

I, Carol Swize, County Clerk of Karnes County, Texas, do hereby certify that the following Commissioners Court Minutes are a true and correct record of the proceedings from the Commissioners Court Meeting on August 14, 2018.

ATTEST:

Carol Swize

Carol Swize, County Clerk
And Ex-Officio Clerk of the
Commissioners Court of
Karnes County, Texas



KARNES COUNTY COMMISSIONERS COURT

REGULAR SESSION – August 14, 2018

Commissioners Court met in regular session on Tuesday, August 14, 2018 at 9:00 a.m. in the County Courtroom located at 210 W. Calvert, in the city of Karnes City, Texas, with the following members present:

Walter R. Long, Jr.	County Judge	
Shelby Dupnik	Commissioner, Precinct #1	left at 12:14pm
A.T. "Pete" Jauer	Commissioner, Precinct #2	
Mary Lozano	Commissioner, Precinct #3	
David Reynolds	Commissioner, Precinct #4	
Carol Swize	County Clerk	

1. Welcome.
Judge Long opened the meeting and welcomed all present.
2. Quorum Present X Yes No Absent: _____
3. Opening Prayer.
Commissioner Dupnik gave the opening prayer.
4. Pledge of Allegiance.
5. Citizens to be heard.
There were none.

6. Discussion/Update/Action:

Jail

Annex

Litigation with DSA, Celco, and Lucci

Author Jeff Chapman

A motion by Commissioner Reynolds and seconded by Commissioner Jauer to authorize Jeff Chapman's firm to utilize, with some modifications, the contract documents already drafted for the county for Opiela Plumbing to work on the jail plumbing.

All voted aye.

Motion carried 5 – 0

A motion by Commissioner Jauer and seconded by Commissioner Reynolds to spend \$2,000.00 to get floor print record of elevations of jail; fund to spent from the contingency fund.

All voted aye.

Motion carried 5 – 0

A motion by Commissioner Lozano and seconded by Commissioner Reynolds to ask Mr. Liska to provide us with a bid for the original open design of swale at the jail so court can consider it at next meeting.

All voted aye.

Motion carried 5 - 0

7. Executive/Closed Session: As authorized by section 551.071 of the Texas Government Code for private consultation with attorneys regarding potential litigation relating to:

- Issues with potential claims, liabilities and litigation concerning the jail, courthouse annex and litigation with DSA, Celco and Lucci.

Author Jeff Chapman.

The court entered into Executive Session at 10:04am and reconvened into Open Session at 10:40am.

8. Discuss/Approve/Disapprove any action required from Executive Session items from #7 above.

Author Jeff Chapman.

A motion by Commissioner Reynolds and seconded by Commissioner Jauer to authorize Jeff Chapman to begin the preparation of a lawsuit against Syncro Architects to recover damages related to the deficient design of the annex building.

All voted aye.

Motion carried 5 – 0

9. Discuss/Approve/Disapprove the hiring of Texas CompuFix to convert the current Karnes County email system to a new Microsoft Office 365 system. This upgrade would include a new email domain name for Karnes County along with yearly software updates for each computer. The initial cost of the conversion and upgrades would be \$39,858.88. The recurring costs for this new system will be approximately \$21K per year. Author: Chief Deputy Robert Ebrom and Jeff Rhames CompuFix.
A motion by Commissioner Dupnik and seconded by Commissioner Reynolds to approve up to \$45,000.00 and keep the existing website address.

**Commissioners Jauer, Lozano, Dupnik and Reynolds voted aye.
Judge long abstained
Motion carried 4 - 0**

10. Discuss/Approve/Disapprove Memorandum of Understanding (MOU) from Texas A&M AgriLife Extension Service regarding IT Service at the County Extension Office. Author Meagan Dennison
A motion by Commissioner Lozano and seconded by Commissioner Reynolds to approve the above agenda item as presented.

**All voted aye.
Motion carried 5 - 0**

11. Discuss/Approve/Disapprove Contract and Data Use Agreement between the Texas Department of State Health Services Vital Statistics Section and Karnes County. Authorize execution by County Judge. Author Carol Swize
A motion by Commissioner Dupnik and seconded by Commissioner Lozano to approve the above agenda item as presented.

**Commissioners Jauer, Lozano, Dupnik and Reynolds voted aye.
Judge Long abstained.
Motion carried 4 – 0**

12. Discuss/Approve/Disapprove paying of overtime owed to Donna Ermis from Falls City Library and Justice of the Peace Precinct 2. Author VI Malone
A motion by Commissioner Dupnik and seconded by Commissioner Reynolds to approve the above agenda item paying for 298.02 hours at a rate of \$14.82 per hour. Total \$4,416.66 plus fringe.

**Commissioners Jauer, Lozano, Dupnik and Reynolds voted aye.
Judge Long voted no.
Motion carried 4 – 1**

13. Discuss/Approve/Disapprove paying overtime from contingency fund. Author Vi Malone
No action taken on the above agenda item.

14. Discuss/Approve/Disapprove on 2018 Proposed Tax Rates for Karnes County. Set date, time and location of Public Hearings is required. Author Brenda Janysek
A motion by Commissioner Reynolds and seconded by Commissioner Jauer to approve a proposed tax rate of \$.257092 which is the rollback rate and hold the first public hearing on September 6 following Commissioner Court and the second public hearing at 11, 2018 at 8:30am.

All voted aye.

Motion carried 5 – 0

15. Discuss/Approve/Disapprove postal machine for the Historic Karnes County Courthouse with funding to come from Courthouse Furnishings (Line Item: 100-500-4822). Author Judge Long.

No action taken on the above agenda item.

16. Discuss/Approve/Disapprove FY 2017-2018 budget line item transfer, in an amount of \$1,500.00 from Line Item 200-680-4270 to Line Item 200-680-4611, in order to fund planned training activities in the Road & Bridge Department by the end of the current fiscal year. Author Wayne Gisler

A motion by Commissioner Lozano and seconded by Commissioner Jauer to approve the above agenda item as presented.

All voted aye.

Motion carried 5 – 0

17. Discuss/Approve/Disapprove FY 2017-2018 budget line item transfer, in an amount of \$20,000.00 from Line Item 200-680-3541 to Line Item 200-680-4540, in order to increase funds for equipment repair part expenditures that have either occurred or are anticipated to occur during the current fiscal year. Author Wayne Gisler

A motion by Commissioner Reynolds and seconded by Commissioner Jauer to approve the above agenda item as presented.

All voted aye.

Motion carried 5 – 0

18. Discuss/Approve/Disapprove FT 2017-2018 budget line item transfer, in an amount of \$12,000.00 from Line Item 200-680-3556 to Line Item 200-680-4352, to provide funding for the Karnes County Road & Bridge Department to complete the purchase of computers, field hardware and field communications by the end of the current fiscal year. Author Wayne Gisler

A motion by Commissioner Dupnik and seconded by Commissioner Lozano to approve the above agenda item as presented.

All voted aye.

Motion carried 5 – 0

19. Discuss/Approve/Disapprove FY 2017-2018 budget line item transfer, in an amount of \$16,000.00 from Line Item 200-680-3556 to Line Item 200-680-3353 to provide funding for the Karnes County Road & Bridge Department to complete the purchase of various software packages by the end of the current fiscal year. Author Wayne Gisler
A motion by Commissioner Reynolds and seconded by Commissioner Jauer to approve the above agenda item as presented.

All voted aye.

Motion carried 5 – 0

20. Discuss/Approve/Disapprove FY 2017-2018 budget line item transfer, in an amount of \$262,093.15, from Line Item 200-680-3556 to Line Item 200-680-4355, in order to fund contract modifications associated with the Karnes County FY 2017-2018 Paving Contract with Tierra Lease. Author Wayne Gisler
A motion by Commissioner Dupnik and seconded by Commissioner Lozano to approve the above agenda item as presented.

All voted aye.

Motion carried 5 – 0

21. **Consent Agenda:** ***

A. Minutes:

July 02, 2018	July 10, 2018
July 12, 2018	July 16, 2018
July 26, 2018	July 31, 2018

B. Reports

a) County Clerk	b) District Clerk	c) County Attorney
d) Justices of the Peace	e) Constables	f) Juvenile Department
g) Sheriff's Dept.	h) EMS	i) Road & Bridge/911/Permits/CCS
j) Elections	k) Ag Extension	l) Building/Maintenance

***** ALL MATTERS LISTED UNDER ITEM #13 CONSENT AGENDA ARE CONSIDERED BY THE COURT TO BE ROUTINE IN NATURE AND, AS SUCH, WILL BE ENACTED BY ONE MOTION...THERE WILL NOT BE SEPARATE DISCUSSION OF THE INDIVIDUAL ITEMS. IF DISCUSSION IS DESIRED, THAT ITEM(S) WILL BE REMOVED FROM THE CONSENT AGENDA AND WILL BE "CONSIDERED AND ACTED UPON" SEPARATELY.**

A motion by Commissioner Dupnik and seconded by Commissioner Reynolds to accept the consent agenda items as presented.

All voted aye.

Motion carried 5 – 0

22. Discuss any item(s) from consent agenda to be considered and acted upon.

23. Reports from: Commissioner Pct. #1 Commissioner Pct. #2
 Commissioner Pct. #3 Commissioner Pct. #4

24. Reports from:
 Tax Assessor/Collector
 Auditor's Report
 Treasurer's Report

25. Discuss/Action regarding Treasurer's Report.

A motion by Commissioner Dupnik and seconded by Commissioner Jauer to approve the July 2018 Treasurer's report as presented.

**Commissioners Jauer, Lozano and Dupnik voted aye.
Judge Long and Commissioner Reynolds voted no.
Motion carried 3 – 2**

26. Discussion/Acknowledgement of Personnel Changes – reporting by all departments on any changes in respective departments.

27. Payment of bills.

A motion by Commissioner Dupnik and seconded by Commissioner Reynolds to approve the payment of bills as presented.

**Commissioners Jauer, Lozano, Dupnik and Reynolds.
Judge Long voted no.
Motion carried 4 – 1**

28. Convene into Budget Workshop

29. Discuss and Possible Action:

- DPS Relocation and Associated Cost
- Karnes County Food Pantry
- 2018-2019 Budgetary Items

A motion by Commissioner Reynolds and seconded by Commissioner Lozano to approve the Juvenile Probation FY2019 budget at \$93,250.00 which is no change from FY2018.

**All voted aye.
Motion carried 4 – 0**

30. Adjourn

A motion to adjourn by Commissioner Reynolds and seconded by Commissioner

Lozano.

All voted aye.

Motion carried 4 - 0