

LLANO COUNTY COMMISSIONERS COURT

MEETING APRIL 10, 2023 9:00 A.M.

STATE OF TEXAS

COUNTY OF LLANO

9:00 A.M., April 10, 2023 the Llano County Commissioner's Court met. Members present were: Judge Ron Cunningham, Presiding Officer; Peter Jones, Linda Raschke, Mike Sadoval, Jerry Don Moss; Commissioners of Precincts 1, 2, 3 & 4; Auditor Kelly Eckhardt; Chief Deputy County Clerk Cecilia McClintock. Estimated Attendance: 35

AGENDA ITEM #1:

Announce To Call For Public Participation Signup

AGENDA ITEM #2:

Consent Agenda:

- a. Commissioners Court Minutes – Regular Meeting 3-27-2023
- 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 – Dwain Rogers & Matt Rienstra
- e. 1st CC Of Month – Leave Balance Report – Lisa Otto, HR Department
- f. 2nd CC Of Month –
Payroll Certification – Lisa Otto, HR Department (No Report Due)
Treasurer Report/Investment Report – Cheryl Regmund, Treasurer (No Report Due)
- g. Monthly Reports:
 1. AgriLife Extension
 2. Constable (1, 3, 4)
 3. Justice of the Peace (2, 3, 4)
 4. District Clerk
 5. Tax Assessor Collector
 6. Office Of Emergency Management
 7. BizProtec – IT Services
 8. Indigent Health Care Program
 9. Building & Maintenance
 10. Library System

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

Accepted The Consent Agenda With The Addition Of Two Extra Accounts Payable From Kelly.

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.

AGENDA ITEM #5:

Public Participation

See Participation Sign Up Sheets

AGENDA ITEM #6:

Presentation: Linebarger Attorney, Carrie Pickering presents Tax Sale Proceeds to Llano County in the amount of \$1,215.50.

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

Motion To Table Agenda Item #6.

AGENDA ITEM #7:

Presentation: Of The TAC RMP Making A Difference Award To Human Resource Director, Lisa Otto, Who Started The County's H.R. Department And Safety Program.

AGENDA ITEM #8:

Discussion/Action: Approve The Soil And Water Proclamation Declaring April 30, 2023 Through May 7, 2023 As Soil & Water Stewardship Week.

MOTION: Raschke; Second Moss; **UNANIMOUS. MOTION PASSED.**
Approved The Soil And Water Proclamation Declaring April 30th Through May 7th As Soil & Water Stewardship Week.

AGENDA ITEM #9:

Discussion/Action: Approve The National Library Week Proclamation – April 23-29,2023 And Fine Amnesty Month – April 1-30, 2023.

MOTION: Raschke; Second Jones; **UNANIMOUS. MOTION PASSED.**
Approved The National Library Week Proclamation – April 23-29,2023 And Fine Amnesty Month – April 1-30, 2023.

AGENDA ITEM #10:

Discussion/Action: Approve The National Public Safety Telecommunicators Week – April 9-15, 2023.

MOTION: Moss; Second Sandoval; **UNANIMOUS. MOTION PASSED.**
Approved The National Public Safety Telecommunicators Week – April 9-15, 2023.

AGENDA ITEM #11:

Discussion/Action: Consider Amendments To The Facility Use Agreement With The Workforce Network, Inc.

MOTION: Moss; Second Raschke; **UNANIMOUS. MOTION PASSED.**
Approved The Amendments To The Facility Use Agreement With The Workforce Network, Inc.

AGENDA ITEM #12:

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

12a. Variance Request: Variance Request For Encroachments Of Existing Structures More Than 50% Into Building Setbacks On Proposed Lots 6A, Block F, And 5A, Block G, Of Kingsridge Addition.

MOTION: Sandoval; Second Raschke; **UNANIMOUS. MOTION PASSED.**
Approved The Variance Request For This Project.

b. & c. Tabled From Commissioner Court Meeting March 27, 2023 (7a & 7b).

12b. Public Hearing: Concerning The Replat Of Lots 6-12, Block F And Lots 5-8, Block G, Kingsridge Addition To Kingsland, A Llano County Subdivision As Shown On Volume 1, Page 26 Of The Plat Records Of Llano County, Texas, And The Western Portion Of Lot 1, Block G, Kingsridge Addition To Kingsland, Being Further Described In Instrument No. 21-09101 Of The Official Public Records Of Llano County, Texas, To Be Known As "Lots 6A & 7A, Block F And Lot 5A, Block G, Kingsridge Addition To Kingsland".

12c. Discussion/Action: Concerning The Replat Of Lots 6-12, Block F And Lots 5-8, Block G, Kingsridge Addition To Kingsland, A Llano County Subdivision As Shown On Volume 1, Page 26 Of The Plat Records Of Llano County, Texas, And The Western Portion Of Lot 1, Block G, Kingsridge Addition To Kingsland, Being Further Described In Instrument No. 21-09101 Of The Official Public Records Of Llano County, Texas, To Be Known As "Lots 6A & 7A, Block F And Lot 5A, Block G, Kingsridge Addition To Kingsland".

MOTION: Sandoval; Second Raschke; **UNANIMOUS. MOTION PASSED.**
Approved This Action.

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12d. Public Hearing: To Close And Abandon A Portion Of Hackberry Lane, Located In Greenwood Acres Subdivision, Precinct 2, Llano County, Texas As Described By Metes And Bounds.

12e. Discussion/Action: To Close And Abandon A Portion Of Hackberry Lane, Located In Greenwood Acres Subdivision, Precinct 2, Llano County, Texas As Described By Metes And Bounds.

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

Approved To Close And Abandon A Portion Of Hackberry Lane, Located In Greenwood Acres Subdivision, Precinct 2, Llano County, Texas As Described By Metes And Bounds As Seen In Exhibit A.

12f. Public Hearing: Concerning The Replat Of Lot 5, Royal Oaks Estates, Unit 7, A Subdivision Of Record In Volume 1, Page 54, Llano County Plat Records (L.C.P.R.), Llano County, Texas, Described In A Deed Of Record In Doc No. 22-01590, Llano County Official Public Records (L.C.O.P.R.), To Be Known As Lots 5A And 5B, Royal Oaks Estates, Unit 7.

12g. Discussion/Action: Replat Of Lot 5, Royal Oaks Estates, Unit 7, A Subdivision Of Record In Volume 1, Page 54, Llano County Plat Records (L.C.P.R.), Llano County, Texas, Described In A Deed Of Record In Doc No. 22-01590, Llano County Official Public Records (L.C.O.P.R.), To Be Known As 5A And 5B, Royal Oaks Estates, Unit 7.

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

Approved Replat Of Lot 5, Royal Oaks Estates, Unit 7, A Subdivision Of Record In Volume 1, Page 54, Llano County Plat Records (L.C.P.R.), Llano County, Texas, Described In A Deed Of Record In Doc No. 22-01590, Llano County Official Public Records (L.C.O.P.R.), To Be Known As Lots 5A And 5B, Royal Oaks Estates, Unit 7.

Llano Surveying Advised That There Are No Encroachments.

12h. Public Hearing: There Will Be A Public Hearing Concerning The Closure/Abandonment Of The Unused Portion Of Packsaddle Drive, A 50 Foot Wide Right Of Way, That Lies Adjacent To Lots 308-314 And Lots 315-321, Royal Oaks Estates, Unit 1, According To The Plat Of Record In Volume 1, Page 10, Llano County Plat Records.

12i. Discussion/Action: Concerning The Closure/Abandonment Of The Unused Portion Of Packsaddle Drive, A 50 Foot Wide Right Of Way, That Lies Adjacent To Lots 308-314 And Lots 315-321, Royal Oaks Estates, Unit 1, According To The Plat Of Record In Volume 1, Page 10, Llano County Plat Records.

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

AYE: Judge Cunningham, Jones, Raschke, Moss

ABSTAIN: Sandoval

Motion That We Do Not Approve The Closure/Abandonment Of The Unused Portion Of Packsaddle Drive.

AGENDA ITEM #13:

Discussion/Action: To Approve The Purchase Of A Therapy/Service Canine For Mental Health Deputy Jeff Phillips – And To Provide Training And Travel Expenses For Deputy Phillips And The Canine Using Funds Received From Opioid Settlement.

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

AYE: Judge Cunningham, Jones, Raschke, Sandoval

NAY: Moss

Approved The Purchase Of A Therapy/Service Canine For Mental Health Deputy Jeff Phillips – And To Provide Training And Travel Expenses For Deputy Phillips And The Canine Using Funds Received From The Opioid Settlement Addin To Use A Live Check In Order To Go Ahead And Purchase The Animal.

AGENDA ITEM #14:

Discussion/Action: The Sheriff's Office Will Use \$15,100.00 Of Its Donation Fund To Purchase A New K9 Dog, To Replace A Retiring K9 Dog, And Will Cover A 4-Week Dual Purpose Handler Course, As Well As An On-Site Lodging For The Deputy And The K9.

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

Removed Agenda Item #14.

AGENDA ITEM #15:

Discussion/Action: To Certify The Opioid Settlement Revenue Of \$36,304.03 And Establish A Budget In The Opioid Settlement Fund (056) In The Amount Of \$9,400.00.

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

Approved To Certify The Opioid Settlement Revenue Of \$36,304.03 And Establish A Budget In The Opioid Settlement Fund (056) In The Amount Of \$9,400.00.

AGENDA ITEM #16:

Discussion/Action: Approve The Texas Subdivision And Special District Election And Release On The Opioid Settlements Against Two Pharmaceutical Manufacturers, Teva And Allergan And Three Pharmacies, CVS, Walgreens, And Walmart.

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

Approved The Texas Subdivision And Special District Election And Release On The Opioid Settlements Against Two Pharmaceutical Manufacturers, Teva And Allergan And Three Pharmacies, CVS, Walgreens, And Walmart.

AGENDA ITEM #17:

Discussion/Action: To Amend Subdivision Regulations, The County May Require A Traffic Study In Conformance With Texas Department Of Transportation To Determine Traffic Impacts To The Txdot System. This Will Ensure Safe Ingress And Egress From County Roads To State Maintained Highways. The Cost Of The Traffic Study Shall Be Borne By The Developer And Shall Be A Requirement For The Subdivision Application.

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

Approved To Amend Subdivision Regulations, Where The County May Require A Traffic Study In Conformance With Texas Department Of Transportation To Determine Traffic Impacts To The Txdot System. This Will Ensure Safe Ingress And Egress From County Roads To State Maintained Highways. The Cost Of The Traffic Study Shall Be Borne By The Developer And Shall Be A Requirement For The Subdivision Application.

AGENDA ITEM #18:

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
Little, Et. Al v Llano County, Et. Al; United States District Court (Austin)

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 #19:

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, Chief Deputy County Clerk