

IN THE COMMISSIONERS COURT OF FALLS COUNTY
THE STATE OF TEXAS
TO ALL INTERESTED PARTIES
COUNTY OF FALLS

COMMISSIONER'S COURT MINUTES FOR JANUARY 22, 2024

1. Proof of posting of notice in accordance with the provisions of Title 5, Chapter 551, Government Code (Vernon's Texas Codes Ann. 1994) as amended, known as the Texas Open Meetings Act.

Judge Elliott asked for proof of posting and the same was affirmed by Sharon Scott, Chief Deputy, on the North and South door and the bulletin board.

2. Public comments.

Ron Capehart of the Linebarger Law Firm presented a check to the County for excess proceeds from tax sales for just over \$1,000.

3. Elected official reports.

None

4. **EXECUTIVE SESSION PURSUANT TO SECTION 551.072 OF THE GOVERNMENT CODE, THE COMMISSIONERS COURT WILL HOLD AN EXECUTIVE SESSION TO DISCUSS MAKING AN OFFER TO CONTRACT TO PURCHASE COMMERCIAL BUILDING AND LOT AT 111 6TH ST. CHILTON INCLUDING NAMING A BUYER'S AGENT TO REPRESENT FALLS COUNTY IN NEGOTIATING THE CONTRACT.**

Executive Session began at 9:54 a.m. and ended at 10:16 a.m. Following the Recess, Court reconvened at 4:15 p.m. with Judge Elliott and Steve Sharp present in the courtroom and Commissioners Albright, Green, Willberg, and Wuebker appearing by telephone. Commissioner Green moved to give Judge Elliott the authority to sign the contract, with the assistance of the County Attorney regarding the property in Chilton discussed in executive session. Commissioner Willberg seconded. The motion was unanimously approved. Jason Willberg moved to provide the \$1,000 earnest money. Milton Albright seconded. Motion carried.

5. Discussion and/or action concerning American Rescue Plan.

No action was taken.

6. Discussion and/or action concerning resolution for Youth Victim Services for 2025.

Nita Wuebker moved to approve the resolution; Jason Willberg seconded. Motion carried.

7. Discussion and/or action concerning resolution for Youth Intervention Services for 2025.

Commissioner Wuebker moved to approve the resolution, with a second by Commissioner Willberg. Motion carried.

8. Discussion and/or action concerning interlocal agreement with HOTCOG, emergency notification service (ENS).

Bill Range asked whether the determination to send information would be made by HOTCOG or local government. The response was that it would be communication between both parties. Following additional discussion, Commissioner Albright moved to approve the interlocal agreement. Commissioner Green seconded. The motion carried. Meeting adjourned.

9. Discussion and/or action concerning East Bell Water Supply Corporation road cut/bore on CR 378.

Commissioner Willberg moved to approve the agreement. Commissioner Green seconded. Motion carried.

10. Discussion and/or action concerning Blevins Solar road cuts/bores on CR 452, CR 459, and CR 460.

Following public questions and comments, as well as additional discussions, Nita Wuebker moved to accept the agreement upon payment of the \$500 for the two bores not yet paid. Jason Willberg seconded. Motion carried.

11. Discussion and/or action concerning Constable Pct. 1's racial profiling report.

Following a brief discussion, Commissioner Wuebker moved to accept the racial profiling report. Commissioner Willberg seconded. Motion carried.

12. Discussion and/or action concerning approval of DY13 UC IGT (indigent health care) payment in the amount of \$97,922.61.

Commissioner Green moved to approve the payment; Commissioner Albright seconded. The motion carried.

13. Discussion and/or action concerning USDA RBDA Business Opportunity Grant.

Following a discussion regarding qualifications, Commissioner F A Green moved to approve; Commissioner Milton Albright seconded. Motion carried.

14. Discussion and/or action concerning county required driving history for employees.

Following a discussion whether to retain the current guidelines and have employees whose driving histories are required to pay for their own record check, Commissioner Green moved that other than for new hires, the county will provide the cost of the driving history check, with each department that requires such to work with the auditor and use the credit card to pay for it to provide good records of such. Commissioner Willberg seconded, and the motion carried.

15. Discussion and/or action concerning approving county officials' bonds.

Commissioner Albright moved to approve; Commissioner Green seconded. Motion carried.

16. Review and discussion of Road and Bridge precinct work reports, including Administrator's progress report.

Jeff Jackson was not available for the meeting, but provided his report by text, which Judge Elliott read the information aloud. The bridge on CR 493 has been delayed due to weather conditions. No new information was available regarding uniforms. Steve Sharp addressed the issue of uniforms. There are 72 weeks remaining in our current contract. The average weekly charge has been \$413. We can pay 50% of the remainder of the contract, which is called liquidated damages. This amount would be approximately \$15,000. We can renegotiate for a new 36-month contract with only one price increase per year. Current costs would be cut to \$194 per week. There have been some overcharges, and the company and the county are working to determine what those are. We can also seek other companies if we choose liquidated damages. No action was taken.

17. Discussion and/or action concerning the approving of payment of bills, including reimbursements, late charges, the transfer of cash or funds from any line item or departments to another, book transfers and any budget amendments; including but not limited to discussion and action concerning department or non-departmental items with line items that go past their budgeted amounts.

Commissioner Milton Albright moved to approve, Commissioner Green seconded. Motion carried.

18. Approval of minutes of prior meetings of Commissioner's Court.

Following a brief discussion, Commissioner Nita Wuebker moved to approve, Commissioner F A Green seconded. Motion carried.

19. Adjournment

Following the recess at 10:17 a.m., the Court reconvened, and a vote was made regarding Executive Session. Commissioner Green moved to adjourn. Commissioner Willberg seconded. The meeting was adjourned at 4:20 p.m.

Signed this ____ day of February 2024,

Jay T. Elliott, County Judge

Milton Albright, Commissioner Pct. #1

F. A. Green, Commissioner Pct #2

Jason Willberg, Commissioner Pct. #3

Nita Wuebker, Commissioner Pct. #4

Sharon Scott, Deputy County Clerk

18. Approval of minutes of prior meetings of Commissioner's Court.


Following a brief discussion, Commissioner Nita Wuebker moved to approve, Commissioner F A Green seconded. Motion carried.


19. Adjournment


Following the recess at 10:17 a.m., the Court reconvened, and a vote was made regarding Executive Session. Commissioner Green moved to adjourn. Commissioner Willberg seconded. The meeting was adjourned at 4:20 p.m.

Signed this 12th day of February 2024.



Jay T. Elliott, County Judge


F. A. Green, Commissioner Pct #2


Nita Wuebker, Commissioner Pct. #4


Milton Albright, Commissioner Pct. #1


Jason Willberg, Commissioner Pct. #3


Sharon Scott, Deputy County Clerk