

COLORADO COUNTY COMMISSIONERS COURT  
NOTICE OF OPEN MEETING

DATE OF MEETING: JANUARY 21, 2021 – 8:30 A.M.  
BUILDING: Colorado County Courthouse, County Courtroom  
STREET LOCATION: 400 Spring Street  
CITY OF LOCATION: Columbus, Texas

Pursuant to the Suspension Order by Governor Abbott of certain provisions of the Texas Open Meetings laws, seating inside the County Courtroom shall be limited according to spacing guidelines to protect the public, staff and members from potential exposure to the Coronavirus (COVID-19). Anyone can also remotely participate in the meeting by the Zoom meetings app or a toll-free dial in number listed below:

Join Zoom Meeting

<https://txcourts.zoom.us/j/93198500943>

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Pursuant to the authority granted under Government Code, Chapter 551, the Commissioners Court may convene in a closed meeting to discuss, deliberate and take action on any of the agenda items listed below. Immediately before any closed session, the specific section or sections of Government Code, Chapter 551, which provides statutory authority, will be announced.

**On this the 21st day January 2021, the Commissioners Court of Colorado  
County, Texas met in Special Session at 8:30 A.M., in their regular meeting place  
at the Colorado County Courthouse, County Courtroom, 400 Spring Street, in the  
City of Columbus, Texas.**

**The Following Members were present, to wit:**

**Honorable Ty Prause**

**Honorable Doug Wessels**

**Honorable Darrell Kubesch**

**Honorable Keith Neuendorff**

**Honorable Darrell Gertson**

**County Judge**

**Commissioner Precinct #1**

**Commissioner Precinct #2**

**Commissioner Precinct #3**

**Commissioner Precinct #4**

**By: Nancy Davenport**

**Deputy Clerk**

**Kimberly Menke, County Clerk was unable to attend meeting.**

**County Judge Ty Prause called the meeting to order at 8:38 A.M., followed by**

**Pledges to the United States Flag and Texas Flag.**

**MINUTES OF THE COLORADO COUNTY  
COMMISSIONER'S COURT SPECIAL MEETING  
JANUARY 21, 2021**

DELIBERATE AND CONSIDER ACTION ON THE FOLLOWING ITEMS:

\_\_1. Agenda as posted.

**Motion by Commissioner Wessels to approve Agenda; seconded by Commissioner**

**Kubesch; 5 ayes 0 nays; motion carried; it was so ordered.**

**(See Attachment)**

**MINUTES OF THE COLORADO COUNTY  
COMMISSIONER'S COURT SPECIAL MEETING  
JANUARY 21, 2021**

COLORADO COUNTY COMMISSIONERS COURT  
NOTICE OF OPEN MEETING

FILED FOR RECORD  
COLORADO COUNTY, TX

2021 JAN 15 PM 4:48

KIMBERLY MENKE  
COUNTY CLERK

*N.D.*

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**DELIBERATE AND CONSIDER ACTION ON THE FOLLOWING ITEMS:**

1. Agenda as posted.
2. CLOSED SESSION pursuant to Section 551.071 and 551.129, Texas Government Code, to conduct a private consultation with the County's attorney regarding pending litigation, and to authorize any required, necessary or possible action deemed to serve the best interests of Colorado County, Texas.
3. OPEN SESSION pursuant to Section 551.102, Texas Government Code, to take final action, decision, or vote on the matter(s) deliberated in the closed meeting of Colorado County Commissioners Court.
4. Adjourn.

The Colorado County Courthouse is wheelchair accessible and accessible parking spaces are available.

**MINUTES OF THE COLORADO COUNTY  
COMMISSIONER'S COURT SPECIAL MEETING  
JANUARY 21, 2021**

- \_\_2. **CLOSED SESSION** pursuant to Section 551.071 and 551.129, Texas Government Code, to conduct a private consultation with the County's attorney regarding pending litigation, and to authorize any required, necessary or possible action deemed to serve the best interests of Colorado County, Texas.

**Judge Prause stated it is now 8:40 A.M., the Court will go into CLOSED SESSION pursuant to Section 551.071 and 551.129, Texas Government Code, to conduct a private consultation with the County's attorney regarding pending litigation, and to authorize any required, necessary or possible action deemed to serve the best interests of Colorado County, Texas.**

- \_\_3. **OPEN SESSION** pursuant to Section 551.102, Texas Government Code, to take final action, decision, or vote on the matter(s) deliberated in the closed meeting of Colorado County Commissioners Court.

**Judge Prause stated it is now 10:32 A.M., CLOSED SESSION ended at 10:26 A.M. Motion by Judge Prause for the Court's consideration to permit the creation of an Agenda Item for Commissioners Court in open session on or about February 28<sup>th</sup> or the later part of February of a regular meeting to contemplate moving forward and allowing our attorney's Kelly Brown and Robin Morse to pursue litigation against the responsible parties and suppliers who delivered or contracted to store or take their chemicals and cuttings and what not to the Inland site in violation of Texas rules, regulations or laws; seconded by Commissioner Gertson; 5 ayes 0 nays; motion carried, it was so ordered.**

- \_\_4. **Adjourn.**

**Motion by Judge Prause to adjourn; seconded by Commissioner Gertson.**

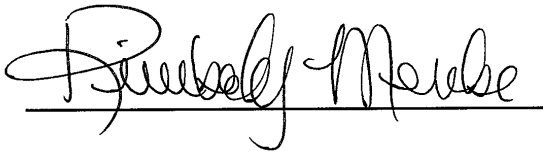
**An audio recording of this meeting of January 21, 2021 is available in the County Clerk's Office.**

**MINUTES OF THE COLORADO COUNTY  
COMMISSIONER'S COURT SPECIAL MEETING  
JANUARY 21, 2021**

Minutes were taken and prepared by Kimberly Menke, County Clerk on the 21st day of January 2021 with Judge Ty Prause presiding.

I, KIMBERLY MENKE, COUNTY CLERK AND EX-OFFICIO OF THE COMMISSIONERS COURT IN AND FOR COLORADO COUNTY, TEXAS do hereby certify that the foregoing is a true and correct copy of the minutes of the Commissioner Court in session on the 21st day of January 2021.

Given under my hand and official seal of office this date January 21, 2021.

  
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