



**CARRIE GREGOR**  
AUSTIN COUNTY CLERK

## **COMMISSIONERS COURT MINUTES**

On **September 9, 2013** Austin County Commissioners Court met in the Commissioners Courtroom at the Austin County Courthouse with the following present:

Carolyn Bilski, County Judge  
Reese Turner, Commissioner, Precinct 1  
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**

Commissioner King was delayed.

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

Court flexible for 10:00 a.m. Public Hearing and amend agenda #9 b to "Preservation and Restoration Plan" and #9 c, note funds are from account #138-010-0000, Records Management Fees for all county officials.

*Motion to Adopt: Commissioner Turner, 2<sup>nd</sup> Commissioner Rinn, passed (4-0).*

### **Order #13-297**

#### **1. Receive and review collection report from Perdue Brandon Fielder Collins & Mott LP.**

Mike Darlow, Perdue Brandon Fielder Collins & Mott LP., reviewed charts and graphs from the Collection Report, and discussed resale of struck off property.

**2. Consideration and possible action to authorize execution of deeds for tax resale offers.**

**a. R02026 Abstract 024, D Chandler League, 1.365 Acres**

Offer from Hermann and Diane Johnson, \$23,025.81. They will pay 100% of taxes and cost owed on property, additional post-judgment taxes of sale \$505.92.

Judge Bilski to sign Resale Deed.

*Motion to Authorize: Commissioner Reichardt, 2<sup>nd</sup> Commissioner Rinn, passed (4-0).  
Order #13-298*

**b. R12163 Lots 11-15 Block 35 of the Wallis Townsite**

Judge Bilski to execute Resale Deed.

*Motion to Authorize: Commissioner King, 2<sup>nd</sup> Commissioner Reichardt, passed (4-0).  
Order #13-299*

**3. Presentation of Austin County Emergency Communications District Budget for 2013-2014.**

Review of Austin County 911 Profit & Loss Budget Overview October 2013 – September 2014.

**4. Consideration and possible action to adopt Consent Agenda Format.**

Pull agenda #5 b; #5 g and #5 h for individual motions.

**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. Consideration and possible action to approve application for required schooling for Rick Yancey, Justice Peace Precinct 1 to be held November 17-20, 2013 in Galveston.**
- c. Consideration and possible action to declare Xerox Copier Model 5034 from the Justice of the Peace #3 Office salvage for disposal.**
- d. Consideration and possible action to ratify Statewide Automated Victim Notification Service (SAVNS) contract between The Office of the Attorney General of Texas and Austin County.**

- e. **Consideration and possible action to authorize agreement between the Austin County Voter Registrar / Election Department and Austin County for use of Basement Meeting room during the November 5, 2013 Constitutional Amendment Election.**
- f. **Consideration and possible action to accept Donation Deed from ENHC Interests, LP c/o James Houstoun III to Austin County for bridge project on Wagner Road in Precinct 2.**

*Motion to Accept: Commissioner Turner, 2<sup>nd</sup> Commissioner Rinn, passed (4-0).*  
**Order #13-300**

- b. **Consideration and possible action to approve Computer Aided Dispatch contract with Tyler Technologies, Inc.**

Contingent upon re-entering statement "Client shall retain ownership of all data and information relating to Client's operations and functions, which is kept or stored in or by the Tyler Software ("Client Data") back into contract.

*Motion to Authorize: Commissioner Reichardt, 2<sup>nd</sup> Commissioner Rinn, passed (3-1).*  
*Opposed: Commissioner Turner*  
**Order #13-301**

**10:00 A.M. PUBLIC HEARING TO INCREASE COUNTY CLERK RECORDS ARCHIVE FEE**

**9. Public Hearing with action as appropriate.**

State Legislation is allowing increase from \$5.00 to \$10.00.

Public Hearing closed at 10:15 a.m.

**5. CONSENT AGENDA – Continued**

- g. **Consideration and possible action to authorize computer purchases for Treasurer and Auditor Offices.**

*Motion to Authorize: Commissioner Reichardt, 2<sup>nd</sup> Commissioner Rinn, passed (4-0).*  
**Order #13-302**

- h. **Consideration and possible action to authorize computer purchases for Dispatch (3) and Road and Bridge Precincts 3 & 4 Commissioners.**

*Motion to Authorize: Commissioner Reichardt, 2<sup>nd</sup> Commissioner Rinn, passed (4-0).*  
**Order #13-303**

**6. Consideration and possible action to authorize 2013 Occupational Medicine Proposal with Bellville St. Joseph for pre-employment physical exams, drug screens and breath alcohol test (BAT)**

*Motion to Authorize: Commissioner Reichardt, 2<sup>nd</sup> Commissioner Rinn, passed (4-0).  
Order #13-304*

**7. Discussion regarding Road and Bridge bids and action as appropriate.**

**a. Road Materials/Gravel**

Pit Run Gravel – Precinct 1 – Texas Lumber & Construction/Prihoda Gravel

Precinct 2 – Texas Lumber & Construction/Zbranek Bros.

Precinct 3 – Texas Lumber & Construction/Zbranek Bros. – Cat Spring;  
Texas Lumber & Construction/Zbranek Bros. & Prihoda  
Gravel

Precinct 4 – Zbranek Bros. & Prihoda/Texas Lumber & Construction –  
Sealy; Zbranek Bros./Prihoda Gravel – Wallis

Precinct 1, 2, 3 & 4 – Texas Lumber & Construction/Zbranek Bros./  
Prihoda Gravel – Picked up

Screened Post Oak – Precinct 1 & 2 – Texas Lumber & Construction

Precinct 3 – Texas Lumber & Construction/Zbranek Bros./Prihoda  
Gravel – Cat Spring & Sealy

Precinct 4 – Zbranek Bros./Prihoda – Sealy; Texas Lumber &  
Construction/Zbranek Bros./Prihoda Gravel

Precinct 1, 2, 3 & 4 – Texas Lumber & Construction/Zbranek  
Bros./Prihoda Gravel – Picked up; Texas  
Lumber & Construction – Delivered

Scrap Gravel – Precinct 1, 2, 3 & 4 – Zbranek Bros./Prihoda Gravel

Red Clay – Precinct 1 – Huebner

Precinct 2, 3 & 4 – Prihoda Gravel

Precinct 1, 2, 3 & 4 – Prihoda Gravel/Huebner – Picked up

3/8 Washed Pea Gravel – Precinct 1, 2, 3 & 4 – Vulcan Materials

**b. Asphalts, Liquid Asphalt, Emulsion & Dust Control, Surface Treatments, Asphalt Laydown and Asphalt Milling**

MC-30 – Martin Companies/Cleveland Asphalt

MC-800 – Martin Companies/Cleveland Asphalt

RC-250 – Martin Companies/Cleveland Asphalt

CRS-2 – Cleveland Asphalt/Martin Companies

AC-5 – Martin Companies/Cleveland Asphalt

AC-10 – Martin Companies/Cleveland Asphalt

AC10-2TR (Chipseal) – Wright Asphalt

CRS-2P – Martin Companies/Cleveland Asphalt

TRMSS (FOG SEAL) – Wright Asphalt

Alternate Base Stabilizer – Cleveland Asphalt/Martin Companies

Dust Control/Base Stabilizer – Cleveland Asphalt/Martin Companies/  
Southern Dust Control

All P2's – P2 Emulsion Plants, LLC

Dust Control/Base Stabilizer – Southern Dust Control

Asphalt Stabilized Base – Precinct 2 – Century Asphalt/American Materials Durwood  
Green

Precinct 3 – Century Asphalt/American Materials – Picked up,  
Sealy – Delivered – American Materials/Century  
Asphalt

Precinct 4 – Sealy & Wallis – American Materials – Picked up  
& Delivered

Precinct 1 – Century Asphalt/American Materials

Hot Mix Hot Lay Asphalt Pavement – Precinct 1 – Century Asphalt/American Materials – Picked up & Delivered

Precinct 2 – Century Asphalt/American Materials – Picked up & Delivered

Precinct 3 – Century Asphalt – Cat Spring/  
American Materials – Sealy – Picked up  
& Delivered

Precinct 4 – American Materials – Sealy & Wallis/  
American Materials; Century Asphalt –  
Picked up

Hot Mix Cold Lay Asphalt – Quality Hot Mix/Century Asphalt

Cold Mix Cold Lay Asphalt – Vulcan/Proline

Hot Mix Lay Down – Sealy Paving

Seal Coat – Cornerstone Paving

One Course Surface Treatment (No Rock) – Cornerstone Paving

Two Course Surface Treatment (No Rock) – Cornerstone Paving

One Course Surface Treatment (With Rock) – Cornerstone Paving

Two Course Surface Treatment (With Rock) – Cornerstone Paving

Asphalt Milling – Cornerstone Paving/American Materials Durwood Green

Crushed Sandstone – Rock Crushers

Crushed Screening – Rock Crushers

Cover Stone PB-3 – Precinct 1, 3 & 4 – Quality Hot Mix

Precinct 2 – Colorado – Industry; Quality Hot Mix – Bleiblerville

Cover Stone PB-4 – Precinct 1 – Quality Hot Mix/Colorado (Hunter)

Precinct 2 – Colorado (Hunter)/Quality Hot Mix – Industry &  
Bleiblerville

Quality Hot Mix/Colorado (Hunter) – Sealy

Precinct 4 – Quality Hot Mix – Sealy & Wallis/Colorado  
(Hunter)/Vulcan/American

Corner Stone PB-5 – Vulcan/Colorado (Hunter)

Grade 3 Uncoated – Precinct 1 – Quality Hot Mix/Colorado (Hunter)

Precinct 2 – Colorado (Hunter) – Industry & Bleiberville

Precinct 3 – Colorado (Hunter)/Quality Hot Mix – Cat Spring; Quality  
Hot Mix/Colorado (Hunter) – Sealy

Precinct 4 – Quality Hot Mix- Sealy; Quality Hot Mix and Colorado  
(Hunter) – Wallis; Quality Hot Mix/Colorado  
(Hunter)/Martin Marietta – Picked up – Wallis

Grade 4 Uncoated – Quality Hot Mix/Colorado (Hunter); Colorado (Hunter)/Quality Hot  
Mix/Cemex/Martin Marietta – Picked up

Grade 5 Uncoated – Colorado (Hunter)/Colorado (Hunter)/Quality Hot Mix/Cemex –  
Picked up

Flex Base Limestone 1 ½ Inch #247 – Precinct 1 – Quality Hot Mix/Colorado (Hunter)

Precinct 2 – Colorado (Hunter)/Quality Hot Mix –  
Industry

Precinct 3 – Zbranek Bros./Colorado (Hunter) – Cat  
Spring; Zbranek Bros./Colorado  
(Hunter) and Quality Hot Mix –  
Sealy

Precinct 4 – Zbranek Bros./Quality Hot Mix – Sealy;  
Quality Hot Mix/Zbranek Bros. – Wallis

Precinct 1, 2, 3 & 4 – Picked up – Colorado  
(Hunter)/Quality Hot Mix/  
Vulcan/Colorado (Glidden)/  
Prihoda/Cemex/Zbranek  
Bros./Martin Marietta

¾ Inch Limestone – Precinct 1 – Quality Hot Mix/Zbranek Bros.

¾ Inch Limestone – Precinct 1 – Quality Hot Mix/Zbranek Bros.

Precinct 2 & 3 – Zbranek Bros./Quality Hot Mix

Precinct 4 – Zbranek Bros./Quality Hot Mix; Zbranek Bros./Martin Marietta – Wallis

Precinct 1, 2, 3 & 4 – F.O.B. Plant – Cemex

Commercial Limestone Base – Precinct 1 – Quality Hot Mix/Colorado (Hunter)

Precinct 2 – Colorado (Hunter)/Quality Hot Mix – Industry

Precinct 3 – Colorado (Hunter)/Quality Hot Mix and Zbranek Bros. – Cat Spring; Zbranek Bros./Quality Hot Mix/Colorado (Hunter) – Sealy

Precinct 4 – Zbranek Bros./Colorado (Hunter) – Sealy; Quality Hot Mix/Zbranek Bros. – Wallis

Precinct 1, 2, 3 & 4 – Picked up – Colorado (Hunter)/Quality Hot Mix/Vulcan/Colorado (Glidden)/Prihoda/Cemex/Zbranek Bros./Martin Marietta

**c. Corrugated Culverts**

Precinct 1, 2, 3 & 4 – Wilson/Contect

**d. HDPE Culvert Pipe**

Precinct 1, 2, 3 & 4 – ADS/Hancor

**e. Concrete/Cement**

Recycled Cement – Inland Enviromental

Cement Stablized Sand – Huebner

Crushed Concrete – American

4 Sack 2000 PSI 376 LBS. – Precinct 1, 2 & 3 – Huebner Concrete

Precinct 4 – Koy Concrete/Huebner Concrete



4 ½ Sack 2500 PSI W/Flyash – Precinct 1, 2, & 3 – Huebner Concrete/Koy Concrete  
Precinct 4 – Koy Concrete

4 ½ Sack 2500 PSI 423 LBS. – Precincts 1, 2 & 3 – Huebner Concrete/Koy Concrete  
Precinct 4 – Koy Concrete

5 Sack 3000 PSI W/Flyash – Precinct 1, 2 & 3 – Huebner Concrete/Koy Concrete  
Precinct 4 – Koy Concrete

5 Sack 3000 PSI 470 LBS. – Precinct 1, 2 & 3 – Huebner Concrete/Koy Concrete  
Precinct 4 – Koy Concrete

Cement Treatment (Road Mixed Hydraulic Cement) – Precinct 1, 2, 3 & 4 – Huebner  
Concrete

Small Load Schedule – Precinct 1, 2, 3 & 4 – Koy Concrete/Huebner Concrete

**f. Fuel (Gasoline & Diesel)**

Colorado County Oil – Precinct 1, 2, 3 & 4

**g. Hauling (Road Materials)**

Cemex – Precinct 1, 2, 3 & 4 – Bernardo Trucking/Oval Transport

Colorado Materials (Hunter) – Precinct 1, 2, 3 & 4 – Bernardo Trucking/Oval Transport

Colorado Materials (Glidden) – Precinct 1, 2, 3 & 4 – Bernardo Trucking/Oval Transport;  
Statewide Materials – Sealy, Wallis  
& Industry

Inland Environmental (Garwood) – Precinct 1 – Bernardo Trucking/Oval Transport

Precinct 2 – Bernardo Trucking/Oval Transport/  
Statewide Materials – Industry;  
Oval Transport/Bernardo Trucking –  
Bleiberville

Precinct 3 – Statewide Materials/Oval Transport –  
Sealy; Statewide Materials/Bernardo  
Trucking – Sealy

Precinct 4 – Statewide Materials/Bernardo Trucking –  
Sealy & Wallis

Rock Crushers (Burton) – Precinct 1 – Bernardo Trucking

Precinct 2 – Bernardo Trucking/Statewide Materials

Precinct 3 – Bernardo Trucking

Precinct 4 – Bernardo Trucking/Statewide Materials

Vulcan (Uvalde) – Precinct 1 & 2 – Oval Transport/Bernardo Trucking

Precinct 3 & 4 – Bernardo Trucking/Statewide Materials

Hauling from Quarry to Road Locations – Precinct 1, 2, 3 & 4 – Cemex/Statewide  
Materials/Quality Hot Mix

Court to award bids as stated.

*Motion to Award: Commissioner Turner, 2<sup>nd</sup> Commissioner Reichardt, passed (4-0).*  
**Order #13-305**

Court recessed at 11:45 a.m.

Court reconvened at 11:50 a.m.

**8. Consideration and possible action to authorize resolution pertaining to New Ulm Water Supply Corporation Wastewater Treatment Plant Rehabilitation regarding general contract conditions, payments to contractor and release of retainage.**

*Motion to Authorize: Commissioner Turner, 2<sup>nd</sup> Commissioner Reichardt, passed (4-0).*  
**Order #13-306**

**9. Public Hearing with action as appropriate – Continued**

- a. Increase the Records Archive Fee for public documents in the County Clerk from \$5.00 to \$10.00.**

*Motion to Authorize: Commissioner Turner, 2<sup>nd</sup> Commissioner Rinn, passed (4-0).*  
**Order #13-307**

- b. Approve County Clerk Records Preservation Restoration Plan.**

*Motion to Approve: Commissioner Reichardt, 2<sup>nd</sup> Commissioner King, passed (4-0).*  
**Order #13-308**

- c. Authorize purchase of server for eDocs/Laserfiche for County Clerk's Records Management out of County Clerk/District Clerk RMF Fees (Austin County Officials) #138-010-0000.**

\$9,134.50 out of Record Management Fees for all County Officials.

*Motion to Authorize: Commissioner Reichardt, 2<sup>nd</sup> Commissioner Rinn, passed (4-0).  
Order #13-309*

## **10. Budgetary and Financial Claims – action as appropriate**

### **b. Treasurer's Report**

#### **i. Payroll Report**

#### **ii. Miscellaneous Information**

Discussed email from Betty Jez regarding late notices on invoices.

### **c. Payment of Claims**

Add travel reimbursement for Judge Bilski.

*Motion to Authorize: Commissioner Turner, 2<sup>nd</sup> Commissioner Reichardt, passed (4-0).  
Order #13-310*

### **d. Budget Amendments**

None.

### **e. County Auditor's review of finances**

#### **a. Budget review of revenues and expenditures**

Per Commissioner Rinn, add \$712.00 to AgriLife Agent's travel allowance; also, correction in a salary line item for EMS to \$33,039.00.

Court recessed at 12:37 a.m.

## **EXECUTIVE SESSION**

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

- 1. Personnel Matters regarding Environmental Personnel and County Judge Staff. (This is in accordance with the Texas Government Code Section 551.074).**

Court reconvened at 1:15 p.m.

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

Court has given Judge Bilski instructions to proceed to fill vacant Environmental position and work with a Road & Bridge employee filling the position and taking job responsibility.

**12. Commissioners Court Inquiry**

- Bucket Truck
- Groundwater Management Meeting September 18, 2013 in Conroe, Texas
- March 4, 2014 Primary schedule

Court adjourned at 1:20 p.m.

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

I, Carrie Gregor, Austin County Clerk, attest to the accuracy of the record of the Commissioners Court proceedings for September 9, 2013.

Date: September 30, 2013

Carrie Gregor

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



FILED

13 SEP 30 PM 5: 01

*Carrie Gregor*

COUNTY CLERK  
AUSTIN COUNTY, TEXAS