



CARRIE GREGOR
AUSTIN COUNTY CLERK

COMMISSIONERS COURT MINUTES

On **April 25, 2011** Austin County Commissioners Court met in the Commissioners Courtroom at the Austin County Courthouse with the following present:

Carolyn Bilski, County Judge
David Ottmer, Commissioner, Precinct 1
Robert "Bobby" Rinn, Commissioner, Precinct 2
Randy Reichardt, Commissioner, Precinct 3
Douglas King, Commissioner, Precinct 4
Deborah Stewart, Deputy County Clerk

Opening – 9:00 a.m.

Call to Order
Invocation
Pledges of Allegiance
Certification of Quorum

Consideration/Adoption of Agenda

Request by Judge Bilski to correct agenda item 7, adding the words "Arning Road between FM 2754 and Old 36".

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

Order #11-163

Action Agenda – 9:05 a.m.

1. Proclamations and Special Recognitions

a. Environmental Crime Prevention Week

Illegal dumping, including contaminants/toxic materials is a major issue. Proclamation designating April 24-30, 2011 as Environmental Crime Prevention Week was read by Judge Bilski.

b. Sexual Assault Awareness and Prevention Month

Cynthia Escobar with Focusing Families gave review of services offered. Board members Carole Fry and Archie Seals were also present. Proclamation declaring April 2011 as Sexual Assault Awareness and Prevention Month was read and presented by Judge Bilski.

2. Petitions or Requests from the Public

Jill Wolfskill voiced concerns about the 800 radio system protocol and inquired about agenda item 6 regarding Infrastructure Sustainability Program with Hunton Trane Services.

3. Presentation by Texas AgriLife Extension regarding agricultural programs

Philip Shackelford reviewed and highlighted priority issues identified from April 7, 2011 forum.

Austin County Lifetime Leadership Calendar for 2011 was discussed.

Adelheid Kloss, who passed away at age 104, was remembered for her long time interest and dedication in AgriLife Extension.

4. Consideration and possible action to adopt Consent Agenda Format

*Motion to Adopt: Commissioner Rinn, 2nd Commissioner Reichardt, passed (4-0).
Order #11-164*

5. 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. Information concerning consent agenda items is available for public review.

- a. **Consideration and possible action to authorize purchase of recording paper out of Records Management 137-010-0000 in the amount of \$3,619.50**
- b. **Consideration and possible action to approve application for required schooling reimbursement for David Ottmer, Designated Representative for On-Site Sewage Facilities (OSSF) to be held May 19-20, 2011 in Waco, Texas**
- c. **Consideration and possible action to approve Right-of-Way installation by Industry Telephone Company on Fordtran Road in Precinct 2**

- d. **Consideration and possible action to authorize agreement for temporary easement between Marilyn Yearwood and Austin County Precinct 2 to clean ditches in Austin County right-of-way**
- e. **Consideration and possible action to authorize agreement for temporary easement between Edward Goforth and Austin County Precinct 3 during bridge project on Frantz Road at Schweiner Creek**

Motion to Approve: Commissioner Ottmer, 2nd Commissioner Reichardt, passed (4-0).
Order #11-165

6. Consideration and possible action to authorize letter to proceed – Infrastructure Sustainability Program with Hunton Trane Services

This study will be at no cost to Austin County.

Motion to Authorize: Commissioner Ottmer, 2nd Commissioner Reichardt, passed (4-0).
Order #11-166

7. Consideration and possible action to set and advertise to post speed limit at 30 mph on FM 2754 to County Road Old 36 per Transportation Code 545.355 (Corrected by Order #11-163 – Arning Road)

Motion to Approve: Commissioner Rinn, 2nd Commissioner Reichardt, passed (4-0).
Order #11-167

8. Discussion regarding burn ban, and action as appropriate

Burn ban previously lifted in Precinct 4 is reinstated. Burn ban will now include all of Austin County.

Motion to Reinstate: Commissioner King, 2nd Commissioner Ottmer, passed (4-0).
Order #11-168

9. Consideration and possible action to replace one computer and monitor for EMS office not to exceed \$1,131.00

Per request by EMS office, payment to be taken out of General Fund Capital Outlay Computer Expenses

Motion to Authorize for \$1,131.75: Commissioner Reichardt, 2nd Commissioner Rinn, passed (4-0).
Order #11-169

10. Consideration and possible action to declare surplus equipment for auction

Commissioners King and Rinn reviewed lists of surplus equipment.

Motion to Declare: Commissioner King, 2nd Commissioner Rinn, passed (4-0).
Order #11-170

11. Discussion regarding road and bridge materials, bid awards, possibly declare emergency, and action as appropriate

Court discussed bid awards and contracts.

No Action

12. Discussion regarding ADS/Hancor Pipe bid, and action as appropriate

No Action

13. Discussion regarding insurance coverages for dental, vision and life, and action as appropriate

After discussion/interpretation of options, this agenda item postponed until end of meeting, pending clarification of costs/options.

Motion to Postpone: Commissioner Ottmer, 2nd Commissioner Reichardt, passed (4-0).
Order #11-171

14. Budget and Financial claims – action as appropriate

a. Payment of Claims

Motion to Authorize: Commissioner Reichardt, 2nd Commissioner Rinn, passed (4-0).
Order #11-172

b. Budget Amendments

Motion to Authorize: Commissioner Reichardt, 2nd Commissioner Rinn, passed (4-0).
Order #11-173

c. County Auditor's and Treasurer's review of finances

Cathy Frank discussed reports/Odyssey mapping issues. Reports have been reconciled.

15. Written end-of-month reports submitted by County Offices

- a. **Monthly Fees and Commissions from Tax Assessor-Collector – February 2011**
- b. **Justice of The Peace, Precinct 4 – January and February 2011**
- c. **Constable Precincts 2, 3, & 4 – March 2011**

Court recessed at 10:15 a.m.

EXECUTIVE SESSION

A closed meeting will be held concerning the following items:

- 1. Consultation with attorney regarding pending or anticipated litigation**

Court reconvened at 11:00 a.m.

16. Action as appropriate from executive session

- 1. Consultation with attorney**

Judge Bilski requested to continue with Gary Chaney, CPA and legal counsel, representing Austin County for investigation and judicial proceedings regarding IRS matter.

Motion to Continue: Commissioner Ottmer, 2nd Commissioner Rinn, passed (4-0).
Order #11-174

Court recessed at 11:05 a.m.

Court reconvened at 11:15 a.m.

13. Discussion regarding insurance coverages for dental, vision and life, and action as appropriate (postponed until end of meeting)

Conference call between insurance broker Don Wallace and Court clarified insurance costs/options.

Request made by Court to rescind original Order #11-130 accepting UMR and Mutual of Omaha passed March 28, 2011, and accept UMR and Mutual of Omaha as insurance carrier, based on new claim sheet and renewal notice - \$60,000.00 specific deductible.

Motion to Rescind and Accept: Commissioner Ottmer, 2nd Commissioner Reichardt, passed (4-0).
Order #11-175

Discussion regarding life insurance change to Boston Mutual.

*Motion to Change Life Insurance to Boston Mutual: Commissioner Ottmer, 2nd
Commissioner Rinn, passed (4-0).*
Order #11-176

Discussion regarding vision and dental insurance, currently with Ameritas.

*Motion to Retain Ameritas for Vision/Dental Insurance: Commissioner Reichardt, 2nd
Commissioner Ottmer, passed (4-0).*
Order #11-177

17. Commissioners Court Inquiry

County Youth Government Day - May 2, 2011

Redistricting Meeting - April 27, 2011

Court Adjourned at 11:35 a.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 April 25, 2011.



Date: May 6, 2011

Carrie Gregor

Carrie Gregor, Austin County Clerk
Clerk of Commissioners Court
Austin County, Texas
By: Deborah Stewart, Deputy

FILED

11 MAY -6 AM 10: 33

Carrie Gregor

COUNTY CLERK
AUSTIN COUNTY, TEXAS