



**CARRIE GREGOR**  
AUSTIN COUNTY CLERK

## **COMMISSIONERS COURT MINUTES**

On **December 13, 2010** 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  
David Hubenak, Commissioner, Precinct 4  
Cyndi Gomez, Deputy County Clerk

### **Opening – 9:00 a.m.**

**Call to Order**  
**Invocation**  
**Pledges of Allegiance**  
**Certification of Quorum**

### **Consideration of Agenda**

*Motion to Adopt: Commissioner Hubenak, 2<sup>nd</sup> Commissioner Rinn, passed (4-0).*  
**Order #10-523**

### **Action Agenda – 9:05 a.m.**

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

Jill Wolfskill questioned purchase of 1990 Ejecto Bed truck for \$17,500.00, ban of fireworks and Local Government Management Assessment with State Comptroller's Office.

Venus Wilder questioned the court regarding the computer connectivity, issues of data conversion problems with Odyssey and stated per Lois Kolkhorst the State has to make budget cuts affecting our county. She feels the county should do more research before any additional spending.

## **2. Consideration and possible action to adopt Consent Agenda Format**

Discuss first item (c.). Money is in the budget.

*Motion to Accept: Commissioner Reichardt, 2<sup>nd</sup> Commissioner Hubenak, passed (4-0).  
Order #10-524*

## **3. 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 approve FY 2010 Chapter 59 Asset Forfeiture Report by Law Enforcement Agency for Constable Precinct 1**
- b. **Consideration and possible action to authorize purchase of binders out of Records Management 137-010-0000 in the amount of \$291.23**
- c. **Consideration and possible action to authorize purchase of 1990 International Ejecto Bed truck with hydraulic conveyor in the amount of \$17,500 for Precinct 1**
- d. **Consideration and possible action to approve Right-of-Way installation by Industry Telephone Company on Galle Lane in Precinct 2**
- e. **Consideration and possible action to approve Right-of-Way installation by Industry Telephone Company on Schoenau Road in Precinct 2**
- f. **Consideration and possible action to approve Right-of-Way installation by Industry Telephone Company on Balke Lane in Precinct 2**
- g. **Consideration and possible action between Memorandum of Understanding between The American Red Cross and Austin County, Texas regarding response to disaster situations**
- h. **Consideration and possible action to ratify contract amendment with Victoria Regional Juvenile Justice/Detention Facility for residential services**
- i. **Consideration and possible action to authorize bid proposals for bridge construction on Wiese Road at Ives Creek in Precinct 1**
- j. **Consideration and possible action to authorize bid proposals for bridge construction on Frantz Road at Schweiner Creek in Precinct 3**
- k. **Consideration and possible action to authorize bid proposals for bridge construction on Kloss Road at the Bernard in Precinct 3**

- l. Consideration and possible action for interlocal agreement for street maintenance between Austin County Precinct 3, 4 and City of Sealy**
- m. Consideration and possible action for interlocal agreement for street maintenance between Austin County Precinct 3 and Town of San Felipe**
- n. Consideration and possible action for interlocal agreement for street maintenance between Austin County Precinct 4 and Town of San Felipe**
- o. Consideration and possible action for interlocal agreement for street maintenance between Austin County Precinct 2 and City of Industry**
- p. Consideration and possible action for interlocal agreement for street maintenance between Austin County Precinct 4 and City of Wallis**

*Motion to Accept: Commissioner Ottmer, 2<sup>nd</sup> Commissioner Hubenak, passed (4-0).*  
**Order #10-525**

**4. Consideration and possible action to adopt 2011 Criminal Justice Community Plan**

*Motion to Approve: Commissioner Ottmer, 2<sup>nd</sup> Commissioner Reichardt, passed (4-0).*  
**Order #10-526**

**5. Consideration and possible action to authorize resolution to resell Austin County property acquired through tax foreclosure proceedings**

*Motion to Authorize: Commissioner Ottmer, 2<sup>nd</sup> Commissioner Hubenak, passed (4-0).*  
**Order #10-527**

**6. Discussion regarding request for law enforcement vehicles, and action as appropriate**

Bid for 3 Tahoe's totaling \$103,359.00, money is in budget.

*Motion to Authorize: Commissioner Hubenak, 2<sup>nd</sup> Commissioner Rinn, passed (4-0).*  
**Order #10-528**

**7. Consideration and possible action to authorize a minimum of 4 hours for Courthouse bailiff/security when called for docket duty**

*Motion to Authorize: Commissioner Reichardt, 2<sup>nd</sup> Commissioner Ottmer, passed (4-0).*  
**Order #10-529**

**9. Consideration and possible action to declare surplus or salvage materials and authorize advertisement of bids or disposal**

Add commercial kitchen stove to surplus for online auction.

*Motion to Accept: Commissioner Hubenak, 2<sup>nd</sup> Commissioner Ottmer, passed (4-0).*  
**Order #10-530**

**10. Discussion regarding order prohibiting certain Fireworks in unincorporated areas of Austin County, and action as appropriate**

Prohibit anything with fins, sticks and rutters. Per Commissioner Reichardt, it is stupid we cannot mandate ignorance. Order is good through January 2, 2011.

*Motion to Authorize: Commissioner Ottmer, 2<sup>nd</sup> Commissioner Reichardt, passed (4-0).*  
**Order #10-531**

**11. Consideration and possible action to appoint commissioners to Drainage District 1 for a two-year term**

Appoint David Ottmer, Frank Monk and Gordon Goebel as volunteers only.

*Motion to Accept: Commissioner Reichardt, 2<sup>nd</sup> Commissioner Rinn, passed (4-0).*  
**Order #10-532**

**12. Consideration and possible action to appoint representative to Combined Community Action for a one-year term**

Reappoint Commissioner Reichardt.

*Motion to Reappoint: Commissioner Ottmer, 2<sup>nd</sup> Commissioner Hubenak, passed (4-0).*  
**Order #10-533**

**8. Continued discussion regarding computer connectivity, and action as appropriate**

Greg Henry discussed the necessity of the connectivity alleviating internet traffic, installing a wireless radio and tower on Courthouse to separate internet connection between Courthouse and the Sheriff's office.

*Motion to Accept: Commissioner Reichardt, 2<sup>nd</sup> Commissioner Ottmer, passed (4-0).*  
**Order #10-534**

**13. Discussion regarding On-Site Sewage Facility fees, and action as appropriate**

*Motion to Accept: Commissioner Hubenak, 2<sup>nd</sup> Commissioner Ottmer, passed (4-0).*  
**Order #10-535**

**14. Consideration and possible action to authorize purchase agreement for payroll laser W2 and 1099 module software license**

Estimated cost is \$2,500.00.

*Motion to Authorize: Commissioner Reichardt, 2<sup>nd</sup> Commissioner Ottmer, passed (4-0).*  
**Order #10-536**

**15. Consideration and possible action to adopt resolution for Local Government Management Assessment with State Comptroller's Office**

*Motion to Adopt: Commissioner Reichardt, 2<sup>nd</sup> Commissioner Ottmer, passed (4-0).*  
**Order #10-537**

**16. Consideration and possible action to authorize Affiliation Agreement between Wharton County Junior College Public Safety Training EMS Program and Austin County EMS**

*Motion to Authorize: Commissioner Reichardt, 2<sup>nd</sup> Commissioner Rinn, passed (4-0).*  
**Order #10-538**

**17. Consideration and possible action to review proposals to replace window bays at Sheriff's Office**

*Motion to Postpone: Commissioner Ottmer, 2<sup>nd</sup> Commissioner Hubenak, passed (4-0).*  
**Order #10-539**

**18. Budgetary and Financial Claims – action as appropriate**

**a. Payment of Claims**

*Motion to Authorize: Commissioner Reichardt, 2<sup>nd</sup> Commissioner Ottmer, passed (4-0).*  
**Order #10-540**

**b. Budget Amendments**

None.

**c. County Auditor review of finances**

*Motion to Authorize: Commissioner Hubenak, 2<sup>nd</sup> Commissioner Rinn, passed (4-0).*  
**Order #10-541**

**d. Treasurer Reports**

**i. Amended Quarterly Report from January – March 2010**

**ii. Amended Quarterly Report from April – June 2010**

*Motion to Approve: Commissioner Hubenak, 2<sup>nd</sup> Commissioner Rinn, passed (4-0).*  
**Order #10-542**

**iii. Quarterly Report for July – September 2010**

Quarterly Report for November 30, 2010

*Motion to Approve: Commissioner Ottmer, 2<sup>nd</sup> Commissioner Hubenak, passed (4-0).*  
**Order #10-543**

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

- a. On-Site Sewage Facility Activity – November 2010**
- b. Austin County Jail Population Report**
- c. Austin County Library System**
- d. Veterans Service Officer**

**21. Commissioners Court Inquiry**

Commissioner Reichardt discussed the theft of road signs throughout all precincts.

Court recessed at 10:15 a.m.

**EXECUTIVE SESSION**

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

- 1. Personnel Matters regarding EMS Personnel**

Court reconvened at 10:51 a.m.

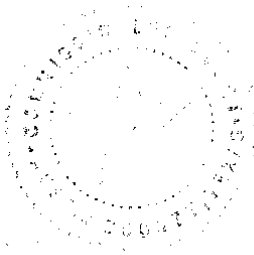
20. Action as appropriate from Executive Session

None.

Court adjourned at 10:51 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 December 13, 2010.



Date: March 31, 2011

Carrie Gregor

Carrie Gregor, Austin County Clerk  
Clerk of Commissioners Court  
Austin County, Texas  
By: Cyndi Gomez, Deputy

FILED

11 MAR 31 PM 3: 00

Carrie Gregor

COUNTY CLERK  
AUSTIN COUNTY, TEXAS