



**CARRIE GREGOR**  
*AUSTIN COUNTY CLERK*

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**COMMISSIONERS COURT MINUTES**

**May 10, 2021** Austin County Commissioners Court met in the Basement 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  
Leroy Cerny, 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**

#12 should read San Bernard Electric on Jackson Road Pct 1.

Adopt amended agenda.

*Motion to Adopt: Commissioner Rinn, 2<sup>nd</sup> Commissioner Reed, passed (4-0).*  
**Order #21-136**

**1. Proclamations and Special Recognitions: Elder Abuse and Awareness Month**

*Motion to Approve: Commissioner Reed, 2<sup>nd</sup> Commissioner Cerny, passed (4-0).*  
**Order #21-137**

**2. Petitions or Requests from the Public.**

Per Commissioner Reed, Household Hazardous Waste and Used Electronics Collection Day is May 22, 2021 from 8:00 a.m. to noon at 600 W. Nichols, Bellville.

Commissioner Lamp spoke with regard to Texas Legislature hearing Senate Bill 10 that takes away the right to have lobbyist go lobby at legislature sessions.

**3. Consideration and action regarding preliminary plat for Spring Oaks Subdivision in Pct 4.**

Charles Kalkomey (Jones Carter), recommends approval of preliminary plat on condition that drainage is looked at and TXDOT permits. Per Commissioner Reed, 31 out of 34 lots are in compliance.

Approve variances of block length, which exceeds maximum block length of 1,000 feet. Three of the lots exceed the width-to-depth ration of 3-1.

*Motion to Approve: Commissioner Reed, 2<sup>nd</sup> Commissioner Cerny, passed (4-0).*  
**Order #21-138**

Approve Preliminary Plat for Spring Oaks.

*Motion to Approve: Commissioner Reed, 2<sup>nd</sup> Commissioner Lamp, passed (4-0).*  
**Order #21-139**

**4. Consideration and action regarding preliminary plat for Bullinger Creek Subdivision in Pct 3.**

Per Charles Kalkomey (Jones Carter), out of compliance with drainage and has not met requirements for a preliminary plat.

Deny Preliminary Plat approval based on drainage issues.

*Motion to Deny: Commissioner Cerny, 2<sup>nd</sup> Commissioner Lamp, passed (4-0).*  
**Order #21-140**

**5. Consideration and action regarding final plat for Bullinger Creek Subdivision in Pct 3.**

No action.

**6. Discussion and action as appropriate regarding building projects and financing.**

Per Kenneth Burns (Burns Architecture), Sheriff's office is just about finished. Getting Dispatch done, Jail portion is making good progress and still needs back parking lot.

Justice Center ceiling grid is going in. Formation of the parking lot has begun.

Mr. Burns requested 4 new special chairs made for dispatch be purchased at \$1,331 per chair. Total for 4 chairs plus freight is \$5,699.

*Motion to Purchase: Commissioner Lamp, 2<sup>nd</sup> Commissioner Reed, passed (4-0).*  
**Order #21-141**

Received two bids for furniture at the Justice Center; Tesco and Texas Correctional Industries (TCI). Tesco bid \$185,122. TCI bid \$179,684. Adult Probation gave incorrect information about what was needed in their offices. Mr. Burns expects the difference will be about \$3,000 and felt confident it wouldn't be too much of a big deal.

Per Mr. Burns, TCI covered every item in the bid. Tesco did not. Bids do not include chairs. Mr. Burns recommended TCI for \$179,684.

Award to TCI for \$179,684.

*Motion to Purchase: Commissioner Lamp, 2<sup>nd</sup> Commissioner Reed, passed (4-0).*  
**Order #21-142**

Purchase 3 monitors for JP building for \$1,249 from 176 Tech Fun and code to Pct 4.

*Motion to Purchase: Commissioner Reed, 2<sup>nd</sup> Commissioner Rinn, passed (4-0).*  
**Order #21-143**

Per Commissioner Reed, JP#4 building painting is done. Building may be complete by the end of the month.

Per Commissioner Rinn, replace a few tiles and paint the ceiling at the Library.

Per Judge Lapham, waiting on bid for ceiling tiles. Received a bid for about \$37,00 for some needed repairs and fix water leak at Wendt Street. A/C people recommended to get different ceiling tiles.

Per Commissioner Lamp, moving Sheriff's office portable building onto slab of old office.

#### **7. Discussion and action as appropriate regarding road construction projects.**

Per Commissioner Reed, project going well. Working on the last road cleaning ditches and replacing culverts. Tomlinson and Tower Roads will begin next week by doing a prime sealing if the weather is good.

Per Commissioner Cerny, continuing with routine maintenance.

Per Commissioner Rinn, survey is being done on Emshoff and Stokes Roads for the two-bridge project. Once done, can get a bid package together to go out for bids. W. Ueckert Road we finally got a decent rain on it, so will continue to work.

Per Commissioner Lamp, working on Coshatte Road bridge so the road will be closed. Will be replacing FM331 bridge in the future.

**8. Discussion and action to appoint EMS Chief, Walter Morrow to the 911 Communications Board.**

*Motion to Appoint: Commissioner Reed, 2<sup>nd</sup> Commissioner Cerny, passed (4-0).*  
**Order #21-144**

Accept resignation of Linda Toman.

*Motion to Accept: Commissioner Rinn, 2<sup>nd</sup> Commissioner Lamp, passed (4-0).*  
**Order #21-145**

**9. Consideration and action regarding 2 year extension of current Depository for the public funds of Austin County with First National Bank of Bellville.**

Per Bryan Haevischer (County Treasurer), would like to extend Depository for two more years.

*Motion to Approve: Commissioner Reed, 2<sup>nd</sup> Commissioner Rinn, passed (4-0).*  
**Order #21-146**

**10. Consideration and action to declare Security System Equipment as Surplus.**

Waive 30 day wait to sell.

*Motion to Declare: Commissioner Reed, 2<sup>nd</sup> Commissioner Rinn, passed (4-0).*  
**Order #21-147**

**11. Discussion and action to amend Compensation Order to Convert Operations Coordinator Position to a Receptionist Position at Sheriffs Office.**

Per Sheriff Brandes, front end Receptionist Position will answer non-emergency line and fill requests for reports. Position starting pay is \$15 and cap at \$17.

*Motion to Amend: Commissioner Reed, 2<sup>nd</sup> Commissioner Rinn, passed (4-0).*  
**Order #21-148**

**12. Discussion and action to approve right of way installation by Bluebonnet Electric Corporation on Jackson Road, Pct 2.**

*Motion to Approve: Commissioner Lamp, 2<sup>nd</sup> Commissioner Rinn, passed (4-0).*  
**Order #21-149**

**13. Consideration and action to accept Resale offer on Account Number R50708.**

Table until more information.

*Motion to Table: Commissioner Cerny, 2<sup>nd</sup> Commissioner Reed, passed (4-0).*  
**Order #21-150**

**14. Consideration and action to authorize a one-time variance from Subdivision Regulations to divide a 12 acre tract into 3 tracts (5.75 acre tract, 5.75 acre tract, and .5 acre tract to be add to an existing, neighboring 1 acre tract), Precinct 1.**

*Motion to Authorize: Commissioner Lamp, 2<sup>nd</sup> Commissioner Rinn, passed (4-0).*  
**Order #21-151**

**15. Discussion and action to accept Resolution Establishing 1093 Rails to Trails Local Government Corporation and accept, approve, and adopt the Articles of Incorporation and Bylaws of the 1093 Rails to Trails Local Government Corporation.**

Old railroad tracks that run from Fulshear to Eagle Lake is owned by Ft. Bend County Toll Road Authority. Each County or City can lease it from them. It will create 30-mile biking and walking trails. There are grants available. There is a 9-member board. Commissioner Reed and Shannon Hannath (Road and Bridge Administrative Assistant) are on the board.

*Motion to Accept: Commissioner Reed, 2<sup>nd</sup> Commissioner Lamp, passed (4-0).*  
**Order #21-152**

**16. Consideration and action to approve Interlocal Agreement between Austin County and Colorado County regarding bridge replacement project of Kulow Road and Sealy Road at the county line.**

*Motion to Approve: Commissioner Cerny, 2<sup>nd</sup> Commissioner Reed, passed (4-0).*  
**Order #21-153**

**17. Discussion regarding change in Coshatte Bridge Project and action as appropriate.**

There is a change in bridge design. Need a change order.

*Motion to Change: Commissioner Lamp, 2<sup>nd</sup> Commissioner Rinn, passed (4-0).*  
**Order #21-154**

**18. Discussion and action regarding purchase of a laptop and hot spot for Pct 1.**

Per Commissioner Lamp, a laptop with hard case and hot spot is needed for mapping.

Not to exceed \$3,000. \$2,500 will come out of computer line item.

*Motion to Approve: Commissioner Lamp, 2<sup>nd</sup> Commissioner Reed, passed (4-0).*  
**Order #21-155**

**19. 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. **April 26, 2021**
- b. **Consideration and action to authorize a Temporary Access Agreement between Bill and Dora Macha! and Austin County, Precinct 2**
- c. **Consideration and action to approve Required Schooling Application for Kim Rinn, Tax Assessor Collector, to be held June 06 -June 10, 2021, at Corpus Christi.**
- d. **Consideration and action to accept special donation of \$100 to Austin County Sheriffs Office per Local Government Code 81.032**

*Motion to Approve: Commissioner Rinn, 2<sup>nd</sup> Commissioner Lamp, passed (4-0).*  
**Order #21-156**

**20. Budgetary and Financial Claims - action as appropriate.**  
a. **Payment of Claims**

Per Billy Doherty (County Auditor), on page 6, \$240 should be department 106 instead of department 127. Will change it.

*Motion to Approve: Commissioner Reed, 2<sup>nd</sup> Commissioner Lamp, passed (4-0).*  
**Order #21-157**

\$54,2234.19 – Gaeke payment out of Fund 114 and \$2,124 – computer for County Clerks' Office from #137-54555-337.

*Motion to Approve: Commissioner Lamp, 2<sup>nd</sup> Commissioner Reed, passed (4-0).*  
**Order #21-158**

b. **Budget Amendments**

#53, #64-#66, and #68. See supporting documents.

*Motion to Approve: Commissioner Reed, 2<sup>nd</sup> Commissioner Cerny, passed (4-0).*  
**Order #21-159**

c. **County Auditor's review of finances**

Per Billy Doherty (County Auditor), still within budget.

**d. County Treasurer's  
i. Payroll and Escrow Report – 05.07.2021**

*Motion to Approve: Commissioner Reed, 2<sup>nd</sup> Commissioner Rinn, passed (4-0).  
Order #21-160*

**ii. Monthly Report – March 2021**

*Motion to Approve: Commissioner Rinn, 2<sup>nd</sup> Commissioner Lamp, passed (4-0).  
Order #21-161*

- 21. Written end-of-the month reports submitted by County Offices.**
- a. Justice of the Peace 2 & 3 – April 2021**
  - b. Jail Population – April 2021**
  - c. Constable Precinct 1 – April 2021**
  - d. TDMV Report – April 2021**
  - e. OSSF – March 2021**
  - f. Library Report – April 2021**

*Motion to Accept: Commissioner Reed, 2<sup>nd</sup> Commissioner Lamp, passed (4-0).  
Order #21-162*

**22. Commissioners Court Inquiry.**

*Motion to Adjourn: Commissioner Reed, 2<sup>nd</sup> Commissioner Lamp, passed (4-0).  
Order #21-163*

Court adjourned at 10:22 a.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 May 10, 2021.**

Date: May 13, 2021

Carrie Gregor

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

**By: Andrea Cardenas, Deputy**

**FILED**

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AUSTIN COUNTY, TEXAS