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COMMISSIONERS COURT MINUTES

On **May 28, 2013** Austin County Commissioners Court met in the Commissioners Courtroom at the Austin County Courthouse with the following present:

Carolyn Bilski, County Judge
Reese Turner, Commissioner, Precinct 1
Robert "Bobby" Rinn, Commissioner, Precinct 2
Randy Reichardt, Commissioner, Precinct 3
Douglas King, Commissioner, Precinct 4
Cyndi Gomez, Deputy County Clerk

Opening – 9:00 a.m.

Call to Order
Invocation
Pledges of Allegiance
Certification of Quorum

Consideration/Adoption of Agenda

Motion to Adopt: Commissioner Reichardt, 2nd Commissioner Rinn, passed (4-0).
Order #13-152

1. Proclamations and Special Recognitions

- a. **Bellville FFA Dairy Judging Team State Champions**
- b. **Bellville FFA Nursery/Landscaping Team State Champions**
- c. **Brazos High School State Champion in Discus**

2. Petitions or Requests from the Public

Ray Chislett, Emergency Management, discussed Hurricane preparedness for upcoming Hurricane Season beginning June 1st - November 30th. Emergency Operations Center – EOC will be open in the Courthouse basement meeting room with CERT and First Responders June 3, 2013, 5:00 p.m. – 7:30 p.m.

Mark Switzer, Switzer Land & Auction, discussed services his company offers.

Commissioner Turner commended Bill Farrell, Veterans Service Officer, with regard to Memorial Day affairs honoring our veterans' gravesites. Commissioner Turner also announced for the record he has been married 36 years, today.

Betty Jez, County Auditor, discussed the Fire Marshall's Inspection on May 15, 2013.

Tinson Rasbury, Assistant Auditor, discussed Accounts Payable.

3. Computer updates by XperNet Services and IT Department.

Greg Henry and Brandon Hoff discussed computers, laptops, printers and equipment needed for Sheriff, County Judge, County Clerk, District Attorney, IT, Auditor, Commissioners, JP3, Wallis Library and the Industry Library offices.

Judge Bilski asked Greg Henry his opinion regarding Incode. Incode through Tyler Technologies would be easier for automatic reports, with a different way of operating. According to other counties, Incode works good when up and running. His frustration with Tyler Technologies is that they do not have a lot of staff to work with, but he feels it is worth looking into.

Betty Jez, County Auditor, has heard from other agencies that they were not happy with their conversion to Incode.

Commissioner Turner requested in writing, the comments she has been hearing. He asked Carrie Gregor, County Clerk, if she had questions, comments or issues on the subject.

Carrie Gregor, County Clerk, advised the Court that her office is not happy with the customer service from Tyler Technologies. She gave an example of how it took over 9 weeks for client support to correct a simple problem.

According to Judge Bilski, Brandon Hoff should be the contact for trouble shooting.

Per Carrie Gregor, the County is paying Tyler Technologies a lot of money for their customer service. All initial calls must go through Tyler Technologies client support first, with regard to their system.

4. Discussion regarding system administrator and back-up for county computer software programs and action as appropriate.

a. Odyssey

Head Administrator is Brandon Hoff. Al Cordeiro will handle things when Brandon is not available and Greg Henry will also be available.

b. AbleTerm

AbleTerm is phasing out, but still being used in the public vault area, and with financials and jury.

c. TSG CAD

Used at the Sheriff's office for over a year, looking to use for mobile CAD.

d. Server Maintenance

Greg Henry can log in and check things out. Brandon can update or make changes to the system.

5. Consideration and possible action to adopt Consent Agenda Format.

See Agenda #6.

6. CONSENT AGENDA – Items listed are of routine nature and may be acted on in a single motion unless requested otherwise by a member of Commissioners Court.

- a. Consideration and possible action to authorize purchase of Marriage Record replacement binder out of Records Management 101-111-5001 in the amount of \$116.42.**
- b. Consideration and possible action to authorize purchase of Commissioners Court binders and sectional posts out of Records Management 137-010-0000 in the amount of \$162.09.**
- c. Consideration and possible action to renew Memorandum of Understanding Affiliation Agreement between Houston Community College District and Austin County EMS for training process.**
- d. Consideration and possible action to ratify agreement for temporary access between Burnie Galle and Austin County Precinct 2 to clean ditch and improve drainage on Star Hill Road.**
- e. Consideration and possible action to authorize temporary access between Marjorie Gallas and Austin County Precinct 2 to clean ditch and improve drainage on Tegeler Road.**
- f. Consideration and possible action to authorize agreement for temporary access between James Herring and Austin County Precinct 3 to clean ditch and improve drainage.**
- g. Consideration and possible action to approve use of county Right-of-Way**

by San Bernard Electric Cooperative, Inc. from intersection of FM 159 and Koy Road in Precinct 2.

- h. Consideration and possible action to accept Austin County Emergency Services District 2 Fiscal Year 2012 Budget.**
- i. Consideration and possible action to authorize lease purchase intergovernment agreement with Great America through Brazos Valley Purchasing Solutions Alliance to replace Toshiba Copier in County Judge's Office with Ricoh MPC3502SPF Color Copier.**
- j. Consideration and possible action to add 7319 1/5 Peters San Felipe Road for electrical service to Gexa Energy, LP contract.**
- k. Consideration and possible action to approve county disposal of tree debris on Burger Lane with James Goodnight in Precinct 2.**

*Motion to Approve: Commissioner King, 2nd Commissioner Reichardt, passed (4-0).
Order #13-153*

- 7. Consideration and action to grant one-time variance from subdivision platting to Barbara Jan Lane for a 3.578 acre tract on Leschper Road in Precinct 1 and action as appropriate.**

*Motion to Grant: Commissioner Reichardt, 2nd Commissioner Turner, passed (4-0).
Order #13-154*

- 8. Consideration and possible action to approve use of Right-of-Way by New Ulm Water Supply Corporation from Texas Street West on Track Road for 3500 feet in Precinct 2.**

*Motion to Approve: Commissioner Rinn, 2nd Commissioner Reichardt, passed (4-0).
Order #13-155*

- 9. Consideration and possible action to approve use of Right-of-Way by New Ulm Water Supply Corporation for portion of Texas Street as shown on exhibit in Precinct 2.**

*Motion to Approve: Commissioner Rinn, 2nd Commissioner Reichardt, passed (4-0).
Order #13-156*

- 10. Discussion regarding theft of county 911 road signs, use of Crime Stoppers and action as appropriate.**

*Motion to Approve: Commissioner King, 2nd Commissioner Reichardt, passed (4-0).
Order #13-157*

- 11. Consideration and possible action to rescind Court Order 13-99 regarding interlocal agreement between Austin County and the Town of San Felipe for use of law enforcement firing range and to relocate to county property in Precinct 2 on FM 109.**

Motion to Rescind: Commissioner Reichardt, 2nd Commissioner Rinn, passed (4-0).
Order #13-158

- 12. Activity Report by Sheriff Brandes.**

Review of Monthly Sheriff's Activity Report April-13.

- 14. Report regarding work crew by Sheriff Brandes.**

Activity report from Wade Baggerly.

Per Sheriff Brandes, by June 1, 2013, he is requiring a current First Aid Card for all law enforcement employees. This is a First Aid CPR and ADD Card. He commended EMS for setting up the training class.

- 13. Consideration and possible action to accept Sheriff Forfeiture Fund Budget.**

Motion to Accept: Commissioner Reichardt, 2nd Commissioner Rinn, passed (4-0).
Order #13-159

- 15. Discussion regarding law enforcement vehicle replacements, review of Lease Purchase option and action as appropriate.**

Purchase two vehicles with payment from this year's budget. Continue annual payments with an interest rate of 3.24% through Caldwell County.

Motion to Authorize: Commissioner Reichardt, 2nd Commissioner Rinn, passed (4-0).
Order #13-160

- 16. Consideration and possible action to authorize one time variance to vacation policy for Sheriff's Department employee Damon Hagen for 72 vacation hours earned in Fiscal Year 2011-2012, to be used by June 30, 2013.**

Motion to Authorize: Commissioner Reichardt, 2nd Commissioner Rinn, passed (4-0).
Order #13-161

Sheriff Brandes requested that employees be allowed to carry over a limited amount of vacation time.

The Court may consider up to a week, but needs more discussion.

17. Discussion regarding Texas County and District Retirement System plan contribution for 2014 and action as appropriate.

No change in the plan.

Motion to Adopt: Commissioner Reichardt, 2nd Commissioner Rinn, passed (4-0).

Order #13-162

18. Discussion regarding Rural Mailbox Location Policy and action as appropriate.

Mailboxes need to be 3 or more feet from the edge of the road. Notation may be added to Culvert/Driveway Permit form.

Amend Culvert/Driveway Permit form and Rural Mailbox Location Policy changing #4, instead of 90 days, grandfather existing plans for construction and placement of mailboxes.

Motion to Amend: Commissioner Reichardt, 2nd Commissioner Turner, passed (4-0).

Order #13-163

19. Consideration and possible action to accept deed from William T. and Loma L. Hobson to Austin County for the purpose of widening a public roadway known as Ashorn Lane in Precinct 3.

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

Order #13-164

20. Consideration and possible action to authorize property line cleaning on County / HOA Frydek Road Property as addendum to contract for services.

The County will clean the common fence line dividing property from S & S Automotive and go in half the cost for replacing a 6 foot privacy fence.

Motion to Authorize: Commissioner Reichardt, 2nd Commissioner Turner, passed (4-0).

Order #13-165

21. Budgetary and Financial Claims – action as appropriate.

Tinson Rasbury, Assistant Auditor, discussed payment of bills and late fee charges.

Court suggests scheduling additional meetings to pay bills.

a. Payment of Claims

Motion to Authorize: Commissioner Reichardt, 2nd Commissioner Rinn, passed (4-0).
Order #13-166

b. Budget Amendments

Motion to Authorize: Commissioner Rinn, 2nd Commissioner Turner, passed (4-0).
Order #13-167

c. County Auditor's review of finances

d. County Treasurer's review of finances

i. Discussion regarding financial policy needs and action as appropriate.

Laura Kaye, County Treasurer, presented policies she wants to instate effective immediately, regarding (1) authorization to sign checks, (2) required reports, (3) timesheet changes, and (4) checks deposited.

Per Commissioner King, an elected official doesn't need permission from the Court to approve a policy in their department.

ii. Update on contract work by Larry Chaney.

Bank & Reconciliations for General Fund 2012 complete, except for August and September. Deadline is June 1, 2013.

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

a. Justice of The Peace, Precincts 1, 2, 3, & 4 – April 2013

b. EMS Proclamation Week

Court recessed at 11:50 a.m.

EXECUTIVE SESSION

A closed meeting will be held concerning the following items:

1. Deliberation regarding Real Property. (This is in accordance with the Texas Government Code Section 551.072).

Court reconvened at 12:00 p.m.

23. Action as appropriate from Executive Session.

No Action.

24. Commissioners Court Inquiry.

None.

Court adjourned at 12:01 p.m.

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

I, Carrie Gregor, Austin County Clerk, attest to the accuracy of the record of the Commissioners Court proceedings for May 28, 2013.



Date: June 20, 2013

Carrie Gregor

**Carrie Gregor, Austin County Clerk
Clerk of Commissioners Court
Austin County, Texas**

FILED

13 JUN 20 AM 11:17

Carrie Gregor

COUNTY CLERK
AUSTIN COUNTY TEXAS