



MINUTES for Mitchell County Commissioners' Court
REGULAR Session
Tuesday, October 11, 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 | Present |
| Precinct 3, Commissioner | Jesse Muñoz | Absent |
| Precinct 4, Commissioner | Ricky Bailey | Present |

2. **Invocation** was led by Commissioner Strain
Pledge was led by Commissioner Bailey

3. **Public Comment**

George Tyson, citizen importance of reinvestment zones and tax abatement to the county. Voiced concern about escaped inmate and lack of emergency plan by county officials.

VOTE: NO ACTION

4. **Discuss and Approve of Bills**

Approved bills in the total amount of \$ 116,197.58.

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

SECOND: Made by Commissioner Jones

ATTACHMENTS: Yes

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

ATTACHMENTS: Yes

VOTE: All in favor. Motion passed.

5. **Public Hearing on Proposed Designation of Reinvestment Zone**

Open: 9:09 a.m. Closed: 9:16 a.m.

ATTACHMENTS: No

VOTE: NO ACTION

6. **Discussion of proposed reinvestment zone for tax abatement**

Judge Merrell and County Attorney Sterling Bureson, along with representative from Jay Hawk, discussed the need for reinvestment zone to meet school district deadlines for Chapter 313. Interested reinvestment zone is near Lake Champion area.

MOTION: Made by Commissioner Jones to approve reinvestment zone as presented on map.

SECOND: Made by Commissioner Bailey

ATTACHMENTS: Yes

VOTE: All in favor. Motion passed.

Discussion with another interested party Zeus RED representatives Brian Drinkwine and Daron Fredrickson with Merit Advisors for 5 areas of reinvestment three solar and two wind.

MOTION: Made by Commissioner Strain to approve reinvestment zone as presented for Mitchell Solar I, II, III, plus Spade Wind I and III.

SECOND: Made by Commissioner Bailey

ATTACHMENTS: Yes

VOTE: All in favor. Motion passed.

7. Discuss and possible approval of county tax abatement criteria

VOTE: NO ACTION

8. Discuss and possible approve Tax Abatement Application of Zeus RED, for Mitchell Solar I, Mitchell Solar II, Mitchell Solar III, Spade Wind I and Spade III projects

Informational

ATTACHEMENTS: No

VOTE: NO ACTION

9. Discuss and Approve Monthly Minutes

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

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

SECOND: Made by Commissioner Jones

VOTE: All in favor. Motion passed.

10. Discuss and Approve Monthly Reports

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

SECOND: Made by Commissioner Bailey

VOTE: All in favor. Motion passed.

| | | | |
|--------|--------------|----------------|-------------|
| JP 1&4 | \$ 23,399.50 | District Clerk | \$ 6,725.40 |
|--------|--------------|----------------|-------------|

| | | | |
|--------|--------------|--------------------|--------------|
| JP 2&3 | \$ 16,111.70 | County Clerk Civil | \$ 12,469.00 |
|--------|--------------|--------------------|--------------|

| | | | |
|---------|-----------|-----------------------|-------------|
| Library | \$ 144.36 | County Clerk Criminal | \$ 5,674.00 |
|---------|-----------|-----------------------|-------------|

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

Recessed: 9:53 a.m. Resumed: 10:02 a.m.

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. – Consultation with Attorney – Lauren Engineering Lawsuit

Enter Executive Session: 10:02 a.m. Resumed Regular Meeting: 10:27 a.m.

No action was taken during executive session.

Brief public comment by Commissioner Strain regarding this weekend's pig sale at the ag barn and the need for extra dumpsters, recommended county officials make appearance and help facilitate cleaning bathrooms and emptying trash cans. He would discuss with Commissioner Munoz and Donna Madrid, City Manager. Hotels full, looking for open RV campsites. Travelers as far as California to Pennsylvania.

12. Adjourn

Meeting adjourned at 10:29 a.m.

MOTION: Made by Commissioner Strain 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 Tuesday, October 11, 2022.



Carla Kern, County Clerk





MINUTES for Mitchell County Commissioners' Court
CALLED Session
Monday, October 17, 2022 4:00 p.m.

1. **Call meeting to order**

Commissioners' Court of Mitchell County was called to order by Judge Merrell at 4:00 p.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 |

Pledge was led by Commissioner Strain

Public Comment: None

2. **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 Regarding Current or Pending Litigation – Lauren Engineering Lawsuit.**

Enter Executive Session: 4:02 p.m. Resumed Regular Meeting: 4:36 p.m.

No action was taken during executive session.

3. **Discussion and Possible action regarding settlement agreement for Lauren Engineering Lawsuit.**

MOTION: Made by Commissioner Strain to accept offer made at litigation during mediation in Austin last Friday with Lauren Engineering and giving judge approval to sign.

SECOND: Made by Commissioner Jones

ATTACHMENT: No

VOTE: All in favor. Motion passed

4. **Adjourn**

Meeting adjourned at 4:36 p.m.

MOTION: Made by Commissioner Strain 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, October 17, 2022.

Carla Kern

Carla Kern, County Clerk





MINUTES for Mitchell County Commissioners' Court
REGULAR Session
Monday, October 24, 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 Jones

3. **Public Comment**

George Tyson, citizen discussed another inmate escape, agenda item #10 Code Red Notification System and #12 executive session emergency plan. He recommended ordinance to be followed
VOTE: NO ACTION

4. **Discuss and Approve of Bills**

Approved bills in the total amount of \$ 88,322.18

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

SECOND: Made by Commissioner Bailey

ATTACHMENTS: Yes

VOTE: All in favor. Motion passed.

Discuss and Approve of Line Items

ATTACHMENTS: No

VOTE: NO ACTION

5. **Budget Amendments**

Sports Complex salary \$3600.00

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

SECOND: Made by Commissioner Jones

ATTACHMENTS: Yes

VOTE: All in favor. Motion passed.

6. **Discuss and possible approve Renewal Bond Certificate for Mitchell County Treasurer**

Judge Merrell presented bond for County Treasurer's upcoming term effective January 1, 2023

MOTION: Made by Commissioner Munoz to approve bond as presented.

SECOND: Made by Commissioner Strain

ATTACHMENTS: No

VOTE: All in favor. Motion passed.

7. **Discuss and possible approve Renewal Bond Certificate for Mitchell County Deputy Treasurer**
Judge Merrell presented bond for County Deputy Treasurer. Renewed yearly.
MOTION: Made by Commissioner Jones to approve bond as presented.
SECOND: Made by Commissioner Bailey
ATTACHMENTS: No
VOTE: All in favor. Motion passed.

8. **Discuss District Attorney's Chapter 59 Seizure and Forfeiture Audit**
Informational: Judge Merrell presented the annual report from district attorney's office.
ATTACHMENTS: Yes
VOTE: NO ACTION

9. **Discuss and possible approve FY 2023 TIDC Formula Grant Resolution**
Judge Merrell discussed program to help indigent defendants and county will receive \$15,000 for 2023, down from previous years, but ever little bit helps offset cost according to auditor.
MOTION: Made by Commissioner Munoz to approve TIDC resolution as presented.
SECOND: Made by Commissioner Jones
ATTACHMENTS: No
VOTE: All in favor. Motion passed.

10. **Discuss and possible approve Code Red Notification for Mitchell County**
Nick Shrode, IT, and Sheriff Toombs discussed the opt-in notification system currently being used by City of Colorado City. System includes notifications such as weather, boil water notices, alerts, etc. City is paying \$3,500 yearly, so cost would double for county to join their system.
MOTION: Made by Commissioner Strain to approve Code Red Notification for the county to join City of Colorado City and make Mitchell County IT responsible to oversee function and sending notifications
SECOND: Made by Commissioner Munoz
ATTACHMENTS: No
VOTE: All in favor. Motion passed.

11. **Discuss and possible approval of donation**
Judge Merrell mentioned Jay McCormick wants to give \$300.00 as donation to extension office/youth, similar to 2021 donation of \$100.00
MOTION: Made by Commissioner Munoz to accept donation and give to extension office.
SECOND: Made by Commissioner Strain
ATTACHMENTS: NO
VOTE: All in favor. Motion passed.

12. **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.**

551.074 Personnel – Mitchell County Sheriff and Emergency Management Personnel Job Duties

Enter Executive Session: 9:35 a.m. Resumed Regular Meeting: 10:18 a.m.

No action was taken during executive session.

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REGULAR Session
Monday, October 24, 2022 9:00 a.m.

13. Adjourn

Meeting adjourned at 10:18 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, October 24, 2022.



Carla Kern, County Clerk

