



CARRIE GREGOR
AUSTIN COUNTY CLERK

ONE EAST MAIN
BELLVILLE, TEXAS 77418

PH: 979-865-5911
FAX: 979-865-0336

COMMISSIONERS COURT MINUTES

February 24, 2020, 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
Chip Reed, Commissioner, Precinct 4
Andrea Cardenas, Deputy County Clerk

Commissioner Reichardt absent.

9:00 A.M. OPENING
CALL TO ORDER
INVOCATION
PLEDGES OF ALLEGIANCE
ROLL CALL AND CERTIFICATION OF QUORUM
CONSIDERATION/ADOPTION OF AGENDA

Amend agenda by removing Item #18.a.iii.

Motion to Adopt: Commissioner Rinn, 2nd Commissioner Reed, passed (3-0).
Order #20-057

- 1. Petitions or Requests from the Public.**
- 2. Discussion and potential action regarding the Takings Impact Assessment pursuant to Chapter 2007, Texas Government Code and regarding proposed Austin County Ordinance; An Ordinance Prohibiting Solid Waste Disposal in Austin County, and Providing Civil and Criminal Penalties.**

Eric Magee (Allison, Bass & Magee) requests the Court pass Order to prepare solid waste ordinance, take impact assessment, set hearing and publish notice of hearing on proposed ordinance.

Mike Moody, Bruce Cameron, Brian Dahl, Bob Moore, Steve Neal, Nancy Naron, Jane Stockton, John Auman, William Utt, Elizabeth Galtnez, Joyce Bone, Bill Bone, and Paul Nelson spoke opposing Cat Spring area being considered for landfill site.

Direct Eric Magee to draft proposed ordinance, take the impact assessment and authorize County Judge to set public hearing date and publish draft in the newspaper for Oilfield site.

Motion to Approve: Commissioner Lamp, 2nd Commissioner Reed, passed (3-0).
Order #20-058

Court recessed at 10:20 a.m.

Court reconvened at 10:31 a.m.

- 3. Discussion and action as appropriate regarding building projects and financing.**
 - a. Update on projects**

Per David Gaeke, waiting on signed contracts. Last piece of glass going up at the Tax office this week.

- b. Discussion and Action as needed to adopt county wage rate for non-federal funded projects**

Davis – Bacon Wage Scale used when an entity is using Federal funds. Since Austin County projects are not funded using Federal funds, County can adopt lower wages.

Adopt Washington County Davis – Bacon Wage Scale for construction projects not using Federal funds for Austin County projects.

Motion to Adopt: Commissioner Lamp, 2nd Commissioner Rinn, passed (3-0).
Order #20-059

- 4. Consideration and action to approve final plat for Settlers Crossing Subdivision. (Commissioner Reichardt)**

Motion to Approve: Commissioner Lamp, 2nd Commissioner Reed, passed (3-0).
Order #20-060

- 5. Consideration and action regarding preliminary plat for Sunrise Estates Subdivision (Commissioner Reichardt)**

Motion to Approve: Commissioner Lamp, 2nd Commissioner Rinn, passed (3-0).
Order #20-061

- 6. Discussion, consideration and adoption of resolution to designate authorized signatories for the Hurricane Harvey - Buyout/Acquisition CDBG Disaster Recovery program contract 20-066-002-B957.**

Motion to Designate: Commissioner Lamp, 2nd Commissioner Rinn, passed (3-0).
Order #20-062

7. **Discussion, Consideration and adoption of resolution adopting required CDGB-DR Civil Rights policies for the Hurricane Harvey - Buyout/Acquisition CDBG Disaster Recovery program contract 20-066-002-B957.**

Motion to Adopt: Commissioner Rinn, 2nd Commissioner Lamp, passed (3-0).
Order #20-063

8. **Consideration and action to approve agreement between Austin County and GrantWorks, Inc for administration services for the Hurricane Harvey – Buyout/Acquisition CDBG Disaster Recovery program contract 20-066-002-B957.**

Motion to Approve: Commissioner Reed, 2nd Commissioner Lamp, passed (3-0).
Order #20-064

9. **Consideration and action to approve agreement between Austin County and GrantWorks, Inc for administration services for the CDBG – DR Hurricane Harvey Infrastructure contract 20-065-065-C184.**

Motion to Approve: Commissioner Lamp, 2nd Commissioner Reed, passed (3-0).
Order #20-065

10. **Discussion, consideration and adoption of resolution to designate authorized signatories for the CDBG – DR Hurricane Harvey Infrastructure contract 20-065-065-C184.**

Motion to Designate: Commissioner Lamp, 2nd Commissioner Reed, passed (3-0).
Order #20-066

11. **Discussion, consideration and adoption of resolution adopting required CDBG-DR Civil Rights policies for the CDBG – DR Hurricane Harvey Infrastructure contract 20-065-065-C184.**

Motion to Adopt: Commissioner Lamp, 2nd Commissioner Rinn, passed (3-0).
Order #20-067

12. **Discuss, consider, and select a grant administration service provider to complete application and project implementation for the GLO CDBG-MIT, to include 2015, 2016, and Hurricane Harvey State Mitigation Competition.**

Accepted proposals from Langford Community Management Services and Grantworks. Commissioner Reed and Shannon Hanath (Road and Bridge Administrative Assistant) will score proposals. Will bring back once scoring is complete to select a grant administration service provider.

13. Consideration and action to proclaim April as Fair Housing Month.

Motion to Proclaim: Commissioner Rinn, 2nd Commissioner Reed, passed (3-0).

Order #20-068

14. Consideration and action to approve Right-of-Way installation by Fiberlight on Beckendorff Road, Precinct 3.

Motion to Approve: Commissioner Rinn, 2nd Commissioner Lamp, passed (3-0).

Order #20-069

15. Discussion regarding Radio Tower Site Lease Agreement between Austin County and the State of Texas through the Texas Department of Transportation and action as appropriate. (Judge Lapham)

Approve pending legal review.

Motion to Approve: Commissioner Rinn, 2nd Commissioner Lamp, passed (3-0).

Order #20-070

16. Discussion and action as appropriate regarding State overpayment of sales and uses taxes and requested reimbursement. (Billy Doherty)

Comptroller's office sent letter stating a company erroneously keyed their sales and use taxes to go to Austin County instead of the City of Austin. County has to pay Comptroller back \$250,016.54 for funds paid to County in error.

Three options to pay the funds back. Option #1: Pay in full. Option #2: Apply all monthly collections to the overpaid amount until repaid. Option #3: Enter into a 32-month payback agreement.

This has happened before. County is currently repaying an overpayment from several years ago.

Court chose Option #3.

Motion to Approve: Commissioner Rinn, 2nd Commissioner Reed, passed (3-0).

Order #20-071

17. Discussion regarding Wendt Street building Lease Agreement with W.I.C. and action as appropriate.

W.I.C is requesting a longer lease; 5 or 10 years.

Court opted for a 60 month lease.

Motion to Approve: Commissioner Lamp, 2nd Commissioner Reed, passed (3-0).

Order #20-072

18. **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. **01.31.2020**
 - ii. **02.06.2020**
 - b. **Approval of a resolution regarding the submission of the 2021 Homeland Security Grant for Interoperable Communication-APX Portable Radios Project.**
 - c. **Approval to submit grant application to Texas Office of the Governor, Criminal Justice Division for video equipment.**

*Motion to Approve: Commissioner Rinn, 2nd Commissioner Lamp, passed (3-0).
Order #20-073*

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

*Motion to Approve: Commissioner Reed, 2nd Commissioner Lamp, passed (3-0).
Order #20-074*

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

Per Billy Doherty (County Auditor), County down by \$200,000. Citizens haven’t paid taxes in January. Hope to see an increase in February.

- d. **County Treasurer’s**
 - i. **Payroll and Escrow Report 02.14.20**

*Motion to Approve: Commissioner Reed, 2nd Commissioner Rinn, passed (3-0).
Order #20-075*

20. **Written end-of-the month reports submitted by County Offices.**
- a. **District Court – January 2020**
 - b. **County Court – January 2020**
 - c. **AgriLife Extension – January 2020**
 - d. **Justice of the Peace, Precinct 2 – January 2020**

*Motion to Accept: Commissioner Rinn, 2nd Commissioner Lamp, passed (3-0).
Order #20-076*

Court recessed at 11:13 a.m.

EXECUTIVE SESSION

A closed meeting will be held concerning the following items:

1 Personnel matters. (This in accordance with Texas Government Code Section 551.087).

Court reconvened at 12:12 p.m.

21. Action as appropriate on Executive Session.

Approve two light duty positions in EMS office for 30 days.

*Motion to Approve: Commissioner Reed, 2nd Commissioner Lamp, passed (3-0).
Order #20-077*

22. Commissioners Court Inquiry.

*Motion to Adjourn: Commissioner Lamp, 2nd Commissioner Reed, passed (3-0).
Order #20-078*

Court adjourned at 12:14 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 February 24, 2020.**



Date: February 26, 2020

Carrie Gregor

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

FILED

2020 FEB 26 PM 4: 56

Carrie Gregor
6 COUNTY CLERK
AUSTIN COUNTY, TEXAS