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***REVISED COMMISSIONERS COURT MINUTES**

January 14, 2019, Austin County Commissioners Court met in the *Commissioners Court Meeting Room at the Austin County Courthouse with the following present:

Tim Lapham, County Judge
Mark Lamp, Commissioner, Precinct 1
Robert "Bobby" Rinn, Commissioner, Precinct 2
Randy Reichardt, Commissioner, Precinct 3
Chip Reed, 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

Amend agenda. #11 b should be Constable Precinct 2 & Justice of the Peace Precinct 3 – December 2018. #11 e is a duplicate of c.

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

Order #19-4

1. Petitions or Requests from the Public.

Chip Reed was sworn in as Commissioner, Precinct 4 on Thursday, January 10, 2019. He will serve a two-year term then run for election for a two-year term.

2. Discussion regarding Preliminary Plat of Settler's Ridge Subdivision, Precinct 3, and action as appropriate.

Motion to Approve: Commissioner Reichardt, 2nd Commissioner Lamp, passed (4-0).

Order #19-5

3. **Discussion and action to approve the cancellation of part of Orange Hill Subdivision, Precinct 4.**

*Motion to Approve: Commissioner Reichardt, 2nd Commissioner Lamp, passed (4-0).
Order #19-6*

4. **Discussion on Neumann Road bridge project located in Precinct 1 and action as appropriate.**

Advertise for bids for Neumann Road bridge.

*Motion to Advertise: Commissioner Lamp, 2nd Commissioner Reichardt, passed (4-0).
Order #19-7*

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.**
 - a. **Approval of Minutes**
 - i. **December 27, 2018 Revised**
 - b. **Consideration and action to approve application for required schooling for Chip Reed, Commissioner, Precinct 4 to be held January 14-17, 2019 at Austin, Texas.**
 - c. **Consideration and action to approve bonds of**
 - i. **Bernice Burger, Justice of the Peace 4**
 - ii. **Chip Reed, Commissioner Precinct 4**
 - d. **Consideration and action to accept a \$300.00 donation to the Austin County Sheriff's Office per Local Government Code 81.032.**
 - e. **Consideration and action to accept report by Sheriff's Office regarding Racial Profiling per Article 2.132 Texas Criminal and Vehicle Handbook**
 - f. **Consideration and action to accept report by Constable, Precinct 3 regarding Racial Profiling per Article 2.132 Texas Criminal and Vehicle Handbook**
 - g. **Consideration and action to appoint Tim Lapham as Representative, General Assembly and Delegate to Houston-Galveston Area Council 2019 Board of Directors.**
 - h. **Consideration and action to appoint Randy Reichardt as Representative, General Assembly and Alternate to Houston-Galveston Area Council 2019 Board of Directors.**
 - i. **Consideration and action to authorize hardship variance for EMS employee to carry over 80 hours of unused vacation hours to be used by 03.17.2019**
 - j. **Consideration and action to authorize hardship variance for EMS employee to carry over 40 hours of unused vacation hours to be used by 03.01.2019**
 - k. **Consideration and action to authorize hardship variance for EMS employee to carry over 96 hours of unused vacation hours to be used by 04.01.2019**

Commissioner Reichardt requested to pull k. from the Consent Agenda.

a. – j.

Motion to Approve: Commissioner Reichardt, 2nd Commissioner Reed, passed (4-0).

Order #19-8

k.

Extend hardship variance from April 1, 2019 to April 20, 2019.

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

Order #19-9

6. Consideration and action to appoint members to the Austin County Historical Commission per Local Government Code 318.002

Grace Holtkamp, Verena Aeschbacher, Don Allphin, Kenneth Blezinger, Joan Buenger, John Grube, William Hardt, James Hering, Ben Hosak, Linda Jurecka, Bruce Noviskie, Carolyn Scott, Sharon Spiess, and Carolyn Zaskoda

Motion to Appoint: Commissioner Rinn, 2nd Commissioner Lamp, passed (4-0).

Order #19-10

7. Discussion and action to approve Maintenance Contract between Cummins Sales and Service and Austin County Sheriff's Office.

Maintenance Contract is for the generator at the Sheriff's Office.

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

Order #19-11

Court recessed 9:26 a.m.

Court reconvened 10:20 a.m.

EXECUTIVE SESSION

A closed meeting will be held concerning the following items:

1. Deliberation regarding Real Property

Commissioner Reed not present.

8. Action as appropriate on Executive Session

Per Warren Escovy (City of Sealy) retention requirements are 1 ft of impervious surface per ¾ cubic foot.

Set back from street is 5' – 10' front facing or 15' side facing.

No action.

9. Discussion and action as appropriate regarding building projects and financing.

Kenneth Burns, Burns Architect, spoke with regard to Justice Center project.

Transmission line needs to be moved.

Bond counsel advised the Court to keep the Justice Center and Jail projects separate.

Mold Abatement was put on hold. Needs to be completed for when County begins construction.

Current Construction Manager was not originally hired for the Justice Center project. Option #1: Terminate contract in place now, then enter a new contract to include the Justice Center. Option #2: Continue with the contract in place now, then hire another Construction Manager at-risk for the Justice Center.

Kenneth Burns recommended to issue two RFQs. One for EMS and one for Justice Center.

Issue RFQs for EMS and Justice Center.

Motion to Approve: Commissioner Reichardt, 2nd Commissioner Lamp, passed (3-0).
Order #19-12

If any additional surveying needed, use the same surveyor the County has used before.

County does have a soil report from 2009.

Kenneth Burns recommends a two-story building for the Justice Center with a one-story Sheriff's office and Jail.

Per Commissioner Reichardt, if Certificates of Obligation are not issued then there will not be a Justice Center.

Authorize for issuance of notice for 9.5 million Certificates of Obligation to be published in paper.

Motion to Authorize: Commissioner Lamp, 2nd Commissioner Reichardt, passed (3-0).
Order #19-13

Pay Gaeke Construction for all of the work they have performed at the Jail.

10. Budgetary and Financial Claims – action as appropriate.

a. Payment of Claims

Add Gaeke Construction (\$18,072.85 + retainage check \$9,173.27), Xpernet-Jail (\$1,440.64), Cornerstone Detention (\$2,484.40). Grand total = \$665,116.70

Motion to Approve: Commissioner Rinn, 2nd Commissioner Lamp, passed (3-0).

Order #19-14

b. Budget Amendments

c. County Auditor's Review of Finances

d. County Treasurer

i. Investment Report – 1st Quarter of FY 2018-2019

ii. Payroll and Escrow Report 01/04/2019

Motion to Approve: Commissioner Rinn, 2nd Commissioner Lamp, passed (3-0).

Order #19-15

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

a. On-Site Sewage Facility – December 2018

b. Justice of the Peace, Precinct 2 and Precinct 3 – December 2018

c. District Court Criminal – December 2018

d. District Court Civil – December 2018

e. District Court Criminal – December 2018

f. County Court – December 2018

g. Austin County Library System – December 2018

h. Austin County Jail Population Report – December 2018

i. Agrilife Extension – December 2018

j. Texas DMV Registration and Title System

i. October 2018

ii. November 2018

iii. December 2018

Motion to Accept: Commissioner Rinn, 2nd Commissioner Reichardt, passed (3-0).

Order #19-16

12. Commissioners Court Inquiry.

Wal-mart sells metal break away posts. These are for the required mail boxes by the State.

*Motion to Adjourn: Commissioner Lamp, 2nd Commissioner Rinn, passed (3-0).
Order #19-17*

Court adjourned at 12:20 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 January 14, 2019.**



Date : February 25, 2019

Carrie Gregor

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

By: Andrea Cardenas, Deputy

FILED

2019 FEB 25 AM 10:40