



MINUTES for Mitchell County Commissioners' Court
REGULAR Session
Monday, June 13, 2022 9:00 a.m.

1. **Call meeting to order**

Commissioners' Court of Mitchell County was called to order by Judge Merrell at 9:01 a.m., in Commissioners' Courtroom, 2nd Floor, 349 Oak Street, Colorado City, Texas.

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

2. **Invocation** was led by Commissioner Jones.
Pledge was led by Commissioner Muñoz.

3. **Public Comment**

VOTE: NO ACTION

4. **Discuss and Approve of Bills**

Approve bills in the total amount of \$ 157,958.94.

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

SECOND: Made by Commissioner Muñoz

VOTE: All in favor. Motion passed.

Discuss and Approve of Line Items

VOTE: NO ACTION

5. **Discuss and approve Health & Employee Benefit Renewal**

County Treasurer Jennifer Rivera presented options to the court.

VOTE: NO ACTION

6. **Discuss and approve Mitchell County Health Authority**

Judge Merrell recommended re-appointing Dee Roach, M.D., as the county's top health official. Dr. Roach has held the position for many years and has agreed to serve another term.

MOTION: Made by Commissioner Muñoz

(A copy of appointment and oaths follows the minutes.)

SECOND: Made by Commissioner Jones

VOTE: All in favor. Motion passed.

7. **Discuss Project & Company Overview (Jayhawk Solar Facility – Vistra Corp.)**

Michael Camden and Caroline Atkins, of Vistra, discussed proposed Jayhawk Solar Facility project planned for a 1,600-acre site near Lake Champion. Vistra is asking for a tax abatement agreement. The 100-megawatt project will employ 175 people during the construction phase and will generate enough electricity to power 35,000 homes.

(A copy of presentation follows the minutes.)

VOTE: NO ACTION

8. **Discuss and possible approve Sheriff's Deputy school incentive program**
Sheriff Patrick Toombs presented program to court: The county would pay for school, uniform and travel upfront, approximately \$5,000.00 per person. Potential deputies would reimburse or sign contract with county. Toombs agreed to get exact figures on cost and bring back to commissioners.
VOTE: NO ACTION

9. **Discuss and approve Resolution for American Rescue Plan Act**
Judge Merrell said Texas Association of Counties advises approving a resolution with plan for use of funds.
MOTION: Made by Judge Merrell
(A copy of resolution follows the minutes.)
SECOND: Made by Commissioner Muñoz
VOTE: All in favor. Motion passed.

10. **Discuss and possible approve Order Prohibiting or Restricting Fireworks for July 4, 2022**
Ban of aerial fireworks approved. Judge Merrell has talked to the fireworks sellers in the county.
MOTION: Made by Commissioner Jones
(A copy of order follows the minutes.)
SECOND: Made by Commissioner Muñoz
VOTE: All in favor. Motion passed.

11. **Discuss and possible approve Mitchell County burn ban**
Burn ban in place for 30 days, with agreement from all county fire chiefs.
MOTION: Made by Commissioner Muñoz
(A copy of burn ban follows the minutes.)
SECOND: Made by Commissioner Jones
VOTE: All in favor. Motion passed.

12. **Discuss Texas Department of Criminal Justice Project Agreement**
Informational
(A copy of agreement follows minutes.)
VOTE: NO ACTION

13. **Discuss and possible approve bids on property owned by Mitchell County**
Tax office worker Patty Perkin presented three properties for re-consideration. She said the bids first approved by commissioners were rejected by Colorado ISD. New bids for larger amounts were submitted.
MOTION: Made by Commissioner Muñoz to accept bids.
(A copy of bids follows the minutes.)
SECOND: Made by Commissioner Jones
VOTE: All in favor. Motion passed.

14. **Discussion and possible approval of Inter local Agreement with Colorado City Volunteer Fire Fighter for construction services**
Mitchell County Hospital District donated a carport to the CCVFD. County will move to location in exchange for fire services. Judge authorized to sign when agreement is ready.
MOTION: Made by Commissioner Muñoz
(No copies provided for the minutes.)
SECOND: Made by Commissioner Bailey
VOTE: All in favor. Motion passed.

15. Discuss possible approve Inter local Agreement with Mitchell County and Texas Department of Public Safety to utilize office space located at 333 Pine St, Colorado City, TX

Sheriff Toombs said space is the DPS Driver's License office.

MOTION: Made by Commissioner Bailey.

(A copy of agreement follows the minutes.)

SECOND: Made by Commissioner Jones

VOTE: All in favor. Motion passed.

16. Discuss and possible approve Inter local Agreement with Mitchell County and City of Colorado City for Housing Incentive Program

City asking for contribution of \$50,000.00 for Economic Development Corporation use.

VOTE: NO ACTION

17. Discuss and possible approve purchasing camera system in JP 2 & 3 Office

JP Norma Perez said one camera is needed for recently-occupied office. Court will decide when quote is received.

VOTE: NO ACTION

18. Discuss and possible approve monthly minutes

Approve minutes from Commissioners' Court Regular/Special meetings for May, 2022.

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

SECOND: Made by Commissioner Bailey

VOTE: All in favor. Motion passed.

19. Discuss and possible approve monthly reports

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

SECOND: Made by Commissioner Bailey

VOTE: All in favor. Motion passed.

JP 1&4	\$ 36,483.30	District Clerk	\$ 9,085.98
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JP 2&3	\$ 16,544.87	County Clerk Civil	\$ 12,807.50
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Library	\$ 152.80	County Clerk Criminal	\$ 5,712.10
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Other reports: Auditor, Sheriff, and Treasurer – no fees.

20. The Commissioners Court may recess into executive session to discuss any matters on the agenda pursuant to a legal exception to the Open Meetings Act contained in the Texas Government Code or other Texas law, including without limitation consultation with attorney or personnel matters pursuant to 551.071 and/or 551.074 of the Texas Government Code, Consultation with Attorney – Lauren Engineering Lawsuit.

Enter Executive Session: 10:25 a.m. Resumed Regular Meeting: 10:49 a.m.

No action was taken during executive session.

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REGULAR Session
Monday, June 13, 2022 9:00 a.m.

21. **Adjourn**

Meeting adjourned at 10:50 a.m.

MOTION: Made by Judge Merrell to adjourn.

SECOND: Made by Commissioner Jones

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, June 13, 2022.

Carla Kern

Carla Kern, County Clerk





MINUTES for Mitchell County Commissioners' Court
REGULAR Session
Monday, June 27, 2022 9:00 a.m.

1. **Call meeting to order**

Commissioners' Court of Mitchell County was called to order by Judge Merrell at 9:00 a.m., in Commissioners' Courtroom, 2nd 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**

VOTE: NO ACTION

4. **Discuss and Approve of Bills**

Approved bills in the total amount of \$ 159,483.78.

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

(A copy of approved bills follows the minutes.)

SECOND: Made by Commissioner Munoz

VOTE: All in favor. Motion passed.

Discuss and Approve of Line Items

MOTION: Made by Commissioner Strain to approve line item transfers as presented.

(A copy of the line item transfers follow the minutes.)

SECOND: Made by Commissioner Jones

VOTE: All in favor. Motion passed.

5. **Budget Amendment(s)**

MOTION: Made by Munoz to approve budget amendments as presented.

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

SECOND: Made by Commissioner Bailey

VOTE: All in favor. Motion passed.

6. **Independent Auditor's Report**

Informational - County Auditor Heidi Harris and Cathrine Wilks, CPA, presented 2021 Financial Statement/Independent Auditor's Report to commissioners.

(A copy of 2021 financial statement follows the minutes.)

VOTE: NO ACTION

7. **Discuss TAC Training that will be held on June 28, 2022**

Informational - Judge Merrell

VOTE: NO ACTION

8. **Discuss and approve Health & Employee Benefit Renewal**

Jennifer Rivera, treasurer and Heidi Harris, auditor provided health and employee benefit options for commissioners review. It was discussed to go with option 2 which would provide the same benefits with higher deductible.

MOTION: Made by Commissioner Jones to approve health and employee benefit renewal going with option 2.

(No supporting documents provided for minutes.)

SECOND: Made by Commissioner Munoz

VOTE: All in favor. Motion passed.

9. **Discuss and possible approve bids on property owned by Mitchell County**

Teresa Hughes, Tax Assessor-Collector presented bids for 2 different lots / properties. First bid "tabled", located at Colorado City Lake. Second property located on S Waco Street in Colorado City, 2 bids. Discussion regarding first bid accepted by previous Tax A/C, but no records or documents could be found.

MOTION: Made by Commissioner Strain to approve Tonya Saleem \$1,075, highest bid for lots located on S Waco Street in Colorado City.

(A copy of the bids follows the minutes.)

SECOND: Made by Commissioner Bailey

VOTE: All in favor. Motion passed.

10. **Review discuss and possible approve contracts for Mitchell County roof construction projects**

Sterling Burleson, County Attorney, discussed the need for contract approval for the ag barn roof repairs. Bass Roofing submitted necessary bid through co-op \$124K, 180/d complete once contracts have been approved. Wayne Gondeck, of DRG, has reviewed and approved language in contract.

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

SECOND: Made by Commissioner Jones

VOTE: All in favor. Motion passed.

11. **The Commissioners Court may recess into executive session to discuss any matters on the agenda pursuant to a legal exception to the Open Meetings Act contained in the Texas Government Code or other Texas law, including without limitation consultation with attorney or personnel matters pursuant to 551.071 and/or 551.074 of the Texas Government Code.**

Enter Executive Session: 9:37 a.m. Resumed Regular Meeting: 10:19 a.m.

No action was taken during executive session.

12. **Adjourn**

Meeting adjourned at 10:19 a.m. a.m.

MOTION: Made by Judge Merrell to adjourn.

SECOND: Made by Commissioner Munoz

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, June 27, 2022.

Carla Kern

Carla Kern, County Clerk

