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AUSTIN COUNTY CLERK

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COMMISSIONERS COURT MINUTES

May 9, 2022 Austin County Commissioners Court met in the 2nd floor Courtroom at the Austin County Courthouse with the following present:

Tim Lapham, County Judge
Mark Lamp, Commissioner, Precinct 1
Robert "Bobby" Rinn, Commissioner, Precinct 2
Leroy Cerny, Commissioner, Precinct 3
Chip Reed, 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

Motion to Adopt: Commissioner Reed, 2nd Commissioner Rinn, passed (4-0).
Order #22-177

1. PUBLIC HEARING REGARDING COUNTYWIDE POLLING

Public Hearing opened at 9:05 a.m.

Kim Rinn (Tax Assessor-Collector) updated the Court about Countywide voting from May 7, 2022 election. Will have Countywide voting for May 24th and November elections. Party Chairs Chuck Beers and Pat Burns agreed, both parties in favor of Countywide voting. Buddy Koenig (Retired Republican Chair) in favor of Countywide and asked they keep a paper trail as well.

Public Hearing closed at 9:12 a.m.

2. Petitions or Requests from the Public.

Commissioner Reed spoke with regard to Feral Hog Grant. Stacey Villarreal (Agrilife) spoke with regard to advertising more and improving program. There are matching grants County could apply for as well.

3. Discussion and action as appropriate regarding building projects and financing.

Per Judge Lapham, offices moved in at Justice Center. Kenny Burns (Burns Architect) sent drawings for EMS buildings. Changed a little bit by moving server and electrical rooms into one room. Moving forward with EMS stations. Jail Commission is coming back on Wednesday to re-inspect Justice Center. There was an issue with smoke detectors. Inspector thought a generator was needed at the Justice Center, but County met with Jail Commission who stated otherwise. Commissioner Reed asked if there will be a generator on the EMS buildings. Per Judge Lapham, should be drawn into plans for EMS stations.

Per Commissioner Rinn, he and Commissioner Reed had a meeting with departments and contractor. Contractor to begin on renovations end of May, beginning of June. Will start with small conference room first.

Per Commissioner Lamp, contractor to complete fencing behind Justice Center. Light poles have been pulled at EMS location. Rerouted internet to 911 office. Working with City to move water meter.

4. Discussion and action as appropriate regarding road construction projects.

Commissioner Lamp received an inspection report for Mill Creek Road bridge on Sandy Creek issues. Requests bridge be added to list of projects. Because of current two bridge projects in Precinct 2, will not cost the County additional funds. Per Commissioner Lamp, he owed \$59,000 from other matching projects. Since Commissioner Rinn is starting his two bridge projects, Precinct 1 can use those for matching projects. Commissioner Rinn stated the two bridges in Precinct 2 are not long enough to qualify for TxDOT replacement, but Commissioner Lamp can use them for matching funds for his bridge projects. Per Commissioner Rinn, Precinct 1 isn't taking any money from Precinct 2.

Commissioner Reed met with contractor about bridge on Chew Road. The bridge is fine. A beam was added underneath, but never painted because of rust. Getting contractors price before saying yes.

Commissioner Cerny didn't get bridge report for Franz Road yet. Definitely interested in following up.

Judge Lapham asked about time frame of projects. Commissioner Lamp stated once Precinct 2 starts construction, time frame will begin. Two projects in Precinct 2 are about half million. Commissioner Rinn stated still waiting to hear from contractor. Has within a year to start.

Commissioner Rinn waiting for start date for two bridges. Doing routine maintenance.

Per Commissioner Cerny, contractor moved equipment to Sealy and Kulow Road bridge to begin work this week. Doing routine maintenance. Will begin shredding.

Commissioner Reed has been shredding and doing routine maintenance. Had an issue with roads that were repaired last year with a contractor. County has one-year warranty. Called contractor and should be out this week.

Commissioner Lamp doing routine maintenance.

Billy Doherty (County Auditor) spoke with regard to road material price increases. All counties in the country are having same problem. Option 1, Court can vote per vendor, per increase up to 25% above bid price. Once increase reaches 25% above bid price, will go out for bids. Option 2, re-bid road materials. Can approve 25% increase and purchase what is needed to maintain roads.

Will come back.

5. Consideration regarding allowing a private vendor to set up on county property and action as appropriate.

Will come back.

6. Discussion and action to amend Compensation Order adding "Deputy Cadet" to patrol classifications.

Donald Darracq (Sheriff's Office) spoke to the Court with regard to Deputy Cadet position. The agreement between Sheriff's office and individual would be for a two-year commitment. The employee would be in school for the first seventeen weeks before beginning patrol. Cost of police academy is \$3,500 which would be paid from Sheriff's training budget. Currently have two – three open positions in patrol. Would only send one employee at a time. After police academy is complete and employee decided to leave the County, the only recourse would be to sue employee to recoup costs. Commissioners asked what is starting pay while attending Police academy. Deputy Cadet pay is \$23.48. Commissioners didn't agree with paying an employee \$23.48 while attending school. Court prefers to pay \$15 – \$18 due to other employees pay. Will bring back.

No action.

#4 continued.

Allow up to 25% increase of price for Hot Mix Asphaltic Concrete, Coal Mix Cold Lay Asphalt, and Cold Mix Cold Lay Asphalt.

Motion to Approve: Commissioner Reed, 2nd Commissioner Cerny, passed (4-0).
Order #22-178

#5 continued.

Deny private vendor set up on County property.

Motion to Deny: Commissioner Lamp, 2nd Commissioner Rinn, passed (4-0).
Order #22-179

7. Discussion regarding culvert permit application and action as appropriate.

Approve culver permit application form.

Motion to Approve: Commissioner Lamp, 2nd Commissioner Rinn, passed (4-0).
Order #22-180

8. Consideration and action to authorize a one-time variance from Subdivision Regulations to divide three 1 acre tracts from a 162.44 acre parent tract on Grubbs Road, Pct. 1.

Motion to Authorize: Commissioner Lamp, 2nd Commissioner Rinn, passed (4-0).
Order #22-181

9. Discussion regarding "Active 911" invoice and action as appropriate

Per David Watson (Sheriff's Office), invoice due in August.

Motion to Approve: Commissioner Reed, 2nd Commissioner Lamp, passed (4-0).
Order #22-182

10. Discussion regarding private drive off of Post Oak Lane for Patrick Wayne Schmid and action as appropriate.

Motion to Approve: Commissioner Rinn, 2nd Commissioner Lamp, passed (4-0).
Order #22-183

11. Discussion regarding Fairground entrance repair and action as appropriate.

Request funds to concrete Highway 159 entrance. Total cost for option A and B is \$90,255.

Donate \$30,000 to be paid from Associate Buildings or Major Repairs.

Motion to Donate: Commissioner Lamp, 2nd Commissioner Rinn, passed (4-0).
Order #22-184

12. Discussion regarding EMSAR Stair Chair Preventative Maintenance Agreement and action as appropriate

Motion to Approve: Commissioner Reed, 2nd Commissioner Lamp, passed (4-0).
Order #22-185

13. Discussion regarding the sale of fireworks, per Local Government Code 352.051, and action as appropriate.

Approve sale of fireworks.

Motion to Approve: Commissioner Lamp, 2nd Commissioner Rinn, passed (4-0).
Order #22-186

14. Discussion regarding County Engineer position and action as appropriate.

Charles Kalkomey (Jones and Carter) retired. Need a County Engineer or an agreement with an engineering firm.

No action.

15. 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. **April 25, 2022**
- b. **Consideration and action to approve Right of Way installation by City of Bellville on Schumann Road, Pct.1**
- c. **Consideration and action to approve required schooling application for Wilfred Krause, Justice of the Peace, Pct. 2, to be held May 8 - 10, 2022 at Austin, Texas**

Motion to Approve: Commissioner Lamp, 2nd Commissioner Rinn, passed (4-0).
Order #22-187

16. Budgetary and Financial Claims - action as appropriate.

- a. **Payment of Claims**

Early Bills = \$72,415.88. Regular Bills = \$207,481.38.

Motion to Approve: Commissioner Reed, 2nd Commissioner Rinn, passed (4-0).
Order #22-188

Add invoices from Industry Telephone Company \$343.06, Austin County Water Supply Corp. \$63.73, SPI (Schaumburg & Polk, Inc) \$150,184.85, EGA Fabrication \$4,200, and New Era Coatings LLC \$1,850. Total = \$156,646.64

Motion to Approve: Commissioner Reed, 2nd Commissioner Lamp, passed (4-0).
Order #22-189

b. Fund Transfers

Motion to Approve: Commissioner Rinn, 2nd Commissioner Lamp, passed (4-0).
Order #22-190

c. Budget Amendments

#47 – 48.

Motion to Approve: Commissioner Reed, 2nd Commissioner Lamp, passed (4-0).
Order #22-191

d. County Auditor's Review of finances

Per Billy Doherty (County Auditor), still within budget. Received tobacco settlement funds.

e. County Treasurer

- i. Payroll and Escrow Report Payroll & Escrow Report**
 - 1. 05.06.2022**

Motion to Approve: Commissioner Reed, 2nd Commissioner Lamp, passed (4-0).
Order #22-192

17. Written end-of-the month reports submitted by County Offices.

- a. District Court - April 2022**
- b. County Court, Civil and Family -April 2022**
- c. Jail Population -April 2022**
- d. Justin of the Peace -April 2022**
 - i. Precinct 2**
 - ii. Precinct 3**
 - iii. Precinct 4**
- e. Library System -April 2022**
- f. Constable, Pct. 2 - April 2022**
- g. OMV - April 2022**
- h. Agrilife - April 2022**
- i. OSSF - April 2022**

Motion to Accept: Commissioner Rinn, 2nd Commissioner Lamp, passed (4-0).
Order #22-193

Court recessed at 11:01 a.m.

18. EXECUTIVE SESSION

A closed meeting will be held concerning the following items:

- a. Personnel Matter - P&D
- b. Real Estate Matter -17 East Main

Court reconvened at 12:48 p.m.

19. Action as appropriate on Executive Session.

Adjust Compensation Order in Department 155, accounts 51-106 and 51-107 to match budgeted numbers changing from \$21 to \$25 and \$15.50 to \$18 respectively.

Motion to Approve: Commissioner Lamp, 2nd Commissioner Rinn, passed (4-0).
Order #22-194

Approve auction sale of 17 E. Main and give Judge authority to sign related documentation.

Motion to Approve: Commissioner Reed, 2nd Commissioner Rinn, passed (4-0).
Order #22-195

20. Commissioners Court Inquiry.

Per Billy Doherty (County Auditor), Goeke Construction is going to clean out the line so they can run fiber optics. When finished, Brandon Hoff (County IT) will need a day to hook them up, then Drug Enforcement Team can move into old TxDot building.

Motion to Adjourn: Commissioner Lamp, 2nd Commissioner Reed, passed (4-0).
Order #22-196

Court adjourned at 12:51 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 May 9, 2022.

Date: MAY 23 2022

Carrie Gregor

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

FILED

2022 MAY 23 PM 2:56

Carrie Gregor
COUNTY CLERK
AUSTIN COUNTY, TEXAS

