

**STATE OF TEXAS
COUNTY OF LEON**

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

On this the 30th day of October 2024, the Commissioners Court of Leon County, Texas, met for a 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 Treasurer Brandi Hill, County Auditor Melissa Abney, County Attorney Keith Cook, and Sheriff Kevin Ellis.

1. OPEN MEETING WITH PRAYER AND PLEDGES.

Brother Gary Stutz, Chapel of the Hills, Centerville, 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 the motion, seconded by Commissioner Bing 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 Workman to approve the October 18, 2024, payroll.

MOTION CARRIED.

(COPY FOLLOWS)

5. PUBLIC COMMENTS #1.

Hank Dembosky, ESD #2, addressed the court with the need of the local VFDs for training. With several new solar plants and battery storage sites, the local fire departments would benefit from specialized training in emergency response at these sites.

6. DISCUSS AND POSSIBLY TAKE ACTION ON ALLOWING THE LEON COUNTY MASTER GARDENERS TO HAVE THE LEON COUNTY CHRISTMAS TREE LIGHTING AT THE COURTHOUSE ON MONDAY, DEC. 2, 2024.

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

MOTION CARRIED.

(COPY FOLLOWS)

**7. DISCUSS AND POSSIBLY TAKE ACTION ON ACQUIRING THE FUNDS TO
REPURPOSE THE FLOWER BEDS AT THE EXPO CENTER.**

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

MOTION CARRIED ITEM TABLED.

**8. DISCUSS AND POSSIBLY TAKE ACTION ON REPLAT IN HILLTOP LAKES, LOT
6, BLOCK 3.**

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

MOTION CARRIED.

**9. DISCUSS AND POSSIBLY TAKE ACTION ON REPLT IN HILLTOP LAKES, LOT
36, BLOCK 1.**

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

MOTION CARRIED.

**10. DISCUSS AND POSSIBLY TAKE ACTION ROAD USE AGREEMENT FOR CR 218
IN PCT. 2 (COMSTOCK) FOR A PERIOD OF 6 MONTHS.**

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

MOTION CARRIED.

(COPY FOLLOWS)

11. KATHLEEN BUCHANAN WITH CHC IS HERE TO DISCUSS A MARKER FOR THE ALABAMA CROSSING AND TAKE ANY ACTION NECESSARY.

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

MOTION CARRIED; ITEM TABLED.

12. DISCUSS AND POSSIBLY TAKE ACTION ON THE POST-APPROVAL OF THE LEON COUNTY BURN BAN THAT WAS PUT INTO EFFECT ON TUESDAY, OCT. 15, 2024.

Commissioner Foley made a motion, seconded by Commissioner Workman to post-approve the ban.

MOTION CARRIED.

(COPY FOLLOWS)

13. DISCUSS AND POSSIBLY TAKE ACTION ON LIFTING THE BURN BAN THAT WAS PUT INTO EFFECT ON TUESDAY, OCT. 15, 2024.

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

MOTION CARRIED.

14. DISCUSS AND POSSIBLY TAKE ACTION ON A LOCAL DISASTER DECLARATION DECLARING A STATE OF DISASTER BASED ON THE EXISTANCE OF WILDFIRES THAT POSE AN IMMINENT THREAT OF WIDESPREAD OR SEVERE DAMAGE, INJURY, OR LOSS OF LIFE OR PROPERTY.

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

MOTION CARRIED.

(COPY FOLLOWS)

15. PUBLIC HEARING ON INTENTION OF LEON COUNTY TO DESIGNATE THE BLACK MOUNTAIN ENERGY REINVESTMENT ZONE, ESTABLISH THE BOUNDARIES THEREOF AND PROVIDE FOR AN EFFECTIVE DATE, PURSUANT TO CHAPTER 312 OF THE TEXAS TAX CODE.

16. CONSIDER AND ACT ON APPROVAL OF RESOLUTION DESIGNATING THE BLACK MOUNTAIN ENERGY REINVESTMENT ZONE, ESTABLISHING THE BOUNDARIES THEREOF AND PROVIDING FOR AN EFFECTIVE DATE, PURSUANT TO CHAPTER 312 OF THE TEXAS TAX CODE.

Commissioner Foley made a motion, seconded by Commissioner Workman to approve and sign the resolution.

MOTION CARRIED.

(COPY FOLLOWS)

**17. DISCUSS AND POSSIBLE ACTION REGARDING TAX ABATEMENT
AGREEMENT WITH BLACK MOUNTAIN ENERGY STORAGE II, LLC., PURSUANT
TO CHAPTER 312 OF THE TEXAS TAX CODE.**

Commissioner Foley made a motion, seconded by Commissioner Workman to approve and sign the agreement.

MOTION CARRIED.

(COPY FOLLOWS)

18. DISCUSS AND POSSIBLY TAKE ACTION ON APPLYING FOR THE SOLID WASTE GRANT.

Commissioner Workman made a motion, seconded by Commissioner Foley to apply for the grant.

MOTION CARRIED.

(COPY FOLLOWS)

**19. DISCUSS AND POSSIBLY TAKE ACTION ON APPLYING FOR THE TIDC
FORMULA GRANT.**

Commissioner Workman made a motion, seconded by Commissioner Bing to apply for the indigent defense grant.

MOTION CARRIED.

**20. DISCUSS AND POSSIBLY TAKE ACTION ON THE RESOLUTION FOR THE FY
25 TIDC FORMULA GRANT.**

Commissioner Workman made a motion, seconded by Commissioner Foley to sign the resolution.

MOTION CARRIED.

(COPY FOLLOWS)

**21. DISCUSS AND POSSIBLY TAKE ACTION ON THE LEON COUNTY RETIREE
INSURANCE POLICY.**

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

MOTION CARRIED; ITEM TABLED.

(COPY FOLLOWS)

22. DISCUSS AND POSSIBLY TAKE ACTION ON ESTABLISHING A MAXIMUM SPEED LIMIT IN WORK ZONES WITHIN CERTAIN PARTS OF THE COUNTY.

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

MOTION CARRIED.

23. REVIEW AND APPROVE THE LEON COUNTY INVESTMENT POLICY.

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

MOTION CARRIED.

(COPY FOLLOWS)

24. REVIEW AND APPROVE THE 3RD QUARTER LEON COUNTY INVESTMENT REPORT.

Commissioner Workman made a motion, seconded by Commissioner Bing to approve the report with any appropriate updates to the maturities.

VOTE BREAKDOWN:

Yes: Ryder, Sullivan, Bing, Workman

Abstain: Foley

MOTION CARRIED.

(COPY FOLLOWS)

25. DISCUSS AND POSSIBLY TAKE ACTION ON EMPLOYEE #940 REQUESTING 40 HOURS FROM THE SICK POOL BANK.

Commissioner Sullivan made a motion, seconded by Commissioner Bing to approve the 40 hours from the pool.

MOTION CARRIED.

26. DISCUSS AND POSSIBLY TAKE ACTION ON AMENDING THE ROAD USE AGREEMENT AND/OR PIPELINE AGREEMENT FOR CR 123/ALABAMA ROAD EAST OF FM 811 POWER SUPPLY CABINET.

Commissioner Sullivan made a motion, seconded by Commissioner Foley to amend the agreement to move the cabinet West by 3 poles; also to approve the same action on CR 121, but to move the cabinet there 2 poles East.

MOTION CARRIED.

(COPY FOLLOWS)

27. DISCUSS AND POSSIBLY TAKE ACTION ON OBLIGATING REMAINING ARPA FUNDS.

Commissioner Foley made a motion, seconded by Commissioner Workman to obligate \$60,000 in ARPA funds through 2027 for the local volunteer fire departments, contingent on GrantWork approval of the use of these funds, and also contingent on the timely submittal of annual reports from each volunteer fire department.

MOTION CARRIED.

Commissioner Foley made a motion, seconded by Commissioner Bing to obligate \$45,000 in ARPA funds for the Flock system, and adding one additional mobile camera. This is contingent on a successful 60-day free trial.

VOTE BREAKDOWN:

Yes: Ryder, Sullivan, Bing, Foley

No: Workman

MOTION CARRIED.

28. DISCUSS AND POSSIBLY TAKE ACTION ON BUDGET ADJUSTMENTS AND TAKE ANY ACTION NECESSARY.

None submitted.

29. DISCUSS AND POSSIBLY TAKE ACTION ON THE FOLLOWING MONTHLY REPORTS (COUNTY AUDITOR) PER THE LOCAL GOVERNMENT CODE, SECTION 114.044.

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

County Clerk: September

MOTION CARRIED.

(COPY FOLLOWS)

30. 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.

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

None submitted.

32. PURCHASE AND/OR SELLING REQUESTS AND TAKE ANY ACTION NECESSARY.

A. DISCUSS AND POSSIBLY TAKE ACTION ON RENEWING WITH ZETRON & TEXAS COMMUNICATIONS FOR THE CONSOLE MAINTENANCE CONTRACT AT THE JAIL.

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

MOTION CARRIED; ITEM TABLED.

(COPY FOLLOWS)

B. DISCUSS AND POSSIBLY TAKE ACTION ON PROPOSALS FOR JANITORIAL SERVICES AT THE BUFFALO SENIOR CENTER.

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

MOTION CARRIED; ITEM TABLED.

(COPY FOLLOWS)

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

Regular session ended at 11:24 a.m., Wednesday, October 30, 2024.

34. OPEN EXECUTIVE SESSION.

35. DISCUSS ANY COUNTY ISSUES WITH ATTORNEY.

36. CLOSE EXECUTIVE SESSION.

37. RESUME REGULAR SESSION.

Regular session resumed at 12:06 p.m. on Wednesday, October 30, 2024.

38. DISCUSS EXECUTIVE SESSION ISSUE(S) AND TAKE ANY ACTION NECESSARY.

None submitted.

39. PUBLIC COMMENTS #2.

None submitted.

40. COMMISSIONERS OPEN FORUM.

None submitted.

41. ADJOURN.

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

MOTION CARRIED; MEETING ADJOURNED.

SIGNED AND APPROVED this the _____ day of _____, 2024.

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