

LLANO COUNTY COMMISSIONERS COURT
MEETING JANUARY 8, 2024 9:00 A.M.

STATE OF TEXAS

COUNTY OF LLANO

9:00 A.M., January 8, 2024 the Llano County Commissioner's Court met. Members present were: Judge Ron Cunningham, Presiding Officer; Peter Jones, Linda Raschke, Jerry Don Moss; Commissioners of Precincts 1, 2 & 4; Auditor Kelly Eckhardt; County Clerk Cecilia McClintock. Absent: Mike Sandoval, Commissioner Precinct 3. Estimated Attendance: 10

AGENDA ITEM #1:

Announce To Call For Public Participation Signup

AGENDA ITEM #2:

Consent Agenda:

- a. Commissioners Court Minutes – Regular Meeting 12-11-2023
- 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, County Attorney's Office
- e. 1st CC Of Month – Leave Balance Report – Lisa Otto, HR Department
1st CC Of Month – Treasurer Report/Investment Report – Cheryl Regmund, Treasurer
- f. 2nd CC Of Month – Payroll Certification – Lisa Otto, HR Department (No Report Due)
- g. Monthly Reports:
 1. Office Of Emergency Management
 2. Tax Assessor Collector (November & December 2023)
 3. County Clerk
 4. District Clerk
 5. Justice Of The Peace (1, 2, 3, 4)
 6. Environmental Investigations
 7. Constable (1, 4)
 8. Building & Maintenance
 9. EMS Services
 10. AgriLife Extension
 11. Development Services
 12. Indigent Health Care Program
 13. Elections

MOTION: Raschke; Second: Jones; **UNANIMOUS. MOTION PASSED.**
Move To Approve The Consent Agenda As Presented.

AGENDA ITEM #3:

Public Service Announcements

AGENDA ITEM #4:

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

MOTION: Raschke; Second: Moss; **UNANIMOUS. MOTION PASSED.**
Move To Table At This Time.

AGENDA ITEM #5:

Public Participation

No Public Participation Sign Up Sheets

AGENDA ITEM #6:

Discussion/Action: Approve Llano County Judge, Ron Cunningham, For Out Of State Travel For FY2024 For The Purposes Of Representing Llano County At The National Association Of Counties Conference And Rural Action Caucus Symposiums.

MOTION: Raschke; Second: Jones; **UNANIMOUS. MOTION PASSED.**
Move To Approve The County Judge Ron Cunningham For Out Of State Travel for 2024 For The Purposes Of Representing Llano County At The National Association Of Counties Conference And Rural Association Caucus Symposiums.

AGENDA ITEM #7:

Discussion/Action: Approve New State Travel Rate At \$0.67 Per Mile As Of January 1, 2024.

MOTION: Raschke; Second: Jones; **UNANIMOUS. MOTION PASSED.**
Move To Approve The State Travel Rate Of \$0.67 Miles As Of January 1, 2024.

AGENDA ITEM #8:

Discussion/Action: Review Racial Profiling Report For 2023 For Constable, Precinct 1, Gary L. Silver.

No Action Taken.

AGENDA ITEM #9:

Discussion/Action: Review And Approve A New Interlocal Agreement Between Llano County And The City Of Llano To Cost Share Additional Funds Required By The Hill Country Transit District To Continue Full Transit Service By The HOP In The City Of Llano. The Amount To Be Paid To Llano County From The City Of Llano In This Cost Share Is \$57,350 For The 2024 Fiscal Year. The Amount Of Cost Share May Vary In Future Years, Which Will Be Determined Each Year.

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

AYE: Judge Cunningham (with the condition that everybody understands this will probably come back), Jones, Raschke

NAY: Moss

Motion To Approve A New Interlocal Agreement Between Llano County And The City Of Llano To Cost Share Additional Funds Required By The Hill Country Transit District To Continue Full Transit Service By The HOP In The City Of Llano. The Amount To Be Paid To Llano County From The City Of Llano In This Cost Share Is \$57,350 For The 2024 Fiscal Year And This Would Be Subject To Approval By The City Of Llano City Counsel.

AGENDA ITEM #10:

Discussion/Action: Approve New Interlocal Agreement Between Llano County And Texas Division Of Emergency Management, A Member Of The Texas A&M University System, An Agency Of The State Of Texas (TDEM) For The Purpose Of Facilitating Office Space.

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

Move To Approve New Interlocal Agreement Between Llano County And Texas Division Of Emergency Management, A Member Of The Texas A&M University System, An Agency Of The State Of Texas (TDEM) For The Purpose Of Facilitating Office Space.

AGENDA ITEM #11:

Discussion/Action: Approve Western Surety Company Bond For The Following: Vandell Langham, Deputy Sheriff.

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

Move To Approve Western Surety Company Bond For The Following: Vandell Langham, Deputy Sheriff.

AGENDA ITEM #12:

Discussion/Action: Allow Two Llano County Sheriff's Office Dispatch Personnel To Carry Over 2023 Vacation Accrual Excess, To Be Used No Later Than End Of Pay Period March 20, 2024. Request Made Due To Short Staffing Issues And Inability For These Two To Use Time. Llano County Personnel Policy 2B-3.

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

Motion To Allow Two Llano County Sheriff's Office Dispatch Personnel To Carry Over 2023 Vacation Accrual Excess, To Be Used No Later Than End Of Pay Period March 20, 2024.

AGENDA ITEM #13:

Discussion/Action: Accept The Resignation Of Linda Jackson And Linda Wallen From The Tow Community Center Board Of Directors.

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

Motion To Approve.

AGENDA ITEM #14:

Discussion/Action: Appoint June Pelat To Replace Linda Wallen To The Tow Community Center Board Of Directors – Term To Expire – December 31, 2024 And Rick Schirmer To Replace Linda Jackson To The Tow Community Center Board Of Directors – Term To Expire December 31, 2026.

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

Motion To Appoint June Pelat To Replace Linda Wallen To The Tow Community Center Board Of Directors – Term To Expire – December 31, 2024 And Rick Schirmer To Replace Linda Jackson To The Tow Community Center Board Of Directors – Term To Expire December 31, 2026.

AGENDA ITEM #15:

Discussion/Action: Accept The Resignation Of Gloria Buchanan And Tim Hackney From The Tow Community Center Board Of Directors.

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

Motion To Accept The Resignation Of Gloria Buchanan And Tim Hackney From The Tow Community Center Board Of Directors Both Of Their Terms Expire December 2026.

AGENDA ITEM #16:

Discussion/Action: Appoint Jason White And Jimmy Spears To The Tow Community Center Board Of Directors – Both Terms To Expire December 31, 2026.

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

Move To Approve.

AGENDA ITEM #17:

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

17a. Public Hearing: Concerning The Replat Of Lots 353-355, Kingsland Estates, Unit 2, A Llano County Subdivision As Shown On Plat Recorded In Volume 95, Page 557, Deed Records Of Llano County, Texas, Being Further Described In General Warranty Deed To Timothy E. Hightower, Recorded In Instrument No. 23-06103, Official Public Records Of Llano County, Texas, To Be Known As "Lot 353A And 354A, Kingsland Estates, Unit 2".

17b. Discussion/Action: Replat Of Lots 353-355, Kingsland Estates, Unit 2, A Llano County Subdivision As Shown On Plat Recorded In Volume 95, Page 557, Deed Records Of Llano County, Texas, Being Further Described In General Warranty Deed To Timothy E. Hightower, Recorded In Instrument No. 23-06103, Official Public Records Of Llano County, Texas, To Be Known As "Lot 353A And 354A, Kingsland Estates, Unit 2".

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

Motion We Approve The Replat Of Lots 353-355, Kingsland Estates, Unit 2, A Llano County Subdivision As Shown On Plat Recorded In Volume 95, Page 557, Deed Records Of Llano County, Texas, Being Further Described In General Warranty Deed To Timothy E. Hightower, Recorded In Instrument No. 23-06103,

Official Public Records Of Llano County, Texas, To Be Known As "Lot 353A And 354A, Kingsland Estates, Unit 2" To Make Sure It Is Known There Is No Access To This Property At This Time.

17c. Discussion/Action: Plat Of 0.6 Acre Tract Out Of The J.G. Pfeuffer Survey No. 1, Abstract No. 594, In Llano County, Texas, Said 0.6 Acres Being Further Described In Special Warranty Deed, Recorded In Instrument No. 23-00741, Official Public Records Of Llano County, Texas, And A Called 0.026 Acre Tract Out Of The John G. Pfeuffer Survey No. 1, Abstract No. 594, Said 0.026 Acres Being Further Described In Affidavit Of Use And Possession, Recorded In Instrument No. 23-05668, Official Public Records Of Llano County, Texas, To Be Known As "Sunny K Subdivision".

MOTION: Raschke; Second: Moss; **UNANIMOUS. MOTION PASSED.**
Move To Remove Until We Get A Variance.

17d. Public Hearing: Concerning The Replat Of Lots 8A, 8B, And 8C, Replat Of Lot No. 8 & Pt Of Lot No. 9, Fred Wood Subdivision No. 2, A Llano County Subdivision As Shown On Plat Recorded In Volume 17, Page 75, Plat Records Of Llano County, Texas, Being Further Described In Warranty Deed With Vendor's Lien To Curvin Crane And Barbara Ann Crane, Recorded In Instrument No. 21-07566, Official Public Records Of Llano County, Texas, To Be Known As "Lot 8E, Fred Wood Subdivision No. 2".

17e. Discussion/Action: Replat Of Lots 8A, 8B, And 8C, Replat Of Lot No. 8 & Pt Of Lot No. 9, Fred Wood Subdivision No. 2, A Llano County Subdivision As Shown On Plat Recorded In Volume 17, Page 75, Plat Records Of Llano County, Texas, Being Further Described In Warranty Deed With Vendor's Lien To Curvin Crane And Barbara Ann Crane, Recorded In Instrument No. 21-07566, Official Public Records Of Llano County, Texas, To Be Known As "Lot 8E, Fred Wood Subdivision No. 2".

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

Move To Approve The Replat Of Lot 8A, 8B & 8C, Replat Of Lot 8 & Part Number 9 Fred Wood To Be Known As Lot 8E Fred Wood Subdivision.

17f. Public Hearing: Concerning The Replat Of Lot 3R, Cypress Shores Subdivision, A Llano County Subdivision As Shown On Document No. 20-08211 Of The Plat Records Of Llano County, Texas, Being Further Described In Warranty Deed With Vendor's Lien, Recorded In Document No. 21-04242 Of The Official Public Records Of Llano County, Texas, And Reserved Tract "BR", Cypress Shores Subdivision, A Llano County Subdivision As Shown On Document No. 20-08211 Of The Plat Records Of Llano County, Texas, Being Further Described In Warranty Deed With Vendor's Lien, Recorded In Volume 1553, Page 400, Of The Official Public Records Of Llano County, Texas, To Be Known As "Lot 3R-A & BR-A, Cypress Shores".

17g. Discussion/Action: Replat Of Lot 3R, Cypress Shores Subdivision, A Llano County Subdivision As Shown On Document No. 20-08211 Of The Plat Records Of Llano County, Texas, Being Further Described In Warranty Deed With Vendor's Lien, Recorded In Document No. 21-04242 Of The Official Public Records Of Llano County, Texas, And Reserved Tract "BR", Cypress Shores Subdivision, A Llano County Subdivision As Shown On Document No. 20-08211 Of The Plat Records Of Llano County, Texas, Being Further Described In Warranty Deed With Vendor's Lien, Recorded In Volume 1553, Page 400, Of The Official Public Records Of Llano County, Texas, To Be Known As "Lot 3R-A & BR-A, Cypress Shores".

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

Move To Approve The Replat Of Lot 3R, Cypress Shores Subdivision And The Part Of "BR" Cypress Shores, To Be Known As "Lot 3R-A & BR-A, Cypress Shores".

AGENDA ITEM #19:

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 #20:

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

AGENDA ITEM #18:

Discussion/Action: Approve Llano County Judge Ron Cunningham To Apply For 88th Legislative Session Senate Bill 22 Rural Sheriff's Office Salary Assistance Grant And Llano County Attorney Dwain Rogers To Apply For 88th Legislative Session Senate Bill 22 Rural Prosecutor's Office Salary Assistance Grant Pending Final Rules To Be Published By Texas Comptroller's Office On January 12, 2024.

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

Motion To Approve Llano County Judge Ron Cunningham To Apply For 88th Legislative Session Senate Bill 22 Rural Sheriff's Office Salary Assistance Grant And Llano County Attorney Dwain Rogers To Apply For 88th Legislative Session Senate Bill 22 Rural Prosecutor's Office Salary Assistance Grant Pending Final Rules To Be Published By Texas Comptroller's Office On January 12, 2024.

Meeting Adjourned By Judge Ron Cunningham

Attest: Cecilia McClintock
Cecilia McClintock, County Clerk