



MINUTES for Mitchell County Commissioners' Court
REGULAR Session
Monday, March 8, 2021 9:00 a.m.

1. **CALL TO ORDER**

Commissioners' Court of Mitchell County was called to order by Judge Merrell at 9:00 a.m., in the District Courtroom, 3rd Floor, 349 Oak Street, Colorado City, Texas.

County Judge	Mark Merrell	Present
Precinct 1, Commissioner	Dennis Jones	Present
Precinct 2, Commissioner	Jeremy Strain	Present
Precinct 3, Commissioner	Jesse Muñoz	Present
Precinct 4, Commissioner	Ricky Bailey	Present

2. **INVOCATION** was led by Commissioner Strain

PLEDGE was led by Commissioner Bailey

3. **PUBLIC COMMENT(S)**

Several members of audience addressed commissioners regarding agenda items.

VOTE: NO ACTION

4. **UTILIZATION OF MITCHELL COUNTY RODEO GROUNDS**

Informational – Commissioner Strain

VOTE: NO ACTION

5. **MITCHELL COUNTY BOARD OF ECONOMIC DEVELOPMENT PROJECT UPDATE, REAPPOINTMENT OF MEMBERS, AND DISCUSSION OF HIRING AN EXECUTIVE DIRECTOR**

Tabled reappointment of members, hiring an executive director

VOTE: NO ACTION

Reopened public comments 10:01 a.m. – 10:15 a.m.

MOTION: Made by Judge Merrell

SECOND: Made by Commissioner Muñoz

VOTE: All in favor. Motion passed.

6. **OPENING SEAL BIDS FOR TIF GRANT**

Judge Merrell opened three sealed bids and read aloud from Lipham, Dorado, and Herring regarding cost for 9 projects and an additional report for cost of a 10th project. Grant money from TxDOT's Transportation Infrastructure Fund will be used to pay for the projects.

VOTE: NO ACTION

7. **APPROVAL OF BILLS**

Approve bills in the total amount of \$ 490,318.20.

MOTION: Made by Commissioner Bailey to approve bills as presented.

SECOND: Made by Commissioner Muñoz

VOTE: All in favor. Motion passed.

APPROVAL OF LINE ITEM TRANSFERS

VOTE: NO ACTION

8. **BUDGET AMENDMENT(S)**

Approve budget amendment in the total amount of \$474.07 from SO from 2020 to 2021.

MOTION: Made by Commissioner Muñoz to approve budget amendment as presented.

SECOND: Made by Commissioner Bailey

VOTE: NO ACTION

9. **AUDITOR'S ANNUAL FINANCIAL REPORT**

Heidi Harris, County Auditor, presented annual financial report for 2020.

MOTION: Made by Commissioner Strain

SECOND: Made by Commissioner Jones

VOTE: All in favor. Motion passed.

10. **WINTER STORM EMERGENCY RESPONSE AND SURVEY**

Informational – Judge Merrell

VOTE: NO ACTION

11. **12. SAFETY AND INTEGRITY MAINTENANCE TESTING BY PLAINS ALL AMERICAN PIPELINE L.P.**

Informational – Judge Merrell

VOTE: NO ACTION

12. **11. MITCHELL COUNTY SHERIFF'S RACIAL PROFILE REPORT**

Sheriff Toombs presented informational report regarding yearly 2020 racial profile

No action required.

13. **MITCHELL COUNTY HEALTH AUTHORITY RENEWAL**

Informational - Judge Merrell, renewal of Dr. Dee Roach

VOTE: NO ACTION

14. **2021 MITCHELL COUNTY HISTORICAL COMMISSION REAPPOINTMENT OF MEMBERS**

Judge Merrell presented list from Mitchell County Historical Commission for reappointment of members, including Carol Sue Dakan, Fay Ellis, Charles Goodlett, Nell Holman, Mary McMullen, Patty Pharis, Randy Proctor, Wilma Reynolds, Vicky and Travis Conaway, and Steven Willey.

MOTION: Made by Commissioner Muñoz to accept reappointment of members as presented.

SECOND: Made by Commissioner Strain

VOTE: All in favor. Motion passed.

15. **REGIONAL PUBLIC DEFENDER OFFICE LOCAL GOVERNMENT CORPORATION: APPROVAL OF INTERLOCAL AGREEMENT**

Judge Merrell presented interlocal agreement for approval.

MOTION: Made by Commissioner Muñoz

SECOND: Made by Commissioner Bailey

VOTE: All in favor. Motion passed.

16. SURPLUS COUNTY EQUIPMENT FOR MITCHELL COUNTY FARM SALE

Commissioner Bailey mentioned Loraine VFD Farm Sale scheduled for Saturday, March 27. All county offices to turn in itemized list to auditor by Monday, February 15.

MOTION: Made by Commissioner Strain to participate in the 2021 Loraine VFD Farm Sale.

SECOND: Made by Commissioner Muñoz

VOTE: All in favor. Motion passed.

17. APPROVE MONTHLY REPORTS

MOTION: Made by Commissioner Stain to approve monthly reports as presented.

SECOND: Made by Commissioner Muñoz

VOTE: All in favor. Motion passed.

JP 1&4	\$ 7,333.50	District Clerk	\$ 9,394.91
JP 2&3	\$ 5,898.00	County Clerk Civil	\$ 5,930.00
Library	\$ 155.00	County Clerk Criminal	\$ 3,717.00

Other reports: Auditor, Sheriff, and Treasurer – no fees.

18. APPROVE MONTHLY MINUTES

Approve minutes from Commissioners' Court Regular/Special meetings February, 2021

MOTION: Made by Commissioner Strain to approve minutes as presented.

SECOND: Made by Commissioner Bailey

VOTE: All in favor. Motion passed.

19. *CLOSED SESSION*****

The Mitchell County Commissioners' Court will announce it will go into Executive Session if necessary, regarding any agenda item, pursuant to the Texas Open Meetings Act and State law, including without limitation Texas Government Code Sections 551.071; Consultations with Attorney 551.072; Deliberations about Real Property 551.074; Personnel Issues, or Deliberation Regarding Gifts and Donations 551.085. No action will be taken in Executive Session

**PERSONNEL – BOARD OF ECONOMIC DEVELOPMENT DIRECTOR POSITION, 551.74
TEX. GOV. CODE.**

VOTE: NO ACTION

20. ACTION REGARDING ITEMS DISCUSSED IN CLOSED SESSION

VOTE: NO ACTION

21. ADJOURN

Meeting adjourned at 10:53 a.m.

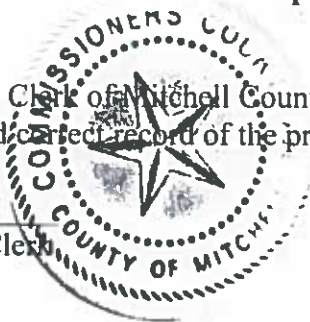
MOTION: Made by Judge Merrell to adjourn.

SECOND: Made by Commissioner Muñoz

VOTE: All in favor. Motion passed.

I, Carla Kern, County Clerk of Mitchell County, Texas, do hereby certify that these Commissioners' Court Minutes are a true and correct record of the proceedings from the meeting on Monday, March 8, 2021.


Carla Kern, County Clerk





MINUTES for Mitchell County Commissioners' Court
REGULAR Session
Monday, March 22, 2021 9:00 a.m.

1. **CALL TO ORDER**

Commissioners' Court of Mitchell County was called to order by Judge Merrell at 9:01 a.m., in District Courtroom, 3rd Floor, 349 Oak Street, Colorado City, Texas.

County Judge	Mark Merrell	Present
Precinct 1, Commissioner	Dennis Jones	Present
Precinct 2, Commissioner	Jeremy Strain	Present
Precinct 3, Commissioner	Jesse Muñoz	Present
Precinct 4, Commissioner	Ricky Bailey	Present

2. **INVOCATION** was led by Commissioner Strain
PLEDGE was led by Commissioner Bailey

3. **PUBLIC COMMENT(S)**

VOTE: NO ACTION

4. **APPROVAL OF BILLS**

Approve bills in the total amount of \$ 191,493.45

MOTION: Made by Judge Merrell to approve bills as presented.

SECOND: Made by Commissioner Bailey

VOTE: All in favor. Motion passed.

APPROVAL OF LINE ITEM TRANSFERS

VOTE: NO ACTION

5. **6. DISCUSS AND POSSIBLE APPROVE BUDGET AMENDMENT(S)**

Approve budget amendments for District Attorney forfeiture funds to be moved to salary.

MOTION: Made by Commissioner Strain to approve budget amendments as presented.

(A copy of the budget amendment follows the minutes.)

SECOND: Made by Commissioner Muñoz

VOTE: All in favor. Motion passed.

6. **7. DISCUSSION OF MITCHELL COUNTY SUBDIVISION REQUIREMENTS**

Informational - Sterling Burleson, County Attorney, presented draft of proposed subdivision regulations.

VOTE: NO ACTION

7. **8. REVIEW AND POSSIBLE APPROVE COUNTY PLAT IN SEVEN WELLS SUBDIVISION, BLOCK 6, BLOCK 2 LOT 4, TRACT 1 BLOCK 5, MITCHELL COUNTY**

Sterling Burleson, County Attorney, presented three plats within Precinct 1 for approval.

MOTION: Made by Commissioner Jones to approve plats as presented.

SECOND: Made by Commissioner Strain

VOTE: All in favor. Motion passed.

8. **9. DISCUSSION REGARDING EASEMENT PERMIT FOR ROAD CROSSINGS FOR FIBER OPTIC CABLE**

Informational – Sterling Burleson discussed the possibility of a county-required permit for installation of utility lines including water lines, electrical lines, etc. that cross county roads.

VOTE: NO ACTION

9. **5. DISCUSS AND POSSIBLE ACTION ON DISTRICT ATTORNEY SALARY SUPPLEMENTS FROM DISTRICT ATTORNEY MITCHELL COUNTY FORFEITURE FUND**

County Auditor Heidi Harris presented \$45,000.00 salary supplements for Ricky Thompson, District Attorney, to be moved from forfeiture funds.

MOTION: Made by Commissioner Strain to approve transfer of funds as presented.

SECOND: Made by Commissioner Muñoz

VOTE: All in favor. Motion passed.

10. **DISCUSS AND POSSIBLE ACTION OF THE MITCHELL COUNTY RODEO GROUNDS FOR THE DATES 06/28/2021 THRU 07/04/2021**

Commissioner Strain discussed group wanting to use rodeo grounds for July 2-4, 2021 for mini bull riders. Extended dates for setup and cleaning. Waiting for final approval from organization to have show in Mitchell County. Would bring estimated 200+ riders.

MOTION: Made by Commissioner Muñoz to approve dates for use of rodeo grounds.

SECOND: Made by Commissioner Strain

VOTE: All in favor. Motion passed.

11. **DISCUSS AND POSSIBLE ACTION OF HIRING TIF GRANT CONTRACTOR**

Judge Merrell presented Grant Works recommendation to go with low bid, Herring Services, out of Snyder. Representative Cole Herring spoke briefly to commissioners. The company will perform road work in accordance with the TxDOT Transportation Infrastructure Fund grant.

MOTION: Made by Commissioner Muñoz to approve bid as recommended by Grant Works.

SECOND: Made by Commissioner Jones

VOTE: All in favor. Motion passed.

12. **DISCUSS AND POSSIBLE ACTION OF THE RENEWAL OF THE AFFORDABLE CARE ACT REPORTING AND TRACKING SERVICE**

Jennifer Rivera, County Treasurer, discussed yearly renewal of contract through TAC in the amount of \$310.00 to be taken from Treasurer's budget.

MOTION: Made by Commissioner Strain to approve renewal of contract as presented.

SECOND: Made by Commissioner Bailey

VOTE: All in favor. Motion passed.

13. **DISCUSS AND POSSIBLE ACTION THE EEO POLICY IN THE MITCHELL COUNTY POLICY MANUAL**

Sterling Burleson, County Attorney, explained proposed inclusion of language per TAC to comply with Supreme Court ruling to include non-discriminatory language regarding sexual orientation in the county policy manual. Judge Merrell opened the floor for a motion, but action died due to lack of a motion.

VOTE: No Motion

Continued - MINUTES for Mitchell County Commissioners' Court (Page 3)
REGULAR Session
Monday, March 22, 2021 9:00 a.m.

14. **ADJOURN**

Meeting adjourned at 9:55 a.m.

MOTION: Made by Commissioner Bailey to adjourn.

SECOND: Made by Commissioner Strain

VOTE: All in favor. Motion passed.

I, Carla Kern, County Clerk of Mitchell County, Texas, do hereby certify that these Commissioners' Court Minutes are a true and correct record of the proceedings from the meeting on Monday, March 22, 2021.

Carla Kern

Carla Kern, County Clerk

