



**ANDREA CARDENAS**  
*AUSTIN COUNTY CLERK*

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**COMMISSIONERS COURT MINUTES**

**February 26, 2024** Austin County Commissioners Court met in the 2<sup>nd</sup> 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, 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, 2<sup>nd</sup> Commissioner Lamp, passed (4-0).*  
**Order #24-049**

**1. Petitions or Requests from the Public.**

Bryan McAuley (Site Manager of San Felipe de Austin State Historic Site and Museum) gave an update on Historic Commission.

Court recessed at 9:04 a.m.

**EXECUTIVE SESSION**

**A closed meeting will be held concerning the following items:**

- a. **Legal Matter – Justin Center**

Court reconvened at 9:33 a.m.

**2. Action as appropriate on Executive Session.**

Approve legal counsel authority to work with Goeke Construction to obtain a settlement of liquidated damages at Justice Center.

*Motion to Approve: Commissioner Reed, 2<sup>nd</sup> Commissioner Cerny, passed (4-0).*  
**Order #24-050**

**3. Discussion and action regarding repairs at the Austin County Expo building.**

Charlie Tallerine requests \$85,068 for repairs for Austin County Expo building.

Per Billy Doherty (County Auditor), look into whether insurance can help with cost of repairs.

Per Judge Lapham, can turn into insurance first then if insurance does not pay, County will pay half the cost of repairs.

*Motion to Approve: Commissioner Lamp, 2<sup>nd</sup> Commissioner Rinn, passed (4-0).*  
**Order #24-051**

**4. Discussion regarding dispatcher compensation and action as appropriate.**

Per Donald Darracq (Operations Sergeant Sheriff's Office), returned to Court to give total cost to pay out comp time to Sheriff's Office employees. Total cost of comp time is \$226,190.77.

Per Billy Doherty (County Auditor), total = \$28,154.47 for Dispatch and \$196,023.62 for Sheriff's Office.

Pay Dispatch off for comp time and pay overtime off as accrued.

*Motion to Approve: Commissioner Cerny, 2<sup>nd</sup> Commissioner Lamp, passed (4-0).*  
**Order #24-052**

**5. Discussion and action regarding the Austin County Policy Manual/Funeral Leave.**

No action.

**6. Discussion and action as appropriate regarding proposed utility Right-Of-Way along/on county property on Peschel Lane, Pct. 3.**

Declare 35' off the center line of the road which will be a total of 70' easement.

*Motion to Approve: Commissioner Cerny, 2<sup>nd</sup> Commissioner Reed, passed (4-0).*  
**Order #24-053**

7. **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. **Consideration and action to accept executed affidavits of survey for:**
    - i. **A portion of Rock House Road, Pct. 2**
    - ii. **A portion of Yellow Rose Road, Pct. 2**
  - b. **Consideration and action to accept Racial Profiling Report from Const., Pct. 4**
  - c. **Consideration and action to ratify Right of Way installation by Industry Telephone Company on Shunka Road near Red Bird Lane, Pct. 2**
  - d. **Consideration to accept special donations to Knox Memorial Library in the amounts of:**
    - i. **\$ 300**
    - ii. **\$ 100**
    - iii. **\$ 200**
  - e. **Consideration and action to approve Temporary Access Agreement between Clint Steffens and Austin County, Pct. 1**
  - f. **Consideration and action to authorize a one-time variance from Subdivision Regulations to subdivide a 4 to 6 acre tract from a 38.74 parent tract on South Loop 497, Pct. 2**
  - g. **Consideration and action to authorize a one-time variance from Subdivision Regulations to subdivide a 2 acre tract from a 35.7 parent tract on Remmert Rd, pct. 3**
  - h. **Consideration and action regarding renewal of VoiceProducts Services, LLC. Maintenance Agreement with Austin County SO (Sheriff Brandes)**
  - i. **Approval of minutes:**
    - i. **February 12, 2024**
  - j. **Consideration and action to approve a Temporary Access Agreement between Gerald Zalesak and Austin County, Pct. 4**
  - k. **Consideration and action to approve Preliminary Plat Application for Bellwood Oaks Subdivision, Pct. 2.**
  - l. **Consideration and action to approve Final Plat Application for Bellwood Oaks Subdivision, Pct. 2**
  - m. **Consideration and action to approve Final Plat Application for The Estates at Pecan Hill Subdivision., Pct 2.**
  - n. **Consideration and action to approve Commercial Development Application for Dogwood RV Park, Pct. 2.**
  - o. **Consideration and action to approve Final Plat Application for Saddleback Estates Subdivision, Pct. 1**
  - p. **Consideration and action to approve Commercial Development Application for Wallis Boat & RV Storage**

Per Commissioner Rinn, pull n.

Per Jonathan Hopko (County Engineer), the requirements have been met.

Approve 7a. – m., o. – p.

*Motion to Approve: Commissioner Reed, 2<sup>nd</sup> Commissioner Lamp, passed (4-0).*  
**Order #24-054**

Approve n.

*Motion to Approve: Commissioner Reed, 2<sup>nd</sup> Commissioner Lamp, passed (4-0).*  
**Order #24-055**

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

Total = \$1,444,096.52.

*Motion to Approve: Commissioner Rinn, 2<sup>nd</sup> Commissioner Reed, passed (4-0).*  
**Order #24-056**

**b. Fund Transfers**

*Motion to Approve: Commissioner Lamp, 2<sup>nd</sup> Commissioner Reed, passed (4-0).*  
**Order #24-057**

Per Billy Doherty (County Auditor), add invoice for \$850.00 to Texas College of Probate Judges.

*Motion to Approve: Commissioner Rinn, 2<sup>nd</sup> Commissioner Lamp, passed (4-0).*  
**Order #24-058**

**c. Budget Amendments**  
**d. County Auditor's Review of finances**

Per Billy Doherty (County Auditor), still within budgetary constraints.

**e. County Treasurer**  
**i. Monthly Treasurers Report – January 2023**

*Motion to Approve: Commissioner Reed, 2<sup>nd</sup> Commissioner Lamp, passed (4-0).*  
**Order #24-059**

- ii. **Payroll and Escrow Report**
  - 1. **02.09.2024**
  - 2. **02.23.2024**

*Motion to Approve: Commissioner Reed, 2<sup>nd</sup> Commissioner Lamp, passed (4-0).*  
**Order #24-060**

- 9. **Written end-of-the month reports submitted by County Offices.**
  - i. **Justice of Peace, Pct. 2 – January 2024**
  - ii. **Constable, Pct. 2 – January 2024**
  - iii. **Constable, Pct. 4 – December 2023 and January 2024**
  - iv. **Texas Agrilife Extension Office – January 2024**
  - v. **EMS Report – December 2023**

*Motion to Accept: Commissioner Rinn, 2<sup>nd</sup> Commissioner Lamp, passed (4-0).*  
**Order #24-061**

Court recessed at 10:43 a.m.

#### **EXECUTIVE SESSION**

**A closed meeting will be held concerning the following items:**

- b. **Personnel Matter**
- c. **Personnel Matter**

Court reconvened at 1:05 p.m.

Per Judge Lamp, Court will reconvene at 2:00 p.m.

Court recessed at 1:05 p.m.

Court reconvened at 2:03 p.m.

Court recessed at 2:03 p.m.

Court reconvened at 2:37 p.m.

#### **10. Action as appropriate on Executive Session.**

Dissolve HR Director position, transfer HR duties to Treasurer's department and move HR Assistant to Treasurer's department.

*Motion to Approve: Commissioner Reed, 2<sup>nd</sup> Commissioner Lamp, passed (4-0).*  
**Order #24-062**

11. Commissioners Court Inquiry.

*Motion to Adjourn: Commissioner Reed, 2<sup>nd</sup> Commissioner Rinn, passed (4-0).  
Order #24-063*

Court adjourned at 2:39 p.m.

**ALL SUPPORTING DOCUMENTS ON FILE WITH COUNTY CLERK AS PROVIDED BY  
COMMISSIONERS COURT**

I, Andrea Cardenas, Austin County Clerk, attest to the minutes of the Commissioners Court proceedings for February 26, 2024.



Date: March 12, 2024

Andrea Cardenas

Andrea Cardenas, Austin County Clerk  
Clerk of Commissioners Court  
Austin County, Texas

**FILED**

2024 MAR 12 PM 12:00

*Andrea Cardenas*  
COUNTY CLERK  
AUSTIN COUNTY, CLERK