

**STATE OF TEXAS
COUNTY OF BROWN**

The Brown County Commissioners Court convened in a Regular Session on May 10, 2021 at 9:00 A.M. at the Adams Street Community Center, at 511 E. Adams St., Brownwood, Texas.

1. Declare a Quorum and Call Meeting to Order

Judge Lilly declared a Quorum and called the meeting to order.

Members of the Court present were:

DR. PAUL LILLY	COUNTY JUDGE
GARY WORLEY	COMMISSIONER, PRECINCT NO. 1
JOEL KELTON	COMMISSIONER, PRECINCT NO. 2
WAYNE SHAW	COMMISSIONER, PRECINCT NO. 3
LARRY TRAWEEK	COMMISSIONER, PRECINCT NO. 4

Also present:

SHARON FERGUSON	COUNTY CLERK
JENNIFER ROBISON	COUNTY AUDITOR
SHANE BRITTON	COUNTY ATTORNEY
T'ANNA MCCLURE	COMMISSIONERS EXECUTIVE ADMINISTRATIVE ASSISTANT

2. Prayer

Dr. Dale Meinecke led the Court in the invocation.

3. Recognition of Special Guests and Presentations.

4. Citizens Comments

(All speakers will be required to adhere to the rules of procedure, conduct and decorum adopted by the Court on August 12, 2019. Any disruptive, abusive, obscene, or disrespectful behavior will be terminated immediately.)

There were no citizen comments.

5. Consideration and approval of minutes from the May 3rd, 2021.

Commissioner Kelton moved that the minutes of the May 3, 2021 meeting be approved, as presented by County Clerk Sharon Ferguson. Commissioner Worley seconded the motion and the Court voted 5-0 to approve.

6. Consideration and approval of any Treasurer's/Auditor's Report.

The May 10, 2021 Combined Statement Of Cash Position was presented by County Treasurer Ann Krpoun, for filing. [\(Exhibit #1\)](#)

7. Consideration and approval of payment of any bills needed.

Commissioner Shaw moved that the claims, as presented by County Auditor Jennifer Robison, be paid. Commissioner Traweek seconded the motion and the Court voted 5-0 to approve. [\(Exhibit #2\)](#)

8. Consideration and approval of all appropriate action regarding the following:

A. Gary Worley, Commissioner Pct. 1-Conduct Public Hearing on the Creation of a Reinvestment Zone to be known as Brown County Reinvestment Zone No. 1-IP Radian, for purposes of tax abatement to provide economic development within the county, and possible action on a Tax Abatement Agreement with IP Radian, LLC, involving the parcels of land identified in the application.

Judge Lilly opened the Public Hearing and asked the public for comments or questions. Those who made public comments were:

Warren Tongate-against Tax Abatement ([Exhibit #3](#))

John Hays, MD-against Tax Abatement ([Exhibit #4](#))

Robert N. Green, II-against Tax Abatement ([Exhibit #5](#))

Kenneth Adams-in favor of Tax Abatement ([Exhibit #6](#))

Steve Mickelson-in favor of Tax Abatement ([Exhibit #7](#))

Dale Cummings-Intersect Power ([Exhibit #8](#))

Olen Fuqua-against Tax Abatement

Judge Lilly closed the Public Hearing.

B. Gary Worley, Commissioner Pct. 1-Consider and take possible action to create a reinvestment zone for purposes of tax abatement to provide economic development within the county in accordance with Chapter 312 of the Texas Tax Code, and reinvestment zone to be known as Brown County Reinvestment Zone No. 1-IP Radian, and located as described in the application by Tax Abatement Agreement with IP Radian, LLC.

Commissioner Shaw moved that the Court create a reinvestment zone, to be known as Brown County Reinvestment Zone No. 1-IP Radian for purposes of tax abatement to provide economic development within the county in accordance with Chapter 312 of the Texas Tax Code, said reinvestment zone to be located as described in the application by IP Radian, LLC. Commissioner Kelton seconded the motion and the Court voted 2-3 as follows:

Commissioner Shaw-aye

Commissioner Kelton-aye

Commissioner Worley-nay

Commissioner Traweek-nay

Judge Lilly-nay

The motion did not pass.

C. Gary Worley, Commissioner Pct. 1-Consider and take possible action regarding the adoption of a Tax Abatement Agreement with IP Radian, LLC, Pursuant to Chapter 312, Texas Tax Code.

No action.

D. Larry Traweek, Commissioner Pct. 4-Consideration and possible approval of action regarding appointing a person to fill the unexpired term of Justice of the Peace Pct. 4.

Commissioner Traweek moved that the Court approve the appointment of Ted Perez to fill the unexpired term of Justice of the Peace Precinct #4. Jim Cavanaugh, Justice of the Peace, Precinct #4, will retire June 30, 2021. Commissioner Shaw seconded the motion and the Court voted 5-0 to approve.

E. Joel Kelton, Commissioner Pct. 2-Consideration and possible approval of action regarding burn ban.

After discussion, no action was taken. The burn ban remains lifted.

F. Lisa Dick, Administrator-Brownwood-Brown County Health Department-Update on COVID19 response and County health initiatives (Spon CJ).

After an update, from Lisa Dick, Administrator of the Brownwood-Brown County Health Department, concerning the COVID-19 outbreak, no action was taken.

G. Jennifer Robison, Auditor-Consideration and possible approval to certify the resolution for the lease purchase agreement for the new radio system with LCRA.

Commissioner Worley moved that the Court approve a Certificate For Resolution, for Texas Bank, for a Resolution Approving Lease-Purchase Agreement And Promissory Notes And Security Agreement For The Purpose Of Acquiring Personal Property For County Use, for the new radio system, with LCRA. Commissioner Kelton seconded the motion and the Court voted 5-0 to approve. ([Exhibit #9](#))

H. Wayne Shaw, Commissioner Pct. 3-Consdieration and possible action to Install a Private Line on CR 320 by Zephyr Water Supply.

Commissioner Shaw moved that the Court approve an application, made by Zephyr Water Supply Corp., to install a buried water line, within the right-of-way of County Road #320, in Precinct #3; subject to Brown County specifications for boring a road. Judge Lilly seconded the motion and the Court voted 5-0 to approve. ([Exhibit #10](#))

I. Larry Traweek, Commissioner Pct. 4-Consideration and possible action to Install a Private Line on CR 155 by Brookesmith SUD.

Commissioner Traweek moved that the Court approve an application, made by Brookesmith SUD, to install a buried water line, within the right-of-way of County Road #155, in Precinct #4; subject to Brown County specifications for cutting a road. Commissioner Shaw seconded the motion and the Court voted 5-0 to approve. ([Exhibit #11](#))

9. Commissioner Comments. (No action can be taken on anything during this information-only discussion).

No action was taken.

10. Adjournment

Judge Lilly adjourned the Brown County Commissioners Court at 9:40 A.M.

Agenda items may be considered, deliberated, and/or acted upon in a different order than set forth above. The Brown County Commissioners Court reserves the right to discuss any above items in executive (closed) session whenever permitted by the Texas Open Meeting Act.

Submitted on the _____ day of _____, 2021.

COUNTY JUDGE

COMMISSIONER, PRECINCT NO. 1

COMMISSIONER, PRECINCT NO. 2

COMMISSIONER, PRECINCT NO. 3

COMMISSIONER, PRECINCT NO. 4



I, Sharon Ferguson, Brown County Clerk, attest that the foregoing is a true and accurate accounting of the Commissioners Court's authorized proceedings for May 10, 2021.

**SHARON FERGUSON, County Clerk and Ex-Officio Member
Clerk of Commissioner's Court, Brown County, Texas**