

The State of Texas

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County of Edwards

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BE IT REMEMBERED that on this 11th day of October, 2022, at 9:00 o'clock a.m. there came on and was held in the City of Rocksprings, Edwards County, Texas, at the Edwards County Courthouse therein, a Regular Open Meeting of the Commissioners' Court of Edwards County, Texas. The Agenda for this Regular Open Meeting of the Commissioners' Court of Edwards County, Texas was posted on October 6, 2022 at 1:32 p.m.

Present were:

Honorable Marty Graham, Commissioner of Precinct One

Honorable Lee Sweeten, Commissioner of Precinct Two

Honorable Matt Fry, Commissioner of Precinct Three, was absent

Honorable Kenneth Reed, Commissioner of Precinct Four

Honorable Souli Asa Shanklin, County Judge

Honorable Olga Lydia Reyes, County and District Clerk

1. **Determination of quorum; Call to Order.** The Open Meeting was called to order at 9:00 o'clock a.m. by Judge Shanklin. The Pledge of Allegiance to the United States Flag and to the Texas State Flag were recited. The Court was led in prayer by Commissioner Reed. The roll was then called by Clerk Reyes. All Commissioners, with the exception of Commissioner Fry, were present.

2. **Open Forum.** There were no participants in the Open Forum.

3. **Staff Reports.** There were no questions on the staff reports.

4. **DELIBERATE, CONSIDER and/or TAKE ACTION ON ANY OF THE FOLLOWING:**

a. **Prior Minutes.** Commissioner Sweeten made the motion to approve the minutes from the September 13, 2022 meeting. Commissioner Graham seconded the motion. No Commissioner noting any opposition, the motion carried 4/0.

b. **Burn Ban.** No action taken.

c. **Discuss and Act upon Final Plat for Coconut Ranch Subdivision – Matt Fry.** Samuel Poorman was in attendance and reported that everything was complete except the Water Availability Study. Commissioner Sweeten made the motion to approve the final plat for Coconut Ranch Subdivision, pending completion of the Water Availability Study; the motion was seconded by Commissioner Reed. Mr. Poorman is to notify the Court when the Study has been completed. No Commissioner noting any opposition, the motion carried 4/0.

d. **Discuss and Act upon Correctional Communications Services Agreement with City Tele-Coin Company – Sheriff J.W. Guthrie.** Commissioner Graham made the motion to approve the Correctional Communications Services Agreement with City Tele-Coin Company; Commissioner Reed seconded the motion. No Commissioner noting any opposition, the motion carried 3/0/1, with Commissioner Sweeten abstaining.

e. **Discuss and Act upon MOU by and between Nueces Canyon CISD and Edwards County Sheriff's Office. – Sheriff J.W. Guthrie.** Commissioner Sweeten made the motion to approve the MOU by and between Nueces Canyon CISD and Edwards County Sheriff's Office and Commissioner Graham seconded the motion. No Commissioner noting any opposition, the motion carried 4/0.

f. **Discuss and Act upon Indigent Defense Program 2023 - Judge Shanklin.** Commissioner Sweeten made the motion to approve the Indigent Defense Program 2023; Commissioner Reed seconded the motion. No Commissioner noting an opposition, the motion carried 4/0.

g. **Discuss and Act upon Edwards District and County Court Plan – OLS Addendum – Judge Shanklin.** Judge Shanklin received information from Carl Esser that this matter was still under desk review at the Governor's Office. Commissioner Sweeten made the motion to approve the Edwards District and County Court Plan – OLS Addendum pending final approval from the State; Commissioner Graham seconded the motion. No Commissioner noting an opposition, the motion carried 4/0.

h. **Discuss and Act upon Interlocal Cooperation Contract between Kinney and Edwards County – Judge Shanklin.** Judge Shanklin informed the Court that this contract related to the CDCBG Grant. Commissioner Graham made the motion to approve the Interlocal Cooperation Contract between Kinney and Edwards County. Commissioner Reed seconded the motion. No Commissioner noting any opposition, the motion carried 4/0.

i. **Discuss and act upon Proclamation declaring October 30, 2022, as Weatherization Day in Edwards County – Judge Shanklin.** Commissioner Sweeten made the motion to approve the Proclamation declaring October 30, 2022, as Weatherization Day in Edwards County. Commissioner Reed seconded the motion. No Commissioner noting any opposition, the motion carried 4/0.

j. **Discuss and Act upon Resolution Calling for Secession (TEXIT) – Judge Shanklin.** Judge Shanklin stated that this matter deals with putting a resolution calling for secession on the ballot. He stated that there had been a movement in the State of Texas that had been prevalent for several years that because we were an independent nation for more than 10 years we have the authority to exit the United States and become an independent country again on our own. This is not calling for that; it is calling for putting this on the ballot to let Texans decide if they want to keep getting ripped off by the Federal Government. Looking back, Texas submits more money to the Feds than we get back and with the border being the situation that it is, what they are doing to our energy, this is just a Proclamation that we will send to our elected officials to eventually put this on the ballot and let Texans decide. Commissioner Reed interjected on the topic of the seriousness of this issue. He stated that looking back to the 1700s and what King George was doing, to him, what the federal and state government is doing is right in the same ballpark, maybe even worse. Some of our founding fathers lost everything they owned and targets went on their backs. Commissioner Sweeten interjected that he is a member of TEXIT. He stated that Judge Shanklin asked him if he would look into a Convention of States after someone sent information on this to every county in the United States. He discovered that there is way to much to be handled by a Convention of States. He did some research and he quoted the State Republican party platform which basically says it supports

putting this platform on the ballot. This is where he started with this. He didn't even address all the issues regarding this Resolution or there would have been 5-10 pages with everything that is going on. So, he would like to make the motion to approve this matter. Sweeten then stated that he would let Commissioner Reed make the motion to approve the Resolution and that he would second the motion. Commissioner Reed made the motion to approve the Resolution Calling for Secession; Commissioner Sweeten seconded the motion. No Commissioner noting any opposition, the motion carried 4/0.

k. Discuss and Act upon Resolution Calling for Convention of States – Judge Shanklin. Judge Shanklin stated that if 37 states are in agreement, a Constitutional Convention of States could be enacted. He stated that there are so many things to address with regards to a Convention of States, but it amounts to setting an agenda pre-convention to address which matters should be left to the states and not ceded to the Federal government. Commissioner Sweeten made the motion to approve the Resolution Calling for Convention of States. Commissioner Reed seconded the motion. No Commissioner noting any opposition, the motion carried 5/0.

5. New Business. Commissioner Sweeten informed the Court about a situation that is occurring with regards to CR 380 and while it is technically not the County's problem, it seems that the County is being forced into the situation. Sweeten continued by stating that he would like to see an item on next month's agenda regarding a policy that the County can adopt with regards to situations such as the present. Sweeten has established communication with Jason Arp from the County Road Dept. and with County Attorney Allen Ray Moody with regards to this situation. Moody thinks that there might already be a policy but he was not sure of this. Arp is also researching the rededication process from 2010 and trying to determine if the road in questions was re-dedicated.

6. Set time and date for next meeting. The next regular meeting of the Edwards County Commissioners Court is scheduled for the second Tuesday of November, 2022 (November 8, 2022) at 9:00 a.m.

7. **Pay bills.** Commissioner Sweeten made the motion to approve the bills; Commissioner Reed seconded the motion. No Commissioner noting any opposition, the motion carried 4/0.

8. **Adjourn.** Commissioner Sweeten made the motion to adjourn. Commissioner Reed seconded the motion. No Commissioner noting any opposition, the motion carried 4/0. This meeting of the Edwards County Commissioners Court was adjourned at 9:20 o'clock a.m.

APPROVED:



SOULI ASA SHANKLIN
Edwards County Judge

Attest:



OLGA LYDIA REYES
Edwards County and District Clerk

