including elected officials) who were active employees as of June 30, 2023. Also included in the motion was to pay all part-time employees a flat, one-time payment of \$250 to active employees as of June 30, 2023.

Some conditions do apply as outlined in the resolution.

MOTION CARRIED.

31. DISCUSS AND POSSIBLY TAKE ACTION ON RESOLUTION ARPA 2023-1

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

MOTION CARRIED.

(COPY FOLLOWS)

32. DISCUSS AND POSSIBLY TAKE ACTION ON INMATE TRANSPORTATION.

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

MOTION CARRIED.**33. CONSIDERATION OF AUTHORIZING THE COUNTY JUDGE OR OTHER AUTHORIZED OFFICIALS TO EXECUTE SETTLEMENT PARTICIPATION AND RELEASE FORMS REGARDING NEW SETTLEMENT OFFERS FROM WALGREENS, CVS, AND WALMART IN THE MATTER OF TEXAS OPIOID MULTI-DISTRICT LITIGATION FOR THE COUNTY IN THE MATTER OF *COUNTY OF LEON V. PURDUE PHARMA, L.P., ET AL.*, MDL PRETRIAL CAUSE NO. 2018-63587, IN THE 152ND DISTRICT COURT OF HARRIS COUNTY, TEXAS.**

Commissioner Sullivan made a motion, seconded by Commissioner Foley to authorize the Judge to execute the settlement and release forms.

MOTION CARRIED.**34. DISCUSS AND POSSIBLY TAKE ACTION ON ORDER/RESOLUTION AUTHORIZING APPROVAL OF PROPOSED TEXAS STATEWIDE OPIOID SETTLEMENT AGREEMENTS.**

Commissioner Sullivan made a motion, seconded by Commissioner Bing to sign the order/resolution and to approve the agreement.

MOTION CARRIED.

(COPY FOLLOWS)

35. PUBLIC COMMENTS #2.

None submitted.

36. COMMISSIONERS OPEN FORUM.

None submitted.

37. 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