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AUSTIN COUNTY CLERK

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COMMISSIONERS COURT MINUTES

August 13, 2018, Austin County Commissioners Court met in the Commissioners Court Meeting Room at the Austin County Courthouse with the following present:

Tim Lapham, County Judge
Mark Lamp, Commissioner, Precinct 1
Robert "Bobby" Rinn, Commissioner, Precinct 2
Randy Reichardt, Commissioner, Precinct 3
Douglas King, Commissioner, Precinct 4
Andrea Cardenas, Deputy County Clerk

9:00 A.M. OPENING

CALL TO ORDER

INVOCATION

PLEDGES OF ALLEGIANCE

ROLL CALL AND CERTIFICATION OF QUORUM

CONSIDERATION/ADOPTION OF AGENDA

Amend agenda. #14 should be 92.85 Kuykendall Abstract instead of 92.85 Kuykendall Road.

Motion to Adopt: Commissioner King, 2nd Commissioner Lamp, passed (4-0).

Order #18-207

1. Petitions or Requests from the Public.

Buddy Koenig, Republican Party Chairman, invited the Court to the Austin County Banquet at the Austin County Fair Grounds on September 8, 2018. Tickets are available for purchase.

2. Discussion and action regarding construction projects and finance options (Jail, S.O., E.M.S. Station)

Kenneth Burns, Burns Architecture, LLC, had no update from last Court. Judge Lapham presented several options to the Commissioners. 2007 bonds are paid off. County can pay off 2009 bonds and issue Certificates of Obligation for entire \$9.5 million. Can refinance 2009 bonds and use funds toward project along with Certificates of Obligation for remainder

needed. 2009 bonds are due to be paid off in February 2019. There is roughly \$3.5 million in the General Fund.

Mr. Burns advised the Court funds will need to be in the bank at the time construction contract is signed.

Cash on hand can be used to pay preliminary and design costs. Can use Certificates of Obligation for the Jail and Sheriff's Office. The JP Pct 1 will not be included.

The Court discussed the timing of Certificates of Obligation and Bond election. If the Bond election passes doesn't mean County has to borrow \$17 million.

Court intends to use Certificates of Obligation for \$9.5 million for the Jail and Sheriff's Office and have Bond Election for \$17 million for Justice Center (\$15 million), EMS station (\$1 million), and LCRA (\$800,000) to move powerline.

Judge Lapham presented the Court with possible numbers for repaying Bonds. See supporting documents.

No action.

3. Consider Adoption of Order Authorizing Publication of Notice of Intention to Issue Certificates of Obligation and Authorizing Certain Other Matters Relating Thereto

Certificates of Obligation for \$9.5 million.

Motion to Adopt: Commissioner Reichardt, 2nd Commissioner Lamp, passed (4-0).
Order #18-208

4. Consider Adoption of Order calling a Bond Election for November 6, 2018; Designating Voter Centers; Providing for Early Voting and Election Day Voting; Providing for Performance of Required Administrative Duties; Providing for Conduct of the Election; and Providing for Other Matters Related to such Election.

Design would begin December 2018 and take about 8 months. Approximately one year before construction would begin.

Bond election to be held November 6, 2018 for \$17 million for Justice Center and EMS station.

Motion to Adopt: Commissioner Lamp, 2nd Commissioner Reichardt, passed (3-1).
Commissioner Rinn opposed.
Order #18-209

5. **An Order calling a General Election to be held by Austin County for the purpose of electing State, County, and Precinct Officers as required by Article XVI, Section 65 of the Texas Constitution.**

Motion to Approve: Commissioner Reichardt, 2nd Commissioner Lamp, passed (4-0).
Order#18-210

6. **Consideration and action to accept Election Polling Locations**
 - a. **General Election**
 - b. **Special Election**

Motion to Accept: Commissioner Reichardt, 2nd Commissioner King, passed (4-0).
Order #18-211

7. **Discussion and action to purchase a replacement Laser Printer for EMS Office utilizing Capital Outlay funds**

\$379 for laser printer out of Capital Outlay.

Motion to Purchase: Commissioner Reichardt, 2nd Commissioner Rinn, passed (4-0).
Order #18-212

8. **Open bid proposals and action as appropriate for the following:**
 - a. **Road Materials/Gravel**
 - b. **Hauling (Road Materials)**
 - c. **Asphalts, Liquid Asphalts, Emulsions & Dust Control**
 - d. **Corrugated Culverts**
 - e. **HDPE Culvert Pipe**
 - f. **Concrete/Cement**
 - g. **Fuel (Gasoline & Diesel)**
 - h. **Surface Treatments, Asphalt Laydown and Asphalt Milling**

Cemex, P2 Emulsion, Koy Concrete, Colorado Materials, Quality Hot Mix, Colorado Company Oil, Century Asphalt, Rock Crushers, Gulf Coast, S & S Supply, Inc., Bernardo Trucking, Sealy Paving, Whistling Host Ranch – Allen Rock, Inland Environmental and Remediation, Huebner Concrete, Vulcan Materials, Pihoda Gravel Co., Zbranek, Wright Asphalt, Cleveland Asphalt Products, Vulcan Materials Co., Cornerstone Paving, Wilson Converts, Martin Marietta, Durwood Greene Construction Co., Martin Asphalt, American Materials, ACT Pipe and Supply, Paltisek Paving, Waller co Asphalt #8, Waller Co Asphalt #3, CPR Services and Supplies, Inc. and MDN Enterprises, Kolkhorst Petroleum Company, and Sealy Concrete.

Will bring back to Court on September 10, 2018.

No action.

9. Consideration and action to amend schedule of Commissioners Court meetings for Fiscal Year 2018-2019.

Amend from November 12, 2018 to November 13, 2018.

Motion to Amend: Commissioner King, 2nd Commissioner Rinn, passed, passed (4-0).
Order #18-213

10. Consideration and action to accept Conflicts Disclosure Statement between Bobby Rinn and Diversified Land Management

Motion to Accept: Commissioner Rinn, 2nd Commissioner King, passed (4-0).
Order #18-214

Court recessed at 10:33 a.m.

Court reconvened at 10:40 a.m.

11. Budget discussion and action as appropriate.

Review departments 113 – Sheriff’s Office, 114 – Jail, and 130 – EMS.

Requests 113 - \$3,895,197 and 114 - \$1,906,351.

Proposed budget works, but doesn’t include requests from the Sheriff’s Office or additional raises for Constables 3 and 4.

Including requests for Departments 113 and 114, adding \$45,000 for Constable Precinct 3 and 4 salaries, and EMS requests leaves a deficit of \$589,696. Court asked Ron Dille, EMS Director to review his budget. Per Ron, numbers submitted are to fully staff Industry and Wallis EMS stations. Staffing Industry station only, would reduce requests by approximately \$200,000.

If the tax rate for the General Fund stays the same, it will cover the proposed budget.

Per Sheriff Brandes, there will be funds left over in the budget because Jail is not fully staffed. He requested time to run the numbers to get budget down to \$3,739,414.

Will adopt at next Court date.

No action.

12. Discussion and action regarding security and salary needs for JP3 and JP4 offices

No action.

13. Discussion and action regarding adding a Class C Operator to Precinct 1

No action.

14. Consideration and possible action to authorize one-time variance from Subdivision Regulations to subdivide 6 acres from 92.85 acre tract on Kuykendall Road in Precinct 2.

Motion to Authorize: Commissioner Rinn, 2nd Commissioner King, passed (4-0).
Order #18-215

15. Consideration and action to authorize Pipeline Agreement with Enterprise Crude Pipeline LLC for the purpose of constructing, maintaining, laying, operating, and/or repairing pipelines utilized for the transportation of liquids or gaseous materials along the right of ways and/or under the following:

- a. **Precinct 1 Roads:**
 - i. High Meadow Road
 - ii. Stokes Road
 - iii. Center Hill Road
 - iv. Wietstruck Road
 - v. Coshatte Road
 - vi. Nelius Road
 - vii. Grubbs Road
 - viii. Peters San Felipe Road
 - ix. Granada Road
 - x. Jurica
- b. **Precinct 2 Roads:**
 - i. W.Ueckert Road
 - ii. Balke Road
 - iii. Glaesar Road
 - iv. Old Nelsonville Road
 - v. Old Highway 36
- c. **Precinct 3 Roads:**
 - i. Kurtz Road
 - ii. Maler Road

Jurica Road is in Precinct 3 not Precinct 1.

Motion to Authorize: Commissioner Reichardt, 2nd Commissioner King, passed (4-0).
Order #18-216

16. Discussion regarding .0471 Acres at the corner of Walnut Street and Missouri Street, New Ulm Township, and action as appropriate

Will bring back to Court.

No action.

- 17. CONSENT AGENDA – Items listed are of routine nature and may be acted on in a single motion unless requested otherwise by member of Commissioners Court.**
- a. Approval of Minutes**
 - i. July 23, 2018**
 - b. Consideration and possible action to authorize hardship variance for Sheriff's Office Employee to carry over 56.5 unused vacation hours to be used by September 21, 2018.**
 - c. Discussion and action to declare fuel tank at Precinct 2 Barn as surplus**
 - d. Consideration and action to approve Required Schooling Application for Dan Leedy, County Court at Law Judge, to be held at San Antonio, Texas, August 13 – August 16, 2018**

Motion to Approve: Commissioner King, 2nd Commissioner Lamp, passed (4-0).
Order #18-217

- 18. Budgetary and Financial Claims – action as appropriate.**
- a. Payment of Claims**

Motion to Approve: Commissioner King, 2nd Commissioner Lamp, passed (4-0).
Order #18-218

- b. Budget Amendments**
- c. County Auditor's review of finances**

Per Billy Doherty, County Auditor, still doing good.

- d. County Treasurer**
 - i. Payroll & Escrow Report – 08.03.2018**
 - ii. Investment Report – 3rd Quarter 2017-2018**
 - iii. Reconciled Report – 4th Quarter 2016-2017**
 - iv. Reconciled Report – September 2017**

Motion to Approve: Commissioner King, 2nd Commissioner Rinn, passed (4-0).
Order #18-219

- 19. Written end-of-the month reports submitted by County Offices.**
- a. Justice of the Peace, Precinct 2 & 3 – July 2018**
 - b. Jail Population Report – July 2018**
 - c. Constable Activity Report, Precinct 2 – July 2018**
 - d. Library System Report – July 2018**
 - e. On-Site Sewage Facility – July 2018**

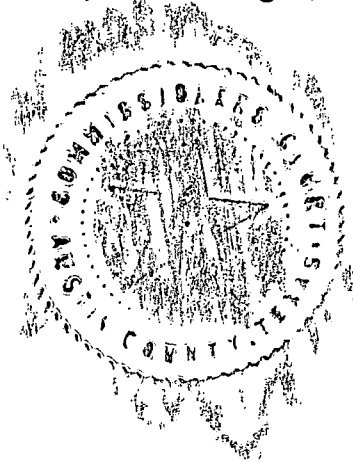
Motion to Accept: Commissioner King, 2nd Commissioner Reichardt, passed (4-0).
Order #18-220

20. Commissioners Court Inquiry.

*Motion to Adjourn: Commissioner King, 2nd Commissioner Rinn, passed (4-0).
Order #18-221*

Court adjourned at 12:05 p.m.

**ALL SUPPORTING DOCUMENTS ON FILE WITH COUNTY CLERK AS
PROVIDED BY COMMISSIONERS COURT
I, Carrie Gregor, Austin County Clerk, attest to the minutes of the Commissioners
Court proceedings for August 13, 2018.**



Date : August 30, 2018

Carrie Gregor

**Carrie Gregor, Austin County Clerk
Clerk of Commissioners Court
Austin County, Texas
By: Andrea Cardenas, Deputy**

FILED

18 AUG 30 AM 11:00

Carrie Gregor

COUNTY CLERK
AUSTIN COUNTY, TEXAS