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AUSTIN COUNTY CLERK

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Commissioners Court Minutes

November 16, 2016 Austin County Commissioners Court met in the Commissioners Court Meeting Room at the Austin County Courthouse with the following present:

Tim Lapham, County Judge
Reese Turner, Commissioner, Precinct 1
Robert "Bobby" Rinn, Commissioner, Precinct 2
Randy Reichardt, Commissioner, Precinct 3
Douglas King, Commissioner, Precinct 4
Andrea Cardenas, Deputy County Clerk

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

CONSIDERATION/ADOPTION OF AGENDA

Motion to Adopt: Commissioner King, 2nd Commissioner Rinn, passed (4-0).
Order #16-368

- 1. Proclamations and Special Recognitions.**
 - a. Veterans Recognition.**

Motion to Approve: Commissioner King, 2nd Commissioner Reichardt, passed (4-0).
Order #16-369

- b. Home Care & Hospice Month**

Motion to Approve: Commissioner King, 2nd Commissioner Rinn, passed (4-0).
Order #16-370

2. Petitions or Requests from the Public.

Marcus Pena, Austin County Tax Collector-Assessor, reported on General Election.

3. Discussion regarding Health Insurance by Scott Wallace and UMR Representative and action as appropriate.

Tokio Marine Choice 3.

*Motion to Approve: Commissioner Turner, 2nd Commissioner Reichardt, failed (0-4).
(After motions made, all voted against Tokio Marine Choice 3)*

Tokio Marine Choice 4

*Motion to Approve: Commissioner Turner, 2nd Commissioner Rinn, passed (4-0).
Order #16-371*

4. Discussion regarding Flex Spending Account and action as appropriate.

Return money to employees.

*Motion to Approve: Commissioner Reichardt, 2nd Commissioner King, passed (4-0).
Order #16-372*

5. Consideration and possible action to add Acosta Ranch as new private road for 911 Road Map in Precinct 1.

*Motion to Approve: Commissioner Turner, 2nd Commissioner Rinn, passed (4-0).
Order #16-373*

6. Consideration and possible action to authorize one-time variance from Subdivision Regulations to subdivide property into 2 tracts 4.50 acres and 5.85 acres on Skull Creek Road in Precinct 2.

*Motion to Approve: Commissioner Rinn, 2nd Commissioner Turner, passed (4-0).
Order #16-374*

9:30 A.M. Open Bid Proposals

7. Open bid proposals, and action as appropriate.

a. Type A Grade 2 Base Limestone, Emulsion Stabilization Oil and Emulsion Prime Oil for the TxDOT Transportation Infrastructure Fund

1. Superior Crushed Stone, LC
2. Cleveland Asphalt Products, Inc.
3. P2 Emulsions LLC

4. Colorado Materials, LTD
5. Martin Asphalt Company

8. **Consideration and possible action to amend renewal of interlocal agreement for law enforcement between Austin County and the cities of Bellville, Sealy, Wallis, Town of San Felipe and adding Sealy ISD.**

Motion to Approve: Commissioner King, 2nd Commissioner Rinn, passed (4-0).
Order #16-375

9. **Discussion regarding credit card machine agreement for Justice of The Peace, Precinct 4 and action as appropriate.**

Motion to Approve: Commissioner Reichardt, 2nd Commissioner Rinn, passed (4-0).
Order #16-376

10. **Consideration and possible action to canvass returns and declare results of the November 8, 2016 General Election.**

Motion to Approve: Commissioner Reichardt, 2nd Commissioner Rinn, passed (4-0).
Order #16-377

11. **Consideration and possible action to approve the road in the Ranches at Cat Spring in Precinct 3.**

Motion to Approve: Commissioner Reichardt, 2nd Commissioner King, passed (4-0).
Order #16-378

12. **Discussion on holiday pay for regular part time employees and action as appropriate.**

Thanksgiving 4 hrs Thursday, November 24th and 4 hrs Friday, November 25th.
Christmas 4 hrs Friday, December 23rd and 4 hrs Monday, December 26th.

Motion to Approve: Commissioner Reichardt, 2nd Commissioner Rinn, passed (4-0).
Order #16-379

13. **Consideration and possible action to accept proposal for review services between Reihl Engineering, LLC and Austin County.**

Motion to Approve: Commissioner Reichardt, 2nd Commissioner Turner, passed (4-0).
Order #16-380

14. **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. **Approve Minutes**
 - i. **September 26, 2016**
 - ii. **October 10, 2016**
 - iii. **October 24, 2016**
- b. **Consideration and possible action to accept deed of exchange from the Estate of Joe C Knight, Deceased to Austin County.**
- c. **Consideration and possible action to approve Right of Way installation by Industry Telephone Company on Squirrel Road in Precinct 2.**
- d. **Consideration and possible action to authorize hardship variance for employee in EMS to carry over 4.5 unused vacation hours earned in Fiscal Year 2015-2016 through December 31, 2016.**
- e. **Consideration and possible action to approve application for required schooling reimbursement for Jennifer Brzozowski to be held January 24 - 27, 2017 in Bryan, Texas.**
- f. **Consideration and possible action to approve Right-of-Way installation by San Bernard Electric Cooperative, Inc on Old Highway 36 in Precinct 2.**
- g. **Consideration and possible action to authorize agreement for temporary access between Garrett Huebner and Gene Huebner and Austin County Precinct 2 to clean ditch and improve drainage.**
- h. **Consideration and possible action to approve application for required schooling reimbursement for Wilfred W. Krause, Justice of the Peace, Precinct 2 to be held January 29 – February 1, 2017 in Corpus Christi, Texas.**

Change October 24, 2016 minutes Item #9 to read Motion died, lack of a second.

Motion to Approve: Commissioner Rinn, 2nd Commissioner King, passed (4-0).
Order #16-381

15. Sheriff's Activity Report – September & October 2016

16. Discussion regarding a Storage Container and 14 chairs from Sheriff's Department and action as appropriate.

Pct 2 will pick up container.

Motion to Accept: Commissioner King, 2nd Commissioner Rinn, passed (4-0).
Order #16-382

17. Discussion regarding water heater in Precinct 2 County Building and action as appropriate.

18. Discussion regarding repairs at the Knox Library and action as appropriate.

Repairs not to exceed \$2,370.

*Motion to Approve: Commissioner King, 2nd Commissioner Reichardt, passed (4-0).
Order #16-383*

19. Discussion regarding Fixed Assets Inventory System and action as appropriate.

*Motion to Approve: Commissioner Reichardt, 2nd Commissioner Rinn, passed (4-0).
Order #16-384*

20. Discussion regarding AbleTerm Server issues and action as appropriate.

*Motion to Approve: Commissioner Reichardt, 2nd Commissioner Rinn, passed (4-0).
Order #16-385*

21. Discussion on Burn Ban and action as appropriate.

Lift Burn Ban.

*Motion to Approve: Commissioner Reichardt, 2nd Commissioner King, passed (4-0).
Order #16-386*

Court recessed 10:45 a.m.

EXECUTIVE SESSION

A closed meeting will be held concerning the following items:

- 1. Personnel Matters. (This is in accordance with the Texas Government Code Section 551.074).**
- 2. Discussion regarding Economic Development Negotiations. (This is in accordance with the Texas Government Code Section 551.087)**
- 3. Personnel Matters in Sheriff's Department. (This is in accordance with the Texas Government Code Section 551.074).**

Court reconvened 11:55 a.m.

22. Action as appropriate on Executive Session.

3. Need additional information.

2. Accept Abatement Agreement with SIKA.

*Motion to Approve: Commissioner Turner, 2nd Commissioner Reichardt, passed (4-0).
Order #16-387*

1. Reimburse Judge Lapham, County Judge, for EDC Conference.

*Motion to Approve: Commissioner Reichardt, 2nd Commissioner King. Judge Lapham tie breaker, passed (3-2). Commissioner Turner and Commissioner Rinn, opposed.
Order #16-388*

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

*Motion to Approve: Commissioner Reichardt, 2nd Commissioner King, passed (4-0).
Order #16-389*

- b. Budget Amendments**
- c. County Auditor's**
- d. County Treasurer**
 - i. August 2016 Reconciled Report**
 - ii. Payroll and Escrow Report**

*Motion to Approve: Commissioner Reichardt, 2nd Commissioner Rinn, passed (4-0).
Order #16-390*

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

- a. Jail Population Report – October 2016**
- b. Justice of the Peace, Precinct 3 – October 2016**
- c. Justice of the Peace, Precinct 2 – September 2016**
- d. Austin County Library System – Annual Report 2015 / 2016**
- e. Austin County Library System – October 2016**
- f. Tax Assessor-Collector – September 2016**
- g. District Court – September 2016**
- h. On-Site Sewage Facility – October 2016**
- i. Constable, Precinct 2 & 3 – October 2016**

*Motion to Accept: Commissioner Rinn, 2nd Commissioner Turner, passed (4-0).
Order #16-391*

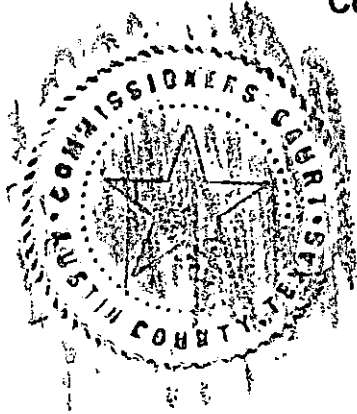
25. Commissioners Court Inquiry.

*Motion to Adjourn: Commissioner Reichardt, 2nd Commissioner King, passed (4-0).
Order #16-392*

Court adjourned 12:10 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 November 16, 2016.**



Date: 11-29-16

Carrie Gregor

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

By: Andrea Cardenas, Deputy

FILED

2016 NOV 29 AM 9: 24

Carrie Gregor
**COUNTY CLERK
AUSTIN COUNTY, TEXAS**