

LLANO COUNTY COMMISSIONERS COURT

MEETING AUGUST 12, 2024 9:00 A.M.

**STATE OF TEXAS
COUNTY OF LLANO**

On this the 12th day of August 2024, the Llano County Commissioners Court met in regular session.

Members Present:	Presiding Officer	Judge Ron Cunningham
	Commissioner Precinct 1	Peter Jones
	Commissioner Precinct 2	Linda Raschke
	Commissioner Precinct 3	Mike Sandoval
	Commissioner Precinct 4	Jerry Don Moss

Attendees:	County Attorney	Dwain Rogers
	1 st Assistant County Attorney	Matt Rienstra
	County Auditor	Kelly Eckhardt
	County Clerk	Cecilia McClintock
	County Treasurer	Cheryl Regmund
	Building & Maintenance Supervisor	Billy Carney
	Development / 911 Services	Cristy Vaught
	Emergency Management	Gilbert Bennett
	Human Resources	Lisa Otto
	IT Manager	Clay Etter
	Road & Bridge Supervisor	Monty Roberts

Estimated Audience Attendance: 11

AGENDA ITEM #1:

Announce to Call for Public Participation Signup

AGENDA ITEM #2:

Consent Agenda:

- a. Commissioners Court Minutes:
 1. Regular Meeting July 22, 2024
 2. Special Called Meeting August 2, 2024
- b. Call, Discussions, Approvals, Awarding of all Bids – 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:
- f. 2nd CC Of Month:
 1. Payroll Certification – Lisa Otto, HR Department
 2. Treasurer/Investment Report – Cheryl Regmund, Treasurer
 3. Leave Balance Report – Lisa Otto, HR Department
- g. Monthly Reports:
 1. AgriLife Extension
 2. Office of Emergency Management
 3. Constable (1, 4)
 4. Justice of the Peace (1, 2, 3, 4)
 5. IT – BizProtec

6. EMS Services
7. Development Services
8. Environmental Investigations Division
9. Indigent Health Care Program
10. Building & Maintenance
11. Tax Assessor Collector

MOTION: Raschke; Move to approve the Consent Agenda as presented.

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

AGENDA ITEM #3:

Public Service Announcements

AGENDA ITEM #4:

Discussion/Action: Prohibiting or Restricting Outdoor Burning in Llano County.

MOTION: Raschke; Motion to reinstate the burn ban.

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

AGENDA ITEM #5:

Public Participation – No public participation sign ups.

AGENDA ITEM #6:

Discussion/Action: Update and action (if required) on Construction Projects EMS Stations, Tax Office Extension at East Annex, and USDA Criminal Justice Center Grant.

Judge Cunningham gave update. No action taken.

AGENDA ITEM #7:

Discussion/Action: Approve the Llano County's Rules and Procedures to comply with its responsibility under the Indigent Health Care and Treatment Act.

MOTION: Raschke; Move to approve the Llano County's Rules and Procedures to comply with its responsibility under the Indigent Health Care and Treatment Act.

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

AGENDA ITEM #8:

Discussion/Action: Approve Order of Election for the November 5, 2024, Joint General and Special Election.

MOTION: Jones; Motion to approve the Order of Election for the November 5, 2024, Joint General and Special Election.

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

AGENDA ITEM #9:

Discussion/Action: Approve the Joint Resolution contract between the City of Horseshoe Bay, City of Sunrise Beach Village, Deerhaven Water District, and the County of Llano for the November 5, 2024, Joint General and Special Election.

MOTION: Raschke; Move to approve the Joint Resolution contract between the City of Horseshoe Bay, City of Sunrise Beach Village, Deerhaven Water District, and the County of Llano for the November 5, 2024, Joint General and Special Election.

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

AGENDA ITEM #10:

Discussion/Action: Accept the resignation of Commissioner Frank Sanders from the Emergency Service District #1 Board effective August 28, 2024.

MOTION: Jones; Move that we accept his resignation.

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

AGENDA ITEM #11:

Discussion/Action: Appoint Jordan Spiros as Commissioner to the Emergency Service District #1 Board effective August 28, 2024, to complete Commissioner Frank Sander's term ending 12/31/2025.

MOTION: Jones; Move that we appoint Jordan Spiros as Commissioner to Emergency Service District #1 Board effective August 28th.

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

AGENDA ITEM #12:

Discussion/Action: Update on the status of the potential move of Llano County from The Hill Country Transit District (The HOP) to the Capital Area Rural Transportation (CARTS) for a rural transit system in Llano County.

Update given by Commissioner Peter Jones. No action taken.

AGENDA ITEM #13:

Discussion/Action: Approve purchase of Mental Health K-9 by former handler and Mental Health Officer Jeff Phillips for the sum of \$2,500 to be paid in full upon approval by Commissioners Court.

MOTION: Judge Cunningham; Motion to remove that agenda item.

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

AGENDA ITEM #14:

Discussion/Action: Approve renewal payment of public safety FCC License Filing Fee in the amount of \$2,400.00.

MOTION: Raschke; Move to approve renewal payment of public safety FCC License Filing Fee in the amount of \$2,400.00.

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

AGENDA ITEM #15:

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

15a. Public Hearing: There will be a public hearing concerning the Closure/Abandonment of a 0.175 acre tract out of a called 3.737 acre tract described in Warranty Deed with Vendor's Lien to Valentine Lakeside, LLC., recorded in Volume 1565, Page 2124, Official Public Records of Llano County, Texas, and being a portion of a 40' right-of-way as shown on replat of part of Lot No. 1 of Riverside Addition, a subdivision in Llano County, Texas, recorded in Volume 83, Page 128, Deed Records of Llano County, Texas.

15b. Discussion/Action: Closure/Abandonment of a 0.175 acre tract out of a called 3.737 acre tract described in Warranty Deed with Vendor's Lien to Valentine Lakeside, LLC., recorded in Volume 1565, Page 2124, Official Public Records of Llano County, Texas, and being a portion of a 40' right-of-way as shown on replat of part of Lot No. 1 Riverside Addition, a subdivision in Llano County, Texas, recorded in Volume 83, Page 128, Deed Records of Llano County, Texas.

MOTION: Sandoval; Motion that we approve it.

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

15c. Public Hearing: There will be a public hearing concerning the Closure/Abandonment of a 0.160 acre tract out of a called 3.737 acre tract described in Warranty Deed with Vendor's Lien to Valentine Lakeside, LLC., recorded in Volume 1565, Page 2124, Official Public Records of Llano County, Texas, and being a portion of a 30' wide access roadway as shown on Riverside Addition, a subdivision in Llano County, Texas, recorded in Volume 80, Page 224, Deed Records of Llano County, Texas.

- 15d.** Discussion/Action: Closure/Abandonment of a 0.160 acre tract out of a called 3.737 acre tract described in Warranty Deed with Vendor's Lien to Valentine Lakeside, LLC., recorded in Volume 1565, Page 2124, Official Public Records of Llano County, Texas, and being a portion of a 30' wide access roadway as shown on Riverside Addition, a subdivision in Llano County, Texas, recorded in Volume 80, Page 224, Deed Records of Llano County, Texas.

MOTION: Sandoval; Motion to approve that.

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

- 15e.** Variance Request: This is a variance request for a well pump shed, shed, and storage shed on the northwestern side of proposed Lot D-1 that will encroach more than 50% into the proposed building setback lines. The well pump shed overhang is 0.4' west of the property line; (Lot D-1 is currently located within a 3.737 acre tract, a 0.0720 acre tract, a 0.0582 acre tract, & a 0.0550 acre tract, being described respectively in Volume 1565, Page 2124, Instrument Nos. 20-05816, 21-00285, & 19-07513, Official Public Records of Llano County, Texas).

MOTION: Sandoval; Motion to approve this variance request.

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

- 15f.** Variance Request: This is a variance request for a fish cleaning station / lake pump structure on the western side of proposed Lot D-1 that will encroach more than 50% into the proposed building setback lines; (Lot D-1 is currently located within a 3.737 acre tract, a 0.0720 acre tract, a 0.0582 acre tract, & a 0.0550 acre tract, being described respectively in Volume 1565, Page 2124. Instrument Nos. 20-05816, 21-00285, & 19-07513, Official Public Records of Llano County, Texas).

MOTION: Sandoval; Motion to approve.

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

- 15g.** Variance Request: This is a variance request for a pool pump house on the north western side of proposed Lot D-1 and a single story building on the western side of proposed Lot D-1, that will encroach more than 50% into the proposed building setback lines; (Lot D-1 is currently located within a 3.737 acre tract, a 0.0720 acre tract, a 0.0582 acre tract, & a 0.0550 acre tract, being described respectively in Volume 1565, Page 2124, Instrument Nos. 20-05816, 21-00285, & 19-07513, Official Public Records of Llano County, Texas).

MOTION: Sandoval; I'll make that motion.

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

- 15h.** Public Hearing: Concerning the replat of a 3.737 acre tract, a 0.0720 acre tract, a 0.0582 acre tract, & a 0.0550 acre tract, being described respectively in Volume 1565,

Page 2124, Instrument Nos. 20-05816, 21-00285, & 19-07513, Official Public Records of Llano County, Texas, to be known as "Lot B-1 & D-1, replat of part of Lot No. 1 of Riverside Addition".

- 15i.** Discussion/Action: Replat of a 3.737 acre tract, a 0.0720 acre tract, a 0.0582 acre tract, & a 0.0550 acre tract, being described respectively in Volume 1565, Page 2124, Instrument Nos. 20-05816, 21-00285, & 19-07513, Official Public Records of Llano County, Texas, to be know as "Lot B-1 & D-1, replat of part of Lot No. 1 of Riverside Addition".

MOTION: Sandoval; I'll make it.

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

- 15j.** Discussion/Action: Plat of a called 1.227 acre tract of land out of the I.P. Pullum Survey No. 428, Abstract No. 580, in Llano County, Texas, recorded in Instrument No. 24-03176, Official Public Records of Llano County, Texas, to be known as "Reynolds Landing".

MOTION: Sandoval; Motion to approve it.

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

- 15k.** Public Hearing: Concerning the replat of Lots 69, 70 and an easterly portion of Lot 71, Kingsland Estates, Unit No. 1, a Llano County Subdivision as shown in Volume 92, Page 137 of the Deed Records of Llano County, Texas, being further described in a Warranty Deed with Vendor's Lien, Document No. 24-01842 of the Official Public Records of Llano County, Texas, to be known as "Lot 69A & 691B, Kingsland Estates, Unit No. 1".

- 15l.** Discussion/Action: Replat of Lots 69, 70 and an easterly portion of Lot 71, Kingsland Estates, Unit No. 1, a Llano County Subdivision as shown in Volume 92, Page 137 of the Deed Records of Llano County, Texas, being further described in a Warranty Deed with Vendor's Lien, Document No. 24-01842 of the Official Public Records of Llano County, Texas, to be known as "Lot 69A & 69B, Kingsland Estates, Unit No. 1".

MOTION: Sandoval; Motion to approve this.

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

AGENDA ITEM #16:

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 et al. v Llano County, Sheriff Bill Blackburn, Robert Nichols

- Llano County School Lands
- Barbara Suzette Baker v Llano County, et al.
- Laura Pressley, et al. v Jane Nelson, et al.
- Jillian Harrod, et al. v Llano County Sheriff's Office, et al.
- 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.

Entered Executive Session 10:03 a.m.

AGENDA ITEM #17:

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.

Returned to Open Session 11:55 a.m.

AGENDA ITEM #18:

Close Regular Commissioner Court. 11:55 a.m.

AGENDA ITEM #19:

Open Budget Workshop for FY2025. 11:56 a.m.

Update given by Judge Cunningham.

AGENDA ITEM #20:

Close Budget Workshop. 12:03 p.m.

12:03 p.m. Meeting adjourned by Judge Ron Cunningham

Attest: Cecilia McClintock
Cecilia McClintock, County Clerk