

LLANO COUNTY COMMISSIONERS COURT
MEETING DECEMBER 11, 2023 9:00 A.M.

STATE OF TEXAS

COUNTY OF LLANO

9:00 A.M., November 11, 2023 the Llano County Commissioner's Court met. Members present were: Judge Ron Cunningham, Presiding Officer; Peter Jones, Linda Raschke, Mike Sandoval, Jerry Don Moss; Commissioners of Precincts 1, 2, 3 & 4; County Clerk Cecilia McClintock; Absent: Auditor Kelly Eckhardt. Estimated Attendance: 14

AGENDA ITEM #1:

Announce To Call For Public Participation Signup

AGENDA ITEM #2:

Consent Agenda:

- a. Commissioners Court Minutes – Regular Meeting 11-27-2023
- b. Call For Bids/Discussions Of Bids/Approval And Or Awarding Of Bid/Bids/Contracts– Kelly Eckhardt, Auditor
- c. Budget Transfers, Accounts Payable, Financial Reports – Kelly Eckhardt, Auditor
- d. Interlocal/Agreements/Contracts – Dwain Rogers & Matt Rienstra
- e. 1st CC Of Month – Leave Balance Report – Lisa Otto, HR Department
Payroll Certification – Lisa Otto, HR Department
- f. 2nd CC Of Month – Treasurer Report/Investment Report – Cheryl Regmund, Treasurer (No Report Due)
- g. Monthly Reports:
 1. AgriLife Extension
 2. Justice of the Peace (1, 2, 3, 4)
 3. Constable (1, 4)
 4. Development Services
 5. EMS – Hamilton EMS Services
 6. Building & Maintenance
 7. Indigent Health Care Program

MOTION: Raschke; Second: Moss; **UNANIMOUS. MOTION PASSED.**
Move To Approve As Presented.

AGENDA ITEM #3:

Public Service Announcements

AGENDA ITEM #4:

Discussion/Action: Prohibiting Or Restricting Outdoor Burning In Llano County.

MOTION: Raschke; Second: Sandoval; **UNANIMOUS. MOTION PASSED.**
Move To Table.

AGENDA ITEM #5:

Public Participation

No Public Participation Sign Up Sheets

AGENDA ITEM #6:

Discussion Only: Introduce New Agrilife Extension Office Administration Assistant, Sarah McFall.

AGENDA ITEM #7:

Discussion/Action: Appoint Marci O'Brien To The Appraisal District Board For A Two-Year Term Beginning January 1, 2024.

MOTION: Raschke; Second: Sandoval; **UNANIMOUS. MOTION PASSED.**

This Is To Approve The Appointment Of Marci O'Brien To The Appraisal District Board For A Two-Year Term Beginning January 1, 2024 Through December 31, 2025 And I Will Make That Motion.

AGENDA ITEM #8:

Discussion/Action: Appoint Jill Tate To The Appraisal District Board For A Two-Year Term Beginning January 1, 2024.

MOTION: Moss; Second: Raschke; **UNANIMOUS. MOTION PASSED.**

Make A Motion To Appoint Jill Tate To The Appraisal District Board.

AGENDA ITEM #9:

Discussion/Action: Appoint Jason Hackworth, Tom Ball, And Johnny Sawyer For A Two-Year Term And Tommy Tinsley, Jimmy Decker For A One-Year Term To The ESD #3, Beginning January 1, 2024.

MOTION: Moss; Second: Sandoval; **UNANIMOUS. MOTION PASSED.**

Appoint Jason Hackworth, Tom Ball, And Johnny Sawyer For A Two-Year Term And Tommy Tinsley, Jimmy Decker For A One-Year Term To The ESD #3, Beginning January 1, 2024. That's My Motion.

AGENDA ITEM #10:

Discussion/Action: Appoint Pat McDowell To The Llano County Hospital Authority Board For A Two-Year Term, Beginning January 1, 2024.

MOTION: Moss; Second: Raschke; **UNANIMOUS. MOTION PASSED.**
Motion To Appoint Pat McDowell To The Llano County Hospital Authority Board.

AGENDA ITEM #11:

Discussion/Action: Appoint Charles Miller To The Llano County Hospital Authority Board For A Two-Year Term, Beginning January 1, 2024.

MOTION: Sandoval; Second: Jones; **UNANIMOUS. MOTION PASSED.**
This Is My Motion To Re-Appoint Charles Miller To The Llano County Hospital Authority Board For A Two-Year Term, Beginning On January 1, 2024.

AGENDA ITEM #12:

Discussion/Action: Approve The Reappointment Of Wynn Mabry And Jeannie Minnick As Commissioners To The Emergency Service District #4 Board Effective January 1, 2024, For A Two-Year Term.

MOTION: Jones; Second: Sandoval; **UNANIMOUS. MOTION PASSED.**
Make A Motion To Approve This.

AGENDA ITEM #13:

Discussion/Action: Approve To Remove Stipend From Terry Blackmon, County Community Service Officer With The County Attorney's Office, For A Cell Phone And Issue A County Cell Phone.

MOTION: Raschke; Second: Moss; **UNANIMOUS. MOTION PASSED.**
Motion To Approve To Remove Stipend From Terry Blackmon, County Community Service Officer With The County Attorney's Office, For A Cell Phone And Issue A County Cell Phone.

AGENDA ITEM #14:

Discussion/Action: Approve Transferring \$35,000 From Sheriff's Office Supplies (010-560-325) To Jail Supplies (010-561-325) Due To Shortfall In The Jail Budget.

MOTION: Moss; Second: Raschke; **UNANIMOUS. MOTION PASSED.**
Motion To Approve Transferring \$35,000 From Sheriff's Office Supplies (560-325) To Jail Supplies (561-325).

AGENDA ITEM #15:

Discussion/Action: Approve Cybersecurity Course Enrollment For All Llano County Employees, Elected Officials, And Appointed Officials Who Have Access To Local Government Computer System Or Database.

MOTION: Raschke; Second: Moss; **UNANIMOUS. MOTION PASSED.**

Make A Motion To Approve Cybersecurity Course Enrollment For All Llano County Employees, Elected Officials, And Appointed Officials Who Have Access To Local Government Computer System Or Database With A Date Of April 1 To Have The Course Completed.

AGENDA ITEM #16:

Discussion/Action: Approve Resolution For The Joint Primary Elections.

MOTION: Raschke; Second: Jones; **UNANIMOUS. MOTION PASSED.**

Make A Motion To Approve Resolution For The Joint Primary Elections.

AGENDA ITEM #17:

Discussion/Action: Authorize Grant Application To LCRA For 10 Automated External Defibrillators (AED): Libraries (3), Tax Office (1), Road & Bridge (1), Precinct 1 (1), Appraisal Office (1), Elections Office (1) And Courthouse Annex (1) And 9 First Aid Kits For \$17,000 With A 20% Match Not To Exceed \$3,400.

MOTION: Raschke; Second: Moss; **UNANIMOUS. MOTION PASSED.**

Make A Motion Authorize Grant Application To LCRA For 10 Automated External Defibrillators (AED): Libraries (3), Tax Office (1), Road & Bridge (1), Precinct 1 (1), Appraisal Office (1), Elections Office (1) And Courthouse Annex (1) And 9 First Aid Kits For \$17,000 With A 20% Match Not To Exceed \$3,400.

AGENDA ITEM #18:

Discussion/Action: To Authorize Rio Broadband, LLC. A Kingsland Owned Company To Micro Trench The Following County Roads Within The County Right-Of- Way (ROW). Rio Broadband, LLC Will Coordinate With Llano Road & Bridge, Kingsland Water, KMUD, And CTEC Prior To Commencing Micro Trenching On Each Named Road Right-Of- Way Below:

1. Skyline Drive From River Oaks Drive To Chaumont St. Distance Approximately 6,600 Feet;
2. Hermosa Drive From Skyline Drive To Link Drive. Distance Approximately 1,200 Feet;
3. Link Drive From Hermosa To Chaumont Drive. Distance Approximately 3,500 Feet;
4. Chaparral Run From Hermosa To Pony Creek. Distance Approximately 1,300 Feet;
5. Pony Creek From Hermosa To Link Dr. Distance Approximately 1,800 Feet;

In August 2023 A Meeting Was Held At KMUD With All Above Named Parties In Attendance To Work Out Everyone's Interest Within Those Rows.

MOTION: Sandoval; Second: Jones; **UNANIMOUS. MOTION PASSED.**

Make A Motion To Remove.

AGENDA ITEM #19:

Public Hearings/Discussion/Approval Of Plats/Replats/Vacating Of Lot/Lots

19a. Public Hearing: There Will Be A Public Hearing Concerning The Closure/Abandonment Of 0.0215 Of An Acre Of Land, A Portion Of A Variable Width (12' - 14") Un-Named Road, As Depicted On The Plat Of Inks Lake Village, A Subdivision Of Record In Volume 87, Page 345, Llano County Deed Records (L.C.D.R.), Llano County, Texas, Containing All Of That Certain Tract Of Land Described As 0.106 Of An Acre In A Deed To Carla A. Jung And Carey L. Jung, Of Record In Document No. 23-05196, Llano County Official Public Records (L.C.O.P.R.)

19b. Discussion/Action: Closure/Abandonment Of 0.0215 Of An Acre Of Land, A Portion Of A Variable Width (12' - 14") Un-Named Road, As Depicted On The Plat Of Inks Lake Village, A Subdivision Of Record In Volume 87, Page 345, Llano County Deed Records (L.C.D.R.), Llano County, Texas, Containing All Of That Certain Tract Of Land Described As 0.106 Of An Acre In A Deed To Carla A. Jung And Carey L. Jung, Of Record In Document No. 23-05196, Llano County Official Public Records (L.C.D.R.)

MOTION: Raschke; Second: Sandoval; **UNANIMOUS. MOTION PASSED.**

Make A Motion To Approve The Closure/Abandonment Of 0.0215 Of An Acre Of Land, A Portion Of A Variable Width (12' - 14") Un-Named Road, As Depicted On The Plat Of Inks Lake Village, A Subdivision Of Record In Volume 87, Page 345, Llano County Deed Records (L.C.D.R.).

19c. Variance Request: This Is A Request For Variance To Article 3, Section 1, Subsection D, Item (15), Sub-Item (C) [31D(15)(C)] Of The Llano County Subdivision Regulations, "In The Event There Are No Building Setback Requirements Set For In The Original Subdivision Plat Then Subsections (A) And (B) Shall Apply", And 31D(15)(A) "Building Set Back Lines Shall Be At Least Twenty-Five(25') From The Right-Of-Way Lines, And Ten Feet (10') From Back And Side Property Lines On Lots Of 0.5 Acres Or More."

MOTION: Raschke; Second: Moss; **UNANIMOUS. MOTION PASSED.**

Motion To Deny The Request For Variance To Article 3, Section 1, Subsection D, Item (15), Sub-Item (C) [31D(15)(C)] Of The Llano County Subdivision Regulations, "In The Event There Are No Building Setback Requirements Set For In The Original Subdivision Plat Then Subsections (A) And (B) Shall Apply", And 31D(15)(A) "Building Set Back Lines Shall Be At Least Twenty-Five(25') From The Right-Of-Way Lines, And Ten Feet (10') From Back And Side Property Lines On Lots Of 0.5 Acres Or More."

19d. Public Hearing: Concerning The Replat Of Lot Nos. 10, 11 & 11A, Inks Lake Village, Section 1, A Subdivision Of Record In Volume 87, Page 345, Llano County Deed Records (L.C.D.R.), Llano County, Texas And 0.498 Of An Acre Out Of The Heinrich Ottens Survey No. 9, Abst. No. 574, Said Lands Being All Of Those Two Certain Tracts Of Land Described As Tract 1 & Tract II, In A Deed Of Record In Vol 1533, Page 3688, Llano County Official Public Records (L.C.O.P.R.), And That 0.0215 Acre Portion Of The Un-Named Road Which Is Closed, Abandoned, And Vacated In Llano County Commissioners Court, Which Includes That 0.0106 Of An Acre, Being The South Half Of A Variable Width Un-Named Road As Depicted On The Plat Of Inks Lake Village, Recorded In Doc. 23-05196 L.C.D.R., To Be Known As "Replat Of Inks Lake Village, Section 1, Lots 10, 11, & 11A".

19e. Discussion/Action: Concerning The Replat Of Lot Nos. 10, 11 & 11A, Inks Lake Village, Section 1, A Subdivision Of Record In Volume 87, Page 345, Llano County Deed Records (L.C.D.R.), Llano County, Texas And 0.498 Of An Acre Out Of The Heinrich Ottens Survey No. 9, Abst. No. 574, Said Lands Being All Of Those Two Certain Tracts Of Land Described As Tract 1 & Tract II, In A Deed Of Record In Vol 1533, Page

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3688, Llano County Official Public Records (L.C.O.P.R.), And That 0.0215 Acre Portion Of The Un-Named Road Which Is Closed, Abandoned, And Vacated In Llano County Commissioners Court, Which Includes That 0.0106 Of An Acre, Being The South Half Of A Variable Width Un-Named Road As Depicted On The Plat Of Inks Lake Village, Recorded In Doc. 23-05196 L.C.D.R., To Be Known As "Replat Of Inks Lake Village, Section 1, Lots 10, 11, & 11A".

MOTION: Raschke; Second: Jones

This Is A Replat Of Lots Nos. 10, 11 & 11A Inks Lake Village Pursuant To The Public Hearing That Was Just Read. With Conditions That They Will Adhere To The Current Llano County Subdivision Regulations As Far As Building And There Will Be A Plat Note Regarding The Encroachment Of The Garage.

AMENDED MOTION: Raschke; Second: Jones; **UNANIMOUS. MOTION PASSED.**
Amend My Motion To Lot 10A.

AGENDA ITEM #20:

Executive/Closed Session: Receive Legal Advice Regarding Pending Or Contemplated Litigation Or Settlement Offers, Or Other Legal Advice Pursuant To §551.071(1) and (2), Regarding Purchases, Exchanges, Leases, Or Value Of Real Property Pursuant To §551.072, Or Security Devices Or Security Audits Pursuant To §551.076 Of The Texas Government Code, Including But Not Limited To The Following Items:

Llano County Sheriff's Office Including The Jail, Audit, And Current Inmate Census
Mirelez v Llano County, Sheriff Bill Blackburn, Robert Nichols

Legal Advice Includes The Texas Local Government Code, The Open Meetings Act, The Public Information Act, Llano Jail, Employment And Personnel Law, Utility Law, Llano Local Health Authority, Property Law, Potential Litigation, Procurement, And Contract Law, Evidentiary And Procedural Law, Road And Bridge Law, Ethics Law And General Government Law And Any Additional Federal Or State Law Regarding Any Item On This Open Or Executive/Closed Session Meeting Agenda.

AGENDA ITEM #21:

Return To Open Session: Further Discussion And Possible Action On Any Matter Posted For Discussion In Executive Session. Any Matter Posted In Executive Session Also May Be Subject Of Discussion And/Or Action In Open Session Prior To Executive Session.

Return To Open Session / No Action Taken

Meeting Adjourned By Judge Ron Cunningham

Attest: Cecilia McClintock
Cecilia McClintock, County Clerk