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AUSTIN COUNTY CLERK

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COMMISSIONERS COURT MINUTES

September 12, 2022 Austin County Commissioners Court met in the 2nd floor Courtroom 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

3:00 P.M. OPENING

CALL TO ORDER

INVOCATION

PLEDGES OF ALLEGIANCE

ROLL CALL AND CERTIFICATION OF QUORUM

CONSIDERATION/ADOPTION OF AGENDA

Remove item #21.

Motion to Adopt: Commissioner Reed, 2nd Commissioner Rinn, passed (4-0).
Order #22-355

- 1. Petitions or Requests from the Public.**
- 2. Discussion and action as appropriate regarding building projects and financing.**

Per Judge Lapham, will break ground on EMS stations on Friday.

Per Commissioner Reed, trying to get construction meetings set for the fourth Wednesday of the month.

Per Commissioner Rinn, starting dirt work at station sites before Friday.

Commissioners Reed and Rinn presented an invoice for \$5,873 from Shellback Construction for ADA push buttons and automatic door openers at Wendt Street building.

Motion to Approve: Commissioner Rinn, 2nd Commissioner Reed, passed (4-0).
Order #22-356

Commissioners Reed and Rinn presented an invoice for \$3,600 from Shellback Construction for concrete work at Wendt Street building.

Motion to Approve: Commissioner Reed, 2nd Commissioner Rinn, passed (4-0).
Order #22-357

Per Commissioner Reed, scale is coming back soon. Waiting on electrical power pole, then will begin to put building in place.

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

Per Commissioner Lamp, replaced five culverts on Kiemsteadt Road. Will replace seven more culverts in various parts of the County. Still losing signs. Doing routine maintenance. Kiemsteadt bridge will be replaced, will have to use Neumann Road.

Per Commissioner Rinn, doing routine maintenance. Waiting on Wakefield to bring bridges to Emshoff and Shelby Roads.

Per Commissioner Cerny, doing routine maintenance.

Per Commissioner Reed, doing routine maintenance.

4. Discussion and action regarding Austin County 911 Emergency Communications budget approval.

Motion to Approve: Commissioner Lamp, 2nd Commissioner Reed, passed (4-0).
Order #22-358

5. Discussion and action regarding short term lease proposals for 856 West Main Street, Bellville, per Local Government Code 292.001c

Accept lease proposals for 856 West Main Street until next Court.

Motion to Accept: Commissioner Reed, 2nd Commissioner Rinn, passed (4-0).
Order #22-359

6. Discussion regarding Order Restricting Outdoor Burning and action as appropriate.

Lift Burn Ban.

Motion to Lift: Commissioner Reed, 2nd Commissioner Cerny, passed (4-0).
Order #22-360

7. Consideration to declare the following Pct. 1 item as surplus and action as appropriate:

- a. **Gooseneck trailer**
- b. **Box blade**
- c. **Generator**
- d. **Dump Truck**
- e. **Tiller**

Hold for 30 days before sending to auction.

Motion to Declare: Commissioner Lamp, 2nd Commissioner Cerny, passed (4-0).
Order #22-361

8. Discussion and action as appropriate regarding Designation of Representatives Houston-Galveston Area Council 2023 General Assembly and Board of Directors.

Designate Judge Lapham – Delegate, Commissioner Reed – Alternate.

Motion to Designate: Commissioner Cerny, 2nd Commissioner Lamp, passed (4-0).
Order #22-362

9. Discussion and action as appropriate regarding purchase the following for EMS out of FY 2021-2022 EMS budget

- a. **Computer hardware**
- b. **4 desktop computers**
- c. **1 laptop**

Motion to Approve: Commissioner Lamp, 2nd Commissioner Reed, passed (4-0).
Order #22-363

10. Discussion and action as appropriate to purchase the following for EMS out of tobacco funds:

- a. **2 - Lucas CPR devices**
- b. **10 - Sapphire IV pump kits and service software/cables**
- c. **1 - Sapphire IV pump USS 4 port RS242 adapter/communication cable.**

Motion to Purchase: Commissioner Lamp, 2nd Commissioner Rinn, passed (4-0).
Order #22-364

11. **Consideration and action to amend an August 8, 2022, court authorized a one-time variance from Subdivision Regulation to divide 43.31 acre tract of land into four tracts: a 24 acre tract, a 4 acre tract, a 4 acre tract, and an 11.31 acre tract; current request is to divide 43.31 acre tract of land into four tracts: a 12 acre tract, a 12 acre tract, a 4 acre, and a 15.31 tract, on Chew Rd, Pct. 4.**

Motion to Authorize: Commissioner Reed, 2nd Commissioner Cerny, passed (4-0).
Order #22-365

12. **Discussion and action to approve an Interlocal Agreement for Jail Services between Austin County and Waller County.**

Motion to Approve: Commissioner Reed, 2nd Commissioner Rinn, passed (4-0).
Order #22-366

13. **Discussion regarding Holiday Compensation for Sheriff's Office Personnel and action as appropriate.**

No action.

14. **Discussion regarding unused vacation time, in excess of 40 hours, for Sheriff's Office Personnel and action as appropriate.**

Any unused vacation hours over 40 hours at anniversary date can be paid out to employee.

Motion to Approve: Commissioner Reed, 2nd Commissioner Rinn, passed (4-0).
Order #22-367

15. **Discussion regarding the purchase of the following with unused S.O./Jail Salary and action as appropriate:**
 - a. **2-2023 Chevrolet PPV, 4 wheel drive Tahoes**
 - b. **1-Chevrolet crew cab**
 - c. **1-Toro 74010 60" zero turn mower**

Approve purchase of two Chevrolet Tahoes, one Chevrolet truck and one zero turn mower by September 30, 2022.

Motion to Purchase: Commissioner Cerny, 2nd Commissioner Rinn, passed (4-0).
Order #22-368

16. **Discussion and action regarding meal reimbursement for Sheriff's Office Personnel.**

Motion to Approve: Commissioner Reed, 2nd Commissioner Lamp, passed (4-0).
Order #22-369

17. Discussion and action regarding TCOLE Certificate Pay of:
- a. \$600 to each Intermediate Jailer
 - b. \$900 to each Advanced Jailer
 - c. \$1,200 to each Master Jailer
 - d. \$600 to each Intermediate Peace Officer
 - e. \$900 to each Advanced Peace Officer
 - f. \$1,200 to each Master Peace Officer
 - g. \$600 to each Intermediate Tele-communicator
 - h. \$900 to each Advance Tele-communicator
 - i. \$1,200 to each Master Tele-communicator

Motion to Approve: Commissioner Reed, 2nd Commissioner Lamp, passed (4-0).
Order #22-370

18. Discussion and action regarding clothing allowance of up to \$500 annually for plain clothed S.O. Personnel.

Motion to Approve: Commissioner Reed, 2nd Commissioner Rinn, passed (4-0).
Order #22-371

19. Discussion to approve the S.O. to apply for a Texas Office of the Governor Grant in the amount of \$32,405 to purchase 5 level III bullet resistant shields for S.O. Deputies working as Bellville ISO Resource Officers.

Motion to Apply: Commissioner Lamp, 2nd Commissioner Rinn, passed (4-0).
Order #22-372

20. Discussion to amend current inmate medical contract and action as appropriate.

Motion to Amend: Commissioner Reed, 2nd Commissioner Cerny, passed (4-0).
Order #22-373

21. Discussion regarding the Austin County RV Park development and action as appropriate, Brazos Ten Ln @ Bartlett Rd, and action as appropriate.

22. Discussion regarding Road and Bridge bids and action as:
- a. Road Materials/Gravel
 - b. Hauling (Road Materials)
 - c. Asphalts, Liquid Asphalts, Emulsions & Dust Control
 - d. Corrugated Culverts
 - e. HOPE Culvert Pipe
 - f. Concrete/Cement
 - g. Fuel (Gasoline & Diesel)

h. Surface Treatments, Asphalt Laydown and Asphalt Milling

Accept all bids.

Motion to Accept: Commissioner Reed, 2nd Commissioner Lamp, passed (4-0).
Order #22-374

23. Discussion regarding awarding of acquisition surveying contract for the GLO CDGBT-MIT Grant #22-085-007-D235 -Austin County Mitigation Project.

Award surveying contract to Doucet in the amount of \$689,500.

Motion to Award: Commissioner Reed, 2nd Commissioner Rinn, passed (4-0).
Order #22-375

24. Discussion regarding timesheet calendar and action as appropriate.

No action.

25. 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. August 22, 2022

- b. Consideration and action to accept \$1,000 special donation to Austin County Sheriff's Office per Local Government Code 81.032.**
- c. Consideration and action to approve Right of Way Installation by Industry Telephone at Post Oak Point Rd and Miller Rd., Pct. 2**
- d. Consideration and action to approve TCOLE #4064 SBLE Training Expense for James Clark, County Constable, Pct. 4.**

Motion to Approve: Commissioner Reed, 2nd Commissioner Rinn, passed (4-0).
Order #22-376

26. Budgetary and Financial Claims -action as appropriate.

a. Payment of Claims

Early bills = \$28,303.21 Regular bills = \$447,461.15

Motion to Approve: Commissioner Lamp, 2nd Commissioner Rinn, passed (4-0).
Order #22-377

b. Fund Transfers

Motion to Approve: Commissioner Lamp, 2nd Commissioner Rinn, passed (4-0).
Order #22-378

c. Budget Amendments

d. County Auditor's review of finances

Per Billy Doherty (County Auditor), barely hanging on.

e. County Treasurer's

i. Payroll and Escrow Report-08.26.2022 & 09.09.2022

*Motion to Approve: Commissioner Rinn, 2nd Commissioner Lamp, passed (4-0).
Order #22-379*

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

- a. Jail Population Report – August 2022**
- b. Constable Report – August 2022**
 - i. Constable Lance Johnson, Pct. 1**
 - ii. Constable David Schulz, Pct. 2**
- c. Justice of the Peace**
 - i. Precinct 2 – July 2022**
 - ii. Precinct 3 – August 2022**
 - iii. Precinct 4 – August 2022**
- d. OSSF – August 2022**
- e. Texas OMV – August 2022**
- f. Library – August 2022**
- g. Agrilife Extension – July 2022**

*Motion to Accept: Commissioner Reed, 2nd Commissioner Lamp, passed (4-0).
Order #22-380*

32. Commissioners Court Inquiry.

Per Commissioner Lamp, IWORQ has some kinks.

Court recessed at 4:48 p.m.

Court reconvened at 5:30 p.m.

28. 5:30 PM – Public Hearing on 2022-2023 Tax Rate

Public hearing opened at 5:31 p.m.

Per Judge Lapham, the proposed rate is General – .36673, F/M Lateral – .07832, R&B Special – .06455, Debt Requirement – .052364, Total =.561964.

Marc Young spoke with regard to increase in fuel prices and appraisals going up.

Public hearing closed at 5:34 p.m.

29. Consideration and action to adopt FY 2022-2023 compensation order.

Per Judge Lapham, one change is on page 5 under Tax Assessor-Collector the account number for line 3 is 71204, not 751204.

Motion to Approve: Commissioner Rinn, 2nd Commissioner Lamp, passed (4-0)
Order #22-381

30. Discussion and action regarding Road & Bridge and FM & Lateral funding allocation.

Per Commissioner Rinn, Parker County method divides the 200 and 300 funds by 50% road miles and 50% revenue.

Approve Option 2 of Parker County method (see supporting documents).

Motion to Approve: Commissioner Lamp, died for lack of a second. Motion failed.

Use Parker County distribution method (50% of tax revenues and 50% road miles).

Motion to Approve: Commissioner Rinn, 2nd Commissioner Reed, passed (3-1).
Commissioner Cerny opposed.
Order #22-382

Per Judge Lapham, for clarification, 300 fund split half by road miles and half by revenue. 200 fund take admin pay first then split half by road miles and half by revenue.

31. Consideration and action to set 2022-2023 Tax Rate

General – .3559556, F/M Lateral – .0756686, R & B Special – .0779758, Debt Requirement – .0523640. Total = .5619640

Motion to Approve: Commissioner Reed, 2nd Commissioner Rinn, passed (4-0).
Order #22-383

**Motion to Adjourn: Commissioner Reed, 2nd Commissioner Cerny, passed (4-0).
Order #22-384**

Court adjourned at 6:06 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 September 12, 2022.**

Date: September 23, 2022
Carrie Gregor

**Carrie Gregor, Austin County Clerk
Clerk of Commissioners Court
Austin County, Texas
By: Andrea Cardenas, Deputy**



FILED

2022 SEP 23 PM 1:34

Carrie Gregor
COUNTY CLERK
AUSTIN COUNTY, TEXAS