



CARRIE GREGOR
AUSTIN COUNTY CLERK

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COMMISSIONERS COURT MINUTES

October 24, 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

CONSIDERATION/ADOPTION OF AGENDA

Remove item #8 and #9.

Motion to Adopt: Commissioner Rinn, 2nd Commissioner Reed, passed (4-0).
Order #22-426

1. Proclamation - Domestic Violence Awareness

Motion to Approve: Commissioner Reed, 2nd Commissioner Lamp, passed (4-0).
Order #22-427

2. Petitions or Requests from the Public.

3. Presentation by Beyer and Company Certified Public Accountants of Independent Annual Audit and Report and Action as appropriate.

Mr. Beyer not available. Will come back.

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

Per Judge Lapham, will have construction meeting for EMS stations this week on Wednesday.

Per Commissioner Lamp, moved line back for 60' easement at EMS Station 1.

Per Commissioner Reed, weigh station is moving forward. Moving house first, then scale.

Per Commissioner Rinn and Reed, concrete work and ADA door are complete at Wendt Street Building.

Per Judge Lapham, they are painting here at the Courthouse now.

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

Per Commissioner Reed, continuing with routine maintenance.

Per Commissioner Cerny, continuing with routine maintenance.

Per Commissioner Rinn, continuing with routine maintenance. Waiting on contractors to begin work on four bridges.

Per Commissioner Lamp, continuing with routine maintenance.

6. Consideration and action to accept Donation Deed of Property from:

- a. **Shelley Ann Harkey on or near Maresh Road, Pct. 2.**
- b. **Clark Land Interest, LLC on or near Cutoff Road and Skull Creek, Pct. 2.**

Motion to Accept: Commissioner Rinn, 2nd Commissioner Reed, passed (4-0).

Order #22-428

7. Consideration and action to approve third amendment to an Interlocal Agreement between Austin County and the City of Sealy regarding Bullinger Creek, Pct 3.

Kimbra Hill (City Manager with City of Sealy), requested County amend Interlocal Agreement to take back authority over Bullinger Creek subdivision. City of Sealy is looking to separate from Development Agreement with Developer. Subdivision will not be annexed by City of Sealy and will remain in ETJ.

Per Commissioner Cerny, wants to discuss with Developer with regard to easement issues. Will come back when Developer arrives.

Continue with Item #3.

Wayne Beyer explained Independent Annual Audit and Report. Beyer and Co. will close on November 30, 2022.

Accept Independent Annual Audit Report by Beyer and Company.

Motion to Accept: Commissioner Reed, 2nd Commissioner Rinn, passed (4-0).
Order #22-429

Continue with Item #7.

Per Commissioner Cerny, right - of - way and drainage issues will need to be addressed. Plat to be approved by County engineer prior to moving forward. Wants a report in writing.

Judge Lapham, Joel Scott (Developer of Bullinger Creek), Kimbra Hill (City Manager, City of Sealy) and Commissioner Cerny will meet later today.

No action.

10. Discussion regarding Austin County Investment Policy and action as appropriate.

Motion to Approve: Commissioner Reed, 2nd Commissioner Rinn, passed (4-0).
Order #22-430

11. Consideration and action to approve Resolution of Annual Review of Investment Policy of Austin County.

Motion to Approve: Commissioner Reed, 2nd Commissioner Rinn, passed (4-0).
Order #22-431

12. Consideration and action to approve finance of a 926M Wheel Loader Fusion QC, Forks and Bucket for Pct. 4.

Approve equipment lease purchase between Austin County and Welch State Bank

Motion to Approve: Commissioner Reed, 2nd Commissioner Rinn, passed (4-0).
Order #22-432

13. Consideration and possible action issue Requests for Proposals (RFPs) for Administrative Services and Requests for Qualifications (RFQ's) Engineering Services for the Community Development Block Grant Regional COG Method of Distribution (CDBG COG MOD) administered through the Texas General Land Office (GLO for the County of Austin.

Approve to issue RFP's for Administrative Services and RFQ's for Engineering Services.

Motion to Issue: Commissioner Reed, 2nd Commissioner Lamp, passed (4-0) passed.
Order #22-433

14. **Consideration and action to add South Dixon Farm Lane as a new private road to 911 Road Map, Pct. 4**

Motion to Add: Commissioner Reed, 2nd Commissioner Cerny, passed (4-0).
Order #22-434

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. **October 10, 2022**
 - b. **Consideration and action to approve Right-Of-Way installation of poly waterline by Verdun 011 Company on Wolfe Road, Pct 2.**
 - c. **Consideration to accept Certificate of Liability Insurance covering Verdun Oil & Gas LLC**

Motion to Approve: Commissioner Reed, 2nd Commissioner Lamp, passed (4-0).
Order #22-435

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

Total=\$233,333.03

Motion to Approve: Commissioner Rinn, 2nd Commissioner Reed, passed (4-0).
Order #22-436

- b. **Fund Transfers**

Motion to Approve: Commissioner Reed, 2nd Commissioner Lamp, passed (4-0).
Order #22-437

- c. **Budget Amendments**

Approve 117 – 124.

Motion to Approve: Commissioner Reed, 2nd Commissioner Lamp, passed (4-0).
Order #22-438

- d. **County Auditor's Review of finances**

Per Billy Doherty (County Auditor), there is 10% in General Fund.

- e. **County Treasurer**
 - i. **Payroll and Escrow Report - 10.21.2022**

Motion to Approve: Commissioner Reed, 2nd Commissioner Rinn, passed (4-0).
Order #22-439

- ii. **Monthly Treasurers Report for - September 2022**

Motion to Approve: Commissioner Reed, 2nd Commissioner Lamp, passed (4-0).
Order #22-440

- 17. **Written end-of-the month reports submitted by County Offices.**
 - a. **Juvenile Court - September 2022**
 - b. **Criminal Court - September 2022**
 - c. **Civil Court - September 2022**
 - d. **Family – September 2022**

Motion to Accept: Commissioner Reed, 2nd Commissioner Cerny, passed (4-0).
Order #22-441

Court recessed at 10:00 a.m. until 11:00 a.m. Executive Session will begin at 11:00 a.m.

EXECUTIVE SESSION

A closed meeting will be held concerning the following items:

- 1 Legal Matter**
- 2 Personnel Matter**

Court reconvened at 11:56 a.m.

- 18. **Action as appropriate on Executive Session.**

- 2. **Accept application for Communications Coordinator position.**

Motion to Accept: Commissioner Reed, 2nd Commissioner Rinn, passed (4-0).
Order #22-442

- 1. **No action.**

- 19. **Commissioners Court Inquiry.**

Per Commissioner Cerny, will not be present for Wednesday's construction meeting. Will attend Texana meeting.

*Motion to Adjourn: Commissioner Reed, 2nd Commissioner Rinn, passed (4-0).
Order #22-443*

Court adjourned at 11:57 a.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 October 24, 2022.**



Date: NOV 03 2022

Carrie Gregor

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

FILED

2022 NOV -3 AM 10: 35

Carrie Gregor
COUNTY CLERK
AUSTIN COUNTY, TEXAS