



**CARRIE GREGOR**  
AUSTIN COUNTY CLERK

## **COMMISSIONERS COURT MINUTES**

On **August 13, 2012** Austin County Commissioners Court met in the Basement Meeting Room at the Austin County Courthouse with the following present:

David Ottmer, Commissioner, Precinct 1  
Sr. Commissioner, Presiding Judge  
Robert "Bobby" Rinn, Commissioner, Precinct 2  
Randy Reichardt, Commissioner, Precinct 3  
Douglas King, Commissioner, Precinct 4  
Cyndi Gomez, Deputy County Clerk

### **Opening – 9:00 a.m.**

**Call to Order**  
**Invocation**  
**Pledges of Allegiance**  
**Certification of Quorum**

### **Consideration/Adoption of Agenda**

*Motion to Adopt: Commissioner Reichardt, 2<sup>nd</sup> Commissioner King, passed (3-0).*  
**Order #12-307**

#### **1. Petitions or Requests from the Public**

Ms. Nevada Dyer, county resident, complained about EMS taking her to the hospital without her consent, claimed she was kidnapped.

Reese Turner discussed lack of response from Commissioners Court regarding EMS issues, non use of financial line items which could be used for salaries. He is tired of taxpayers and county employees being held hostage due to the murder trials, and is for the rights of county employees regarding parking on the square.

#### **2. Consideration and possible action to authorize Collection and Assessment Agreement between Austin County and Austin County Appraisal District**

*Motion to Approve: Commissioner Ottmer, 2<sup>nd</sup> Commissioner Rinn, passed (3-0)*  
**Order #12-308**

**3. Discussion regarding Public Notification Warning System application inserts to be included with the tax statements, and action as appropriate**

*Motion to Approve: Commissioner Reichardt, 2<sup>nd</sup> Commissioner Rinn, passed (3-0).  
Order #12-309*

**4. Consideration and possible action to authorize purchase of technology items for the following:**

- a. Veterans Service Officer – New computer
- b. Sheriff – (Patrol Room in Precinct 4) – New computer
- c. Sheriff – New Computer and Printer
- d. Sheriff – Two new computers for jail booking area
- e. IT – New computer

Items totaling \$7,953.80.

*Motion to Authorize: Commissioner Reichardt, 2<sup>nd</sup> Commissioner Rinn, passed (3-0).  
Order #12-310*

**5. Consideration and possible action to declare surplus property for Sheriff's Department, and authorize disposal**

- a. 1999 Chevrolet Suburban
- b. 2006 Ford CVPI
- c. 2004 Ford CVPI
- d. 2005 Ford CVPI
- e. 2005 Ford CVPI
- f. 2004 Ford CVPI
- g. Other items

*Motion to Authorize: Commissioner Reichardt, 2<sup>nd</sup> Commissioner King, passed (3-0).  
Order #12-311*

**6. Consideration and possible action to authorize payment of accrued holiday time for departments with 24/7 whose employment personnel must be replaced for essential daily operations**

Totaling \$43,009.63 for 2012.

*Motion to Postpone: Commissioner Reichardt, 2<sup>nd</sup> Commissioner Rinn, passed (3-0).  
Order #12-312*

**7. Consideration and possible action to approve Certificate of Acceptance for Industry Road Bridge at Mill Branch Creek in Precinct 2**

*Motion to Approve: Commissioner Rinn, 2<sup>nd</sup> Commissioner King, passed (3-0).  
Order #12-313*

**8. Consideration and possible action to accept bid for construction of retaining walls on Hoff Road at Piney Creek in Precinct 1**

*Motion to Postpone: Commissioner Ottmer, 2<sup>nd</sup> Commissioner Rinn, passed (3-0).  
Order #12-314*

**10. Consideration and possible action to authorize County Judge to sign Amendment 1 To The Customer Agreement between The State of Texas, Acting By and Through The Texas Department of Information Resources and Texas Nicusa, LLC and Austin County for eFiling service to accommodate OCA procurement of a new eFiling provider and transition to the new solution**

*Motion to Authorize: Commissioner Reichardt, 2<sup>nd</sup> Commissioner Rinn, passed (3-0).  
Order #12-315*

**11. Consideration and possible action to authorize Contract for Residential Services between Gulf Coast Trades Center and Austin County on behalf of Austin County Juvenile Probation Department**

*Motion to Authorize: Commissioner Reichardt, 2<sup>nd</sup> Commissioner Rinn, passed (3-0).  
Order #12-316*

**12. Consideration and possible action to authorize Contract and Agreement for Secure Short-Term and Long-Term detention of Juvenile Offenders Space Available between 4M Youth Services, Inc., dba Rockdale Regional Juvenile Justice Center and Austin County on behalf of Austin County Juvenile Probation Department**

*Motion to Authorize: Commissioner Reichardt, 2<sup>nd</sup> Commissioner Rinn, passed (3-0).  
Order #12-317*

- 13. Consideration and possible action to authorize purchase of computer/printer & software for the County Clerk vault out of Records Management 137-010-0000 in the amount of \$857.00**

*Motion to Authorize: Commissioner King, 2<sup>nd</sup> Commissioner Rinn, passed (3-0).*  
**Order #12-318**

- 14. Consideration and possible action to authorize purchase of official record binders out of Records Management 137-010-0000 in the amount of \$149.97**

*Motion to Authorize: Commissioner Rinn, 2<sup>nd</sup> Commissioner King, passed (3-0).*  
**Order #12-319**

- 15. Consideration and possible action to authorize engagement letter for 2011-2012 audit and supplementary services with Beyer & Co., Certified Public Accountants**

*Motion to Postpone: Commissioner Reichardt, 2<sup>nd</sup> Commissioner Rinn, passed (3-0).*  
**Order #12-320**

- 16. Consideration and possible action to accept new date on Constable, Precinct 1 bond**

*Motion to Accept: Commissioner King, 2<sup>nd</sup> Commissioner Rinn, passed (3-0).*  
**Order #12-321**

- 17. Consideration and possible action to authorize amended Interlocal Cooperation Contract between the Texas Department of Public Safety (TDPS) and Austin County for the Failure To Appear Program**

*Motion to Authorize: Commissioner King, 2<sup>nd</sup> Commissioner Rinn, passed (3-0).*  
**Order #12-322**

**18. Budget Workshop**

**a. Department requests**

James Clark, Constable, Precinct 4, requests an increase due to additional hours, fuel, uniforms and expenses.

**b. Review revenues and expenditures**

Per Betty Jez, County Auditor, expenses without revenues and taxes as of July are \$5,242,137.00.

**19. Budgetary and Financial Claims – action as appropriate**

**a. Payment of Claims**

*Motion to Authorize: Commissioner Reichardt, 2<sup>nd</sup> Commissioner King, passed (3-0).  
Order #12-323*

**b. Budget Amendments**

None.

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

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

**a. Austin County Jail Population – July 2012**

**b. Austin County Library System – July 2012**

**c. Environmental Activities – January – April 2012**

Texana Report – Spotlighting our Employees

**9. Discussion regarding asphalt bids, subsequent increases and action as appropriate to award work for specific road projects**

**a. Cougar Road – Precinct 4**

**b. Educator Lane – Precinct 4**

Asphalt Bid – Durwood Greene Construction Co., material, hauling, labor and equipment \$113,373.00.

*Motion to Award: Commissioner King, 2<sup>nd</sup> Commissioner Reichardt, passed (3-0).  
Order #12-324*

Court recessed at 10:12 a.m.

**EXECUTIVE SESSION**

**A closed meeting will be held concerning the following items:**

- 1. Consultation with attorney regarding litigation. (This is in accordance with the Texas Government Code Section 551.071).**

Court reconvened at 10:17 a.m.

**21. Action as appropriate from Executive Session**

\$200,000.00 from Precinct 4 dedicated to road projects is tied up in litigation and outcome is unknown. Time frame has run out for use as bond money. After litigation, money will be divided between the four precincts, each receiving \$50,000.00 for road projects.

Commissioners were in agreement money should be budgeted for, and that future Commissioners would need to realize that money will come from their precinct budgets.

*Motion to Authorize: Commissioner King, 2<sup>nd</sup> Commissioner Reichardt, passed (3-0).*  
**Order #12-325**

**22. Commissioner Court Inquiry**

Commissioner Reichardt has received bids from Thomas Walden to remove asbestos from the Frydek Rd. property.

Court adjourned at 10:29 a.m.

**ALL SUPPORTING DOCUMENTS ON FILE WITH COUNTY CLERK AS PROVIDED BY COMMISSIONERS COURT**

I, Carrie Gregor, Austin County Clerk, attest to the accuracy of the record of the Commissioners Court proceedings for August 13, 2012.



Date: September 12, 2012

Carrie Gregor

Carrie Gregor, Austin County Clerk  
Clerk of Commissioners Court  
Austin County, Texas  
By: Cyndi Gomez, Deputy

FILED

12 SEP 12 AM 9:05

*Carrie Gregor*

COUNTY CLERK  
AUSTIN COUNTY, TEXAS