



CARRIE GREGOR
AUSTIN COUNTY CLERK

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COMMISSIONERS COURT MINUTES

December 13, 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

Motion to Adopt: Commissioner Reed, 2nd Commissioner Lamp, passed (4-0).
Order #21-430

1. Petitions or Requests from the Public.

Commissioner Lamp requested that the public please stop vandalizing road signs and poles in the County. The signs are \$200, plus repair or replacement of poles. Other Commissioners affirmed there have been issues in their precincts as well.

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

Sheriff Brandes informed the Court the parking lot is complete. Requested Commissioners donate four bobtail loads of limestone each, to lay over openings to Fisher Street. Per Judge Lapham, will pay for limestone from building fund. Per Commissioner Rinn, he can get the material from Bernardo Trucking.

Commissioner Rinn presented the Court with an estimate from XXL Construction for \$3,500 for six plugs, three emergency lights and two separate breakers. Will ask to add power for electric door.

Approve estimate from XXL Construction for six plugs, three emergency lights on two separate breakers and add power to ADA door not to exceed \$4,000.

Motion to Approve: Commissioner Rinn, 2nd Commissioner Reed, passed (4-0).
Order #21-431

Commissioner Rinn presented information on gutter guards, addressing the pine needle issue behind the Wendt Street building.

Commissioner Lamp requested the matter be tabled to get additional information.

Per Commissioner Lamp, the gas line is hooked up at the Highway Department building. Need to get septic hooked up too. Exterior lights are now on at the Justice Center and furniture has been delivered.

3. Discussion and action as appropriate regarding road construction projects.

Per Commissioner Lamp, finished repairs in Racoon Bend area. Still repairing roads from flood damage.

Per Commissioner Rinn, continuing with road maintenance. Working on donation deed for Shelby Road. After the first of the year, will go out for bids for Shelby and Emshoff bridge.

Per Commissioner Cerny, continuing with road maintenance.

Per Commissioner Reed, the five roads are complete. Doing routine maintenance.

4. Open and acknowledge Bids for three EMS stations to be located at Bellville, Wallis, and Industry.

Christensen Building Group is sole bid.

5. Discussion regarding the creation of a Sexual Assault Response Team and action as appropriate.

Per Brandy Robinson (Assistant District Attorney), Local Government Code §351.252 mandates each Commissioners Court must establish an Adult Sexual Assault Response Team.

Motion to Establish: Commissioner Lamp, 2nd Commissioner Reed, passed (4-0).
Order #21-432

6. Discussion regarding the San Felipe tower and action as appropriate

Per Al Cordiero (Austin County Communications Coordinator) need PTP670 Links to get signal from San Felipe to Bellville. Cost is \$20,418.28. Addendum to this issue is damage that occurred at San Felipe tower. Lights and cable shot out. Temporarily repaired cable.

Purchase PTP670 Links for San Felipe tower to Precinct 1 for \$20,418.28 and pay from Line Item 101-55220-131.

Motion to Purchase: Commissioner Rinn, 2nd Commissioner Rinn, passed (4-0).
Order #21-433

- 7. Consideration and action to select indigent contract attorneys:**
- a. John Anderson**
 - b. Calvin Garvie**
 - c. Stephen Longoria**

Motion to Approve: Commissioner Rinn, 2nd Commissioner Reed, passed (4-0).
Order #21-434

- 8. Discussion of Austin County election precinct redistricting and action as appropriate.**

Kim Rinn (Tax Assessor-Collector) requested Commissioners Court redistrict voting precincts and sign proposed Order approving redistricting of election precincts, establish new boundary lines for said precincts and provide an effective date and compliance with Texas Open Meeting Act. The changes would save money and is the next step towards centralized voting.

Motion to Sign: Commissioner Rinn, 2nd Commissioner Reed, passed (4-0).
Order #21-435

- 9. Discussion regarding change to personnel policy regarding House Bill 2073 and action as appropriate.**

Per Walter Morrow (EMS Director) Senate Bill 2073 requires a change in Personnel policy. Personnel policy 10.06 Quarantine Leave states if a fire fighter, peace officer, detention officer, emergency medical technician and/or health authority is required to quarantine, all employee benefits and compensation remain the same. There will not be a deduction from sick, vacation or any other time accrued prior to quarantine.

Motion to Approve: Commissioner Cerny, 2nd Commissioner Lamp, passed (4-0).
Order #21-436

- 10. Discussion and action to authorize interlocal agreements for street maintenance between:**
- a. Austin County Precinct 1 and the City of Bellville**
 - b. Austin County Precinct 2 and the City of Industry**
 - c. Austin County Precinct 3 and the City of:**
 - i. Sealy**
 - ii. San Felipe**
 - d. Austin County Precinct 4 and the City of:**
 - i. Brazos Country**

- ii. **San Felipe**
- iii. **Sealy**
- iv. **South Frydek**
- v. **Wallis**

Motion to Approve: Commissioner Reed, 2nd Commissioner Lamp, passed (4-0).
Order #21-437

- 11. **Discussion on holiday pay for one additional regular part time employees and action as appropriate.**

Left one employee off the previous list.

Motion to Approve: Commissioner Rinn, 2nd Commissioner Lamp, passed (4-0).
Order #21-438

- 12. **Consideration to ratify Road Maintenance agreement between Industry Volunteer Fire Department and Austin County and action as appropriate.**

Motion to Ratify: Commissioner Rinn, 2nd Commissioner Reed, passed (4-0).
Order #21-439

- 13. **Discussion regarding XperNet Services Invoice and action as appropriate.**

Pay for EDOC server from Fund 138 Records Management for \$6,255.91.

Motion to Approve: Commissioner Lamp, 2nd Commissioner Rinn, passed (4-0).
Order #21-440

- 14. **Discussion and action to approve procurement of The Ambrose Group to provide appraisal services for the Austin County CDBG-DR Voluntary Buyout Program GLO Contract #20-066-002-8957.**

The Ambrose Group to provide appraisal services for the buyouts of about ten properties in around Lazy River Subdivision.

Motion to Approve: Commissioner Reed, 2nd Commissioner Cerny, passed (4-0).
Order #21-441

- 15. **Discussion and action to approve procurement of JLL Valuation to provide appraisal review services for the Austin County CDBG-DR Voluntary Buyout Program GLO Contract #20-066-002-8957.**

JLL Valuation will provide appraisal review services.

Motion to Approve: Commissioner Reed, 2nd Commissioner Rinn, passed (4-0).
Order #21-442

16. Discussion and action to authorize one-time variance from Subdivision Regulations to subdivide 12 acre tract from a 63.9 acre tract at 5701 FM 159 West, Precinct 2

Motion to Authorize: Commissioner Rinn, 2nd Commissioner Reed, passed (4-0).
Order #21-443

17. Discussion and action to authorize one-time variance from Subdivision Regulations to subdivide approximately 8.75 acre tract from an 18.592 acre tract at 7437 FM 2187, Precinct 3

Motion to Authorize: Commissioner Cerny, 2nd Commissioner Reed, passed (4-0).
Order #21-444

18. Discussion and action to authorize one-time variance from Subdivision Regulations to subdivide approximately 2 acre tract from a 5.97 4 acre tract at 11933 Frantz Rd, Precinct 2

Motion to Authorize: Commissioner Rinn, 2nd Commissioner Cerny, passed (4-0).
Order #21-445

19. Discussion regarding Interlocal Agreement with Harris County Institute of Forensic Science and action as appropriate.

Motion to Approve: Commissioner Rinn, 2nd Commissioner Reed, passed (4-0).
Order #21-446

20. Discussion regarding Agreement for Medical Director of Emergency Medical Services for Austin County and action as appropriate.

Motion to Approve: Commissioner Reed, 2nd Commissioner Lamp, passed (4-0).
Order #21-447

21. **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. **November 22, 2021**
 - ii. **October 12, 2020 Revised**
 - a. **Consideration and action to approve right-of-way utility installation by Industry Telephone Company on Industry Rd, Pct. 2**
 - b. **Consideration and action to accept special donation of \$300 to Austin County Sheriff's Office per Local Government Code 81.032**

Motion to Approve: Commissioner Reed, 2nd Commissioner Lamp, passed (4-0).
Order #21-448

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

Motion to Approve: Commissioner Rinn, 2nd Commissioner Lamp, passed (4-0).
Order #21-449

- b. Fund Transfers**

Will come back.

- c. Budget Amendments**

Amendment #8 – Bring LEOSE funds forward.

Motion to Approve: Commissioner Reed, 2nd Commissioner Rinn, passed (4-0).
Order #21-450

- d. County Auditor's Review of finances**

Per Billy Doherty (County Auditor), 82.312% remaining in the budget.

- e. County Treasurer**
i. Payroll and Escrow Report Payroll & Escrow Report
1. 11.23.2021 - EMS/Late

Motion to Approve: Commissioner Reed, 2nd Commissioner Cerny, passed (4-0).
Order #21-451

- ii. Monthly Treasurer's Report**
1. October and November 2021
iii. Investment Report
1. 2020-2021 4th Quarter

Motion to Approve: Commissioner Cerny, 2nd Commissioner Lamp, passed (4-0).
Order #21-452

- 23. Written reports submitted by County Offices.**
a. Justice of the Peace: Pct. 2, Pct. 3, Pct. 4 - November 2021
b. Constable:
i. Pct. 4 - October 2021
ii. Pct. 1, Pct. 2, Pct. 4 - November 2021
c. Jail Population - November 2021
d. Texas Department of Motor Vehicles - November 2021
e. Extension Office
i. CEA-FCH - November 2021
ii. CEA-4H & Youth Development- November 2021
iii. Library - November 2021

iv. **OSSF - November 2021**

*Motion to Accept: Commissioner Lamp, 2nd Commissioner Rinn, passed (4-0).
Order #21-453*

Court recessed at 10:25 a.m.

EXECUTIVE SESSION

A closed meeting will be held concerning the following items:

- 1 Real Estate Matter**
- 2 Personnel Matter – HR**

Court reconvened at 11:22 a.m.

24. Action as appropriate on Executive Session.

No action.

22b continued.

See supporting documents.

*Motion to Approve: Commissioner Reed, 2nd Commissioner Lamp, passed (4-0).
Order #21-454*

25. Commissioners Court Inquiry.

*Motion to Adjourn: Commissioner Reed, 2nd Commissioner Cerny, passed (4-0).
Order #21-255*

Court adjourned at 11:23 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 December 13, 2021.**



Date: December 16, 2021

Carrie Gregor

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

By: Andrea Cardenas, Deputy 2021 DEC 16 PM 2:48

Carrie Gregor
COUNTY CLERK
AUSTIN COUNTY, TEXAS