

## MINUTES OF COMMISSIONERS' COURT MEETING

I.

Attached hereto is/are public notice(s) posted for the meeting of **November 13, 2017**.

II.

The minutes of the Regular Meeting of Fayette County, Texas, Commissioners' Court held in the Commissioners' Courtroom (3<sup>rd</sup> floor – Room 303) at the Fayette County Courthouse located at 151 North Washington Street, La Grange, Texas

III.

Attendance: County Judge Ed Janecka, **Present**  
County Commissioner – Precinct No. 1, Jason McBroom, **Present**  
County Commissioner – Precinct No. 2, Gary Weishuhn, **Present**  
County Commissioner – Precinct No. 3, Harvey Berckenhoff, **Present**  
County Commissioner – Precinct No. 4, Tom Muras, **Present**

IV.

County Officials/County Personnel present during all or any part of the meeting: **Julie Karstedt, County Clerk; Mandy Kasper, Deputy County Clerk; Kathy Kleiber, County Auditor; Terri Hefner, Elections Administrator; Cheri Herbrich, County Judge Assistant; Sharon Muzny, EMS Director; Skip Caldwell, Airport Manager; Jo Ann Fishbeck, CSCD Director; Dr. Randy Albers, Justice of the Peace Precinct 1; Harold Streicher, Assistant County Attorney; Randy Noviskie, Chief Deputy Sheriff;**

V.

Persons in attendance during all of any part of the meeting: **See attached "Exhibit A"**.

VI.

Meeting opened at **9 a.m.** on motion by Commissioner **Berckenhoff**, seconded by Commissioner **McBroom**, votes for **5**, votes against **0**.

VII.

### PLEDGE OF ALLEGIANCE

PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG

PLEDGE OF ALLEGIANCE TO THE TEXAS FLAG

“Honor the Texas Flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.”

### INVOCATION

**AGENDA ACTION:**

- 1. SUBJECT: Open public comments – petitions, requests or statements by the public. Close.**

**ACTION: No comments made. Closed public comments.**

**PERSONS APPEAR NG BEFORE THE COURT:**

**MOVED BY COMMR. Muras, SECONDED BY COMMR. Weishuhn.**

Commr. McBroom, vote for **X**, vote against. \_\_

Commr. Weishuhn, vote for **X**, vote against

Commr. Berckenhoff, vote for **X**, vote against \_\_

Commr. Muras, vote for **X**, vote against \_\_

Judge Janecka, vote for **X**, vote against \_\_

- 2. SUBJECT: Public hearing to consider and accept comments, both written and oral, from members of the public concerning an appropriate speed limit(s) for the following County Roads in the Cedar Creek subdivision: Cedar Circle, Cedar Creek Drive, Hrbacek Street, Jean Drive, Oak Ridge Road, Pine Ridge Road, and Valentine Road in Precinct 1.**

**ACTION: No comments made. Closed public hearing. See attachment hereto marked "Agenda Action 2 Exhibit".**

**PERSONS APPEAR NG BEFORE THE COURT:**

**MOVED BY COMMR. McBroom, SECONDED BY COMMR. Berckenhoff.**

Commr. McBroom, vote for **X**, vote against. \_\_

Commr. Weishuhn, vote for **X**, vote against

Commr. Berckenhoff, vote for **X**, vote against \_\_

Commr. Muras, vote for **X**, vote against \_\_

Judge Janecka, vote for **X**, vote against \_\_

3. **SUBJECT: Consider and take appropriate action in making a finding and determination that the prima facie speed limit concerning the following named roads in the Cedar Creek subdivision is unreasonable or unsafe, and in making an order concerning an appropriate speed limit(s) for the following County Roads in the Cedar Creek subdivision: Cedar Circle, Cedar Creek Drive, Hrbacek Street, Jean Drive, Oak Ridge Road, Pine Ridge Road, and Valentine Road in Precinct 1, and issuing a traffic regulation concerning the speed limit(s)**

**ACTION: Approved prima facie speed limit of 30mph for the following County Roads in the Cedar Creek Subdivision: Cedar Circle, Cedar Creek Drive, Hrbacek Steet, Jean Drive, Oak Ridge Road, Pine Ridge Road, and Valentine Road. Authorized County Judge to sign Order. See attachment hereto marked "Agenda Action 3 Exhibit".**

PERSONS APPEARING BEFORE THE COURT:

**MOVED BY COMMR. McBroom, SECONDED BY COMMR. Muras.**

Commr. McBroom, vote for **X**, vote against. \_\_\_

Commr. Weishuhn, vote for **X**, vote against \_\_\_

Commr. Berckenhoff, vote for **X**, vote against \_\_\_

Commr. Muras, vote for **X**, vote against \_\_\_

Judge Janecka, vote for **X**, vote against \_\_\_

4. **SUBJECT: Consider and take appropriate action in adding into the 9-1-1 Addressing System, the following private road (not maintained by Fayette County), all in Precinct 1: Dobbins Lane.**

**ACTION: Accepted all comments about adding Dobbins Lane as a private road (not maintained by Fayette County) in Precinct #1 to the 9-1-1 Addressing Systems.**

PERSONS APPEARING BEFORE THE COURT:

**MOVED BY COMMR. McBroom, SECONDED BY COMMR. Weishuhn.**

Commr. McBroom, vote for **X**, vote against. \_\_\_

Commr. Weishuhn, vote for **X**, vote against \_\_\_

Commr. Berckenhoff, vote for **X**, vote against \_\_\_

Commr. Muras, vote for **X**, vote against \_\_\_

Judge Janecka, vote for **X**, vote against \_\_\_

5. **SUBJECT: Consider and take appropriate action concerning the application from George C. Migl, requesting a variance of the subdivision of real property.**

**ACTION: Approved application from George C. Migl, requesting variance of the subdivision of real property. See attachment hereto marked "Agenda Action 5 Exhibit".**

**PERSONS APPEARING BEFORE THE COURT: George Migl**

**MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. McBroom.**

Commr. McBroom, vote for **X**, vote against. \_\_\_

Commr. Weishuhn, vote for **X**, vote against \_\_\_

Commr. Berckenhoff, vote for **X**, vote against \_\_\_

Commr. Muras, vote for **X**, vote against \_\_\_

Judge Janecka, vote for **X**, vote against \_\_\_

6. **SUBJECT: Consider and take appropriate action concerning the application from Richard Smith, requesting a variance of the subdivision of real property.**

**ACTION: Approved application from Richard Smith, requesting a variance of subdivision of real property. See attachment hereto marked "Agenda Action 6 Exhibit".**

**PERSONS APPEARING BEFORE THE COURT: Richard Smith**

**MOVED BY COMMR. Muras, SECONDED BY COMMR. Berckenhoff.**

Commr. McBroom, vote for **X**, vote against. \_\_\_

Commr. Weishuhn, vote for **X**, vote against \_\_\_

Commr. Berckenhoff, vote for **X**, vote against \_\_\_

Commr. Muras, vote for **X**, vote against \_\_\_

Judge Janecka, vote for **X**, vote against \_\_\_

7. **SUBJECT: Consider and take appropriate action concerning the application from James and Larry Schindler, requesting a variance of the subdivision of real property.**

**ACTION: Approved application from James and Larry Schindler, requesting a variance of the subdivision of real property. See attachment hereto marked "Agenda Action 7 Exhibit".**

**PERSONS APPEARING BEFORE THE COURT: Tanya Schindler**

**MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. McBroom.**

Commr. McBroom, vote for **X**, vote against. \_\_

Commr. Weishuhn, vote for **X**, vote against

Commr. Berckenhoff, vote for **X**, vote against \_\_

Commr. Muras, vote for **X**, vote against \_\_

Judge Janecka, vote for **X**, vote against \_\_

8. **SUBJECT: Consider and take appropriate action on request from Main Street & Tourism, City of La Grange, to use the entire exterior of the Courthouse grounds, the sound system, the Founders Park for food booth set-up, and to use the second floor balcony on the east side of the Courthouse for a snowball drop for the following event: Schmeckenfest - Thursday, December 7, 2017, from approximately 5:00-8:00 p.m.**

**ACTION: Allowed Main Street & Tourism, City of La Grange, to use entire exterior of the Courthouse grounds, the sound system, the Founders Park for food booth set-up, and use the second floor balcony on the east side of the Courthouse for a snowball drop for the following event: Schmeckenfest - Thursday, December 7, 2017, from approximately 5:00-8:00 p.m. See attachment hereto marked "Agenda Action 8 Exhibit".**

**PERSONS APPEARING BEFORE THE COURT:**

**MOVED BY COMMR. McBroom, SECONDED BY COMMR. Berckenhoff.**

Commr. McBroom, vote for **X**, vote against. \_\_

Commr. Weishuhn, vote for **X**, vote against

Commr. Berckenhoff, vote for **X**, vote against \_\_

Commr. Muras, vote for **X**, vote against \_\_

Judge Janecka, vote for **X**, vote against \_\_

9. **SUBJECT: Consider and take notice of the subdivision of real property applications that have been acknowledged as exempt from the Fayette County Subdivision Regulations by statute, as provided to the Fayette County Commissioners' Court by the Fayette County Inspector.**

**ACTION: Approved subdivision of real property applications that have been acknowledged as exempt from the Fayette County Subdivision Regulations by statute, as provided to the Fayette County Commissioners' Court by the Fayette County Inspector. See attachment hereto marked "Agenda Action 9 Exhibit".**

PERSONS APPEARING BEFORE THE COURT:

**MOVED BY COMMR. McBroom, SECONDED BY COMMR. Berckenhoff.**

Commr. McBroom, vote for **X**, vote against. \_\_\_

Commr. Weishuhn, vote for **X**, vote against \_\_\_

Commr. Berckenhoff, vote for **X**, vote against \_\_\_

Commr. Muras, vote for **X**, vote against \_\_\_

Judge Janecka, vote for **X**, vote against \_\_\_

10. **SUBJECT: Consider and take appropriate action on the Interlocal Agreement between Texas Health and Human Services and Fayette County concerning the use of office space at 228 North Main Street, La Grange.**

**ACTION: Entered into Interlocal Agreement between Texas Health and Human Services and Fayette County concerning use of Office Space at 228 North Main Street, La Grange. See attachment hereto marked "Agenda Action 10 Exhibit".**

PERSONS APPEARING BEFORE THE COURT:

**MOVED BY COMMR. Muras, SECONDED BY COMMR. McBroom.**

Commr. McBroom, vote for **X**, vote against. \_\_\_

Commr. Weishuhn, vote for **X**, vote against \_\_\_

Commr. Berckenhoff, vote for **X**, vote against \_\_\_

Commr. Muras, vote for **X**, vote against \_\_\_

Judge Janecka, vote for **X**, vote against \_\_\_

11. **SUBJECT: Consider and take appropriate action on the Interlocal Agreement between Texas Health and Human Services and Fayette County concerning the use of office space, a storage room, and shared use of the WIC Laboratory at 275 Ellinger Road, La Grange.**

**ACTION: Entered into Interlocal Agreement between Texas Health and Human Services and Fayette County concerning the use of office space, a storage room, and shared use of the WIC Laboratory at 275 Ellinger Road, La Grange. See attachment hereto marked "Agenda Action 11 Exhibit".**

**PERSONS APPEARING BEFORE THE COURT:**

**MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Weishuhn.**

Commr. McBroom, vote for **X**, vote against. \_\_

Commr. Weishuhn, vote for **X**, vote against

Commr. Berckenhoff, vote for **X**, vote against \_\_

Commr. Muras, vote for **X**, vote against \_\_

Judge Janecka, vote for **X**, vote against \_\_

12. **SUBJECT: Consider and take appropriate action concerning entering into and signing a lease agreement with the Texans In War Museum Association, DBA Texas Heroes Museum, to lease space at the old County Jail to the Association/Museum.**

**ACTION: Entered into agreement with the Texans In War Museum Association, DBA Texas Heroes Museum, to lease space at the Old Jail to the Association/Museum. See attachment hereto marked "Agenda Action 12 Exhibit".**

**PERSONS APPEARING BEFORE THE COURT: Harold Streicher, Assistant County Attorney; Kathy Kleiber, County Auditor;**

**MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Weishuhn.**

Commr. McBroom, vote for **X**, vote against. \_\_

Commr. Weishuhn, vote for **X**, vote against

Commr. Berckenhoff, vote for **X**, vote against \_\_

Commr. Muras, vote for **X**, vote against \_\_

Judge Janecka, vote for **X**, vote against \_\_

13. **SUBJECT: Consider and take appropriate action concerning entering into and signing a Software Hosting Agreement with Noble Software Group, LLC, to provide the Juvenile Probation Department with documentation and reporting capabilities mandated by the State.**

**ACTION: Entered into a Software Hosting Agreement with Noble Software Group, LLC, to provide Juvenile Probation Department with documentation and reporting capabilities mandated by State. See attachment hereto marked "Agenda Action 13 Exhibit".**

PERSONS APPEARING BEFORE THE COURT:

**MOVED BY COMMR. Weishuhn, SECONDED BY COMMR. McBroom.**

Commr. McBroom, vote for **X**, vote against. \_\_

Commr. Weishuhn, vote for **X**, vote against

Commr. Berckenhoff, vote for **X**, vote against \_\_

Commr. Muras, vote for **X**, vote against \_\_

Judge Janecka, vote for **X**, vote against \_\_

14. **SUBJECT: Consider and take appropriate action concerning entering into and signing a Provider Transaction Agreement with Wisconsin Physician's Service Insurance Corporation, DBAWPS Health Solutions, for electronic billing services currently provided to EMS.**

**ACTION: Entered into Provider Transaction Agreement with Wisconsin Physician's Service Insurance Corporation, DBAWPS Health Solutions, for electronic billing services currently provided to EMS. See attachment hereto marked "Agenda Action 14 Exhibit".**

PERSONS APPEARING BEFORE THE COURT: **Sharon Muzny, EMS Director; Harold Streicher, Assistant County Attorney;**

**MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. McBroom.**

Commr. McBroom, vote for **X**, vote against. \_\_

Commr. Weishuhn, vote for **X**, vote against

Commr. Berckenhoff, vote for **X**, vote against \_\_

Commr. Muras, vote for **X**, vote against \_\_

Judge Janecka, vote for **X**, vote against \_\_

15. **SUBJECT: Consider and take appropriate action concerning Fayette County entering into an Agreement with Colorado Valley Communications, Inc., (CVC) for Expressnet Wireless Service for Fayette County EMS Medic 2.**

**ACTION: Entered into agreement between Fayette County and Colorado Valley Communications, Inc., (CVC) for Expressnet Wireless for Fayette County EMS Medic 2. See attachment hereto marked "Agenda Action 15 Exhibit".**

PERSONS APPEARING BEFORE THE COURT:

MOVED BY JUDGE **Janecka**, SECONDED BY COMMR. **Berckenhoff**.

Commr. McBroom, vote for **X**, vote against. \_\_\_

Commr. Weishuhn, vote for **X**, vote against \_\_\_

Commr. Berckenhoff, vote for **X**, vote against \_\_\_

Commr. Muras, vote for **X**, vote against \_\_\_

Judge Janecka, vote for **X**, vote against \_\_\_

16. **SUBJECT: Consider and take appropriate action concerning Fayette County entering into an Agreement with Colorado Valley Communications, Inc., (CVC) for Expressnet Wireless Service for Fayette County Justice of the Peace, Precinct 2.**

**ACTION: Entered into agreement between Fayette County and Colorado Valley Communications, Inc., (CVC) for Expressnet Wireless Service for Fayette County Justice of the Peace, Precinct 2. See attachment hereto marked "Agenda Action 16 Exhibit".**

PERSONS APPEARING BEFORE THE COURT:

MOVED BY JUDGE **Janecka**, SECONDED BY COMMR. **McBroom**.

Commr. McBroom, vote for **X**, vote against. \_\_\_

Commr. Weishuhn, vote for **X**, vote against \_\_\_

Commr. Berckenhoff, vote for **X**, vote against \_\_\_

Commr. Muras, vote for **X**, vote against \_\_\_

Judge Janecka, vote for **X**, vote against \_\_\_

17. **SUBJECT: Consider and take appropriate action concerning Fayette County entering into an Agreement with Colorado Valley Communications, Inc., (CVC) for GigaNet Fiber Service for Fayette County.**

**ACTION: Entered into agreement between Fayette County and Colorado Valley Communications, Inc., (CVC) for GigaNet Fiber Services for Fayette County. See attachment hereto marked "Agenda Action 17 Exhibit".**

**PERSONS APPEARING BEFORE THE COURT:**

**MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Weishuhn.**

Commr. McBroom, vote for **X**, vote against. \_\_

Commr. Weishuhn, vote for **X**, vote against

Commr. Berckenhoff, vote for **X**, vote against \_\_

Commr. Muras, vote for **X**, vote against \_\_

Judge Janecka, vote for **X**, vote against \_\_

18. **SUBJECT: Consider and take appropriate action authorizing the County Auditor to advertise for Proposals for billing, bill collection, and records services for the Fayette County Emergency Medical Services, amending an action taken at the October 23, 2017 Commissioners Court Meeting.**

**ACTION: Authorized Fayette County Auditor to advertise for Proposals for billing, bill collection, and record services for Fayette County Emergency Medical Services, amending and action taken at the October 23, 2017 Commissioners Court Meeting.**

**PERSONS APPEARING BEFORE THE COURT: Sharon Muzny, EMS Director;**

**MOVED BY COMMR. McBroom, SECONDED BY COMMR. Berckenhoff.**

Commr. McBroom, vote for **X**, vote against. \_\_

Commr. Weishuhn, vote for **X**, vote against

Commr. Berckenhoff, vote for **X**, vote against \_\_

Commr. Muras, vote for **X**, vote against \_\_

Judge Janecka, vote for **X**, vote against \_\_

19. **SUBJECT: Consider and take appropriate action concerning the plan of Colorado Valley Telephone Cooperative, Inc (CVTC) to install a Communications Utility Pole within the right-of-way of the following road: Klekar Gin Road, (Precinct 3) with CVTC being required to make repairs of collateral damage, if any, caused by CVTC to the county road listed above.**

**ACTION: Allowed Colorado Valley Telephone Cooperative, Inc. (CVTC) to install a Communications Utility Pole within the right-of-way of the following road: Klekar Gin Road, (Precinct 3) with CVTC being required to make repairs of collateral damage, if any, caused by CVTV to the county road listed above. See attachment hereto marked "Agenda Action 19 Exhibit".**

**PERSONS APPEARING BEFORE THE COURT: Harold Streicher, Assistant County Attorney; Brian Mueller, CVTC;**

**MOVED BY JUDGE Janecka, SECONDED BY COMMR. Berckenhoff.**

Commr. McBroom, vote for **X**, vote against. \_\_\_

Commr. Weishuhn, vote for **X**, vote against \_\_\_

Commr. Berckenhoff, vote for **X**, vote against \_\_\_

Commr. Muras, vote for **X**, vote against \_\_\_

Judge Janecka, vote for **X**, vote against \_\_\_

20. **SUBJECT: Consider and take appropriate action concerning the plan of Colorado Valley Telephone Cooperative, Inc (CVTC) to install new buried fiber optic cables within the corridors of the following road: Klekar Gin Road, (Precinct 3), with CVTC being required to make repairs of direct or collateral damage, if any, caused by CVTC to the county road listed above.**

**ACTION: Allowed Colorado Valley Telephone Cooperative, Inc (CVTC) to install new buried fiber optic cables within the corridors of the following road: Klekar Gin Road (Precinct 3), with CVTC being required to make repairs of direct or collateral damage, if any, caused by CVTC to the dcounty road listed above. See attachment hereto marked "Agenda Action 20 Exhibit".**

**PERSONS APPEAR NG BEFORE THE COURT:**

**MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Weishuhn.**

Commr. McBroom, vote for **X**, vote against. \_\_\_

Commr. Weishuhn, vote for **X**, vote against \_\_\_

Commr. Berckenhoff, vote for **X**, vote against \_\_\_

Commr. Muras, vote for **X**, vote against \_\_\_

Judge Janecka, vote for **X**, vote against \_\_\_

21. **SUBJECT: Consider and take appropriate action concerning the plan of Colorado Valley Telephone Cooperative, Inc (CVTC) to install new buried copper telephone lines within the corridors of the following roads: Blossom Hill Road and Skalitsky Road (Precinct 2), and Baar Farm Lane, (Precinct 1), with CVTC being required to make repairs of direct or collateral damage, if any, caused by CVTC to the county roads listed above.**

**ACTION: Allowed Colorado Valley Telephone Cooperative, Inc (CVTC) to install new buried copper telephone lines within corridors of the following roads: Blossom Hill Road and Skalitsky Road (Precinct 2), and Baar Farm Lane (Precinct 1), with CVTC being required to make repairs of direct or collateral damage, if any, caused by CVTC to the county roads listed above. See attachment hereto marked "Agenda Action 21 Exhibit".**

PERSONS APPEARING BEFORE THE COURT:

**MOVED BY COMMR. McBroom, SECONDED BY COMMR. Weishuhn.**

Commr. McBroom, vote for **X**, vote against

Commr. Weishuhn, vote for **X**, vote against

Commr. Berckenhoff, vote for **X**, vote against

Commr. Muras, vote for **X**, vote against

Judge Janecka, vote for **X**, vote against

22. **SUBJECT: Consider and take appropriate action concerning the request from Fayette Electric Cooperative, Inc., to set one (1) secondary pole in the county right-of-way along Klekar Gin Road to extend service to a new customer located at 1033 Klekar Gin Road, Precinct 3.**

**ACTION: Allowed Fayette Electric Cooperative, Inc. to set one (1) secondary pole in the county right-of-way along Klekar Gin Road to extend service to a new customer located at 1033 Klekar Gin road, Precinct3. See attachment hereto marked "Agenda Action 22 Exhibit".**

PERSONS APPEARING BEFORE THE COURT:

MOVED BY COMMR. **Berckenhoff**, SECONDED BY COMMR. **Weishuhn**.

Commr. McBroom, vote for **X**, vote against. \_\_\_

Commr. Weishuhn, vote for **X**, vote against \_\_\_

Commr. Berckenhoff, vote for **X**, vote against \_\_\_

Commr. Muras, vote for **X**, vote against \_\_\_

Judge Janecka, vote for **X**, vote against \_\_\_

23. **SUBJECT: Consider and take appropriate action concerning the request from Fayette Electric Cooperative, Inc., to set one (1) secondary pole in the county right-of-way along Mach Road to extend service to a new customer located at 7623 Mach Road, Precinct 3.**

**ACTION: Allowed Fayette Electric Cooperative, Inc., to set one (1) secondary pole in the county right-of-way along Mach Road to extend service to a new customer located at 7623 Mach Road, Precinct 3. See attachment hereto marked "Agenda Action 23 Exhibit".**

PERSONS APPEARING BEFORE THE COURT:

MOVED BY COMMR. **Berckenhoff**, SECONDED BY COMMR. **McBroom**.

Commr. McBroom, vote for **X**, vote against. \_\_\_

Commr. Weishuhn, vote for **X**, vote against \_\_\_

Commr. Berckenhoff, vote for **X**, vote against \_\_\_

Commr. Muras, vote for **X**, vote against \_\_\_

Judge Janecka, vote for **X**, vote against \_\_\_

24. **SUBJECT: Consider and take appropriate action in acknowledging the 2018 EMS Holiday Shift for EMS full-time non-exempt field employees and 2018 EMS Holiday Shift for EMS full-time non-exempt light duty employees.**

**ACTION: Acknowledge and approved the 2018 EMS Holiday Shift for EMS full-time non-exempt field employees and 2018 Holiday Shift for EMS full-time non-exempt light duty employees. See attachment hereto marked "Agenda Action 24 Exhibit".**

**PERSONS APPEARING BEFORE THE COURT: Sharon Muzny, EMS Director;**

**MOVED BY JUDGE Janecka, SECONDED BY COMMR. Muras.**

Commr. McBroom, vote for **X**, vote against. \_\_\_

Commr. Weishuhn, vote for **X**, vote against \_\_\_

Commr. Berckenhoff, vote for **X**, vote against \_\_\_

Commr. Muras, vote for **X**, vote against \_\_\_

Judge Janecka, vote for **X**, vote against \_\_\_

25. **SUBJECT: Consider and take appropriate action concerning hanger leases at the Fayette County Regional Airport.**

**ACTION: Entered in hanger leases at the Fayette County Regional Airport. See attachment hereto marked "Agenda Action 25 Exhibit".**

**PERSONS APPEARING BEFORE THE COURT: Skip Caldwell, Airport Manager;**

**MOVED BY COMMR. McBroom, SECONDED BY COMMR. Berckenhoff.**

Commr. McBroom, vote for **X**, vote against. \_\_\_

Commr. Weishuhn, vote for **X**, vote against \_\_\_

Commr. Berckenhoff, vote for **X**, vote against \_\_\_

Commr. Muras, vote for **X**, vote against \_\_\_

Judge Janecka, vote for **X**, vote against \_\_\_

26. **SUBJECT: Consider and take appropriate action in authorizing Joseph "Skip" Caldwell, Airport Manager, to attend the Texas Aviation Conference March 27-29, 2018 in Galveston, Texas.**

**ACTION: Allowed Joseph "Skip" Caldwell, Airport Manager, to attend the Texas Aviation Conference March 27-29, 2018 in Galveston, Texas. See attachment hereto marked "Agenda Action 26 Exhibit".**

**PERSONS APPEARING BEFORE THE COURT: Skip Caldwell, Airport Manager;**

**MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Muras.**

Commr. McBroom, vote for **X**, vote against. \_\_\_

Commr. Weishuhn, vote for **X**, vote against \_\_\_

Commr. Berckenhoff, vote for **X**, vote against \_\_\_

Commr. Muras, vote for **X**, vote against \_\_\_

Judge Janecka, vote for **X**, vote against \_\_\_

27. **SUBJECT: Consider and take appropriate action authorizing the County Auditor to advertise for bids for the Hay Lease at Fayette Regional Air Center.**

**ACTION: Authorized County Auditor to advertise for bids for Hay Lease at Fayette Regional Air Center.**

**PERSONS APPEARING BEFORE THE COURT:**

**MOVED BY JUDGE Janecka, SECONDED BY COMMR. Weishuhn.**

Commr. McBroom, vote for **X**, vote against. \_\_\_

Commr. Weishuhn, vote for **X**, vote against \_\_\_

Commr. Berckenhoff, vote for **X**, vote against \_\_\_

Commr. Muras, vote for **X**, vote against \_\_\_

Judge Janecka, vote for **X**, vote against \_\_\_

**28. SUBJECT: Acknowledge receipt of the 2017 Statement of Financial Position of the 115<sup>th</sup> Judicial District Community Service and Corrections Department, pursuant to Texas Local Government Code 140.004.**

**ACTION: Acknowledged receipt of 2017 Statement of Financial Position of the 115th Judicial District Community Service and Corrections Department, pursuant to Texas Local Government Code 140.004 See attachment hereto marked "Agenda Action 28 Exhibit".**

**PERSONS APPEARING BEFORE THE COURT: JoAnn Fishbeck, CSCD Director;**

**MOVED BY COMMR. Weishuhn, SECONDED BY COMMR. Berckenhoff.**  
Commr. McBroom, vote for **X**, vote against. \_\_\_  
Commr. Weishuhn, vote for **X**, vote against \_\_\_  
Commr. Berckenhoff, vote for **X**, vote against \_\_\_  
Commr. Muras, vote for **X**, vote against \_\_\_  
Judge Janecka, vote for **X**, vote against \_\_\_

**29. SUBJECT: Consider and take appropriate action accepting and possibly awarding bids for the replacement of a special culvert on Bohuslav Road, Precinct. No.4.**

**ACTION: Accepted all bids and awarded bid to Wakefield Bridge. See attachment hereto marked "Agenda Action 29 Exhibit"**

**PERSONS APPEARING BEFORE THE COURT:**

**MOVED BY COMMR. Muras, SECONDED BY COMMR. McBroom.**  
Commr. McBroom, vote for **X**, vote against. \_\_\_  
Commr. Weishuhn, vote for **X**, vote against \_\_\_  
Commr. Berckenhoff, vote for **X**, vote against \_\_\_  
Commr. Muras, vote for **X**, vote against \_\_\_  
Judge Janecka, vote for **X**, vote against \_\_\_

30. **SUBJECT: Consider and take appropriate action accepting and possibly awarding bids for the 2018 Sheriff Pursuit Vehicles.**

**ACTION: Deferred until later meeting.**

**PERSONS APPEARING BEFORE THE COURT:**

**MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. McBroom.**

Commr. McBroom, vote for **X**, vote against. \_\_

Commr. Weishuhn, vote for **X**, vote against

Commr. Berckenhoff, vote for **X**, vote against \_\_

Commr. Muras, vote for **X**, vote against \_\_

Judge Janecka, vote for **X**, vote against \_\_

31. **SUBJECT: Consider and take appropriate action concerning the Planned Service Renewal with Johnson Controls for the term of 01/01/2018 to 12/31/2018.**

**ACTION: Renewed Service agreement with Johnson Controls for the term of 01/01/2018 to 12/31/2018. See attachment hereto marked "Agenda Action 31 Exhibit".**

**PERSONS APPEARING BEFORE THE COURT:**

**MOVED BY COMMR. Muras, SECONDED BY COMMR. Berckenhoff.**

Commr. McBroom, vote for **X**, vote against. \_\_

Commr. Weishuhn, vote for **X**, vote against

Commr. Berckenhoff, vote for **X**, vote against \_\_

Commr. Muras, vote for **X**, vote against \_\_

Judge Janecka, vote for **X**, vote against \_\_

32. **SUBJECT: Consider and take appropriate action approving the Election Services Agreement with Election Systems & Software, LLC.**

**ACTION: Approved Election Services Agreement with Election Systems & Software, LLC. See attachment hereto marked "Agenda Action 32 Exhibit".**

**PERSONS APPEARING BEFORE THE COURT: Terri Hefner, Elections Administrator;**

**MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Weishuhn.**

Commr. McBroom, vote for **X**, vote against. \_\_

Commr. Weishuhn, vote for **X**, vote against

Commr. Berckenhoff, vote for **X**, vote against \_\_

Commr. Muras, vote for **X**, vote against \_\_

Judge Janecka, vote for **X**, vote against \_\_

33. **SUBJECT: Consider and take appropriate action accepting and possibly awarding bids for MC 30 Road Oil.**

**ACTION: Accepted all bids and awarded bid to Cleveland Asphalt at plant and delivered. See attachment hereto marked "Agenda Action 33-37 Exhibit".**

**PERSONS APPEARING BEFORE THE COURT:**

**MOVED BY COMMR. Muras, SECONDED BY COMMR. Weishuhn.**

Commr. McBroom, vote for **X**, vote against. \_\_

Commr. Weishuhn, vote for **X**, vote against

Commr. Berckenhoff, vote for **X**, vote against \_\_

Commr. Muras, vote for **X**, vote against \_\_

Judge Janecka, vote for **X**, vote against \_\_

34. **SUBJECT: Consider and take appropriate action accepting and possibly awarding bids for AC-5 Liquid Asphalt.**

**ACTION: Accepted all bids and awarded bid to Martin Asphalt at plant and delivered.**

PERSONS APPEARING BEFORE THE COURT:

MOVED BY COMMR. **Weishuhn**, SECONDED BY COMMR. **Berckenhoff**.

Commr. McBroom, vote for **X**, vote against. \_\_\_

Commr. Weishuhn, vote for **X**, vote against \_\_\_

Commr. Berckenhoff, vote for **X**, vote against \_\_\_

Commr. Muras, vote for **X**, vote against \_\_\_

Judge Janecka, vote for **X**, vote against \_\_\_

35. **SUBJECT: Consider and take appropriate action accepting and possibly awarding bids for MS-1 Liquid Asphalt.**

**ACTION: Accepted all bids and awarded bid to Cleveland Asphalt at plant and delivered.**

PERSONS APPEARING BEFORE THE COURT:

MOVED BY COMMR. **McBroom**, SECONDED BY COMMR. **Berckenhoff**.

Commr. McBroom, vote for **X**, vote against. \_\_\_

Commr. Weishuhn, vote for **X**, vote against \_\_\_

Commr. Berckenhoff, vote for **X**, vote against \_\_\_

Commr. Muras, vote for **X**, vote against \_\_\_

Judge Janecka, vote for **X**, vote against \_\_\_

36. **SUBJECT: Consider and take appropriate action accepting and possibly awarding bids for CRS2 Road Oil.**

**ACTION: Accepted all bids and awarded bid to Cleveland Asphalt at plant and delivered.**

PERSONS APPEARING BEFORE THE COURT:

MOVED BY COMMR. **Weishuhn**, SECONDED BY COMMR. **Berckenhoff**.

Commr. McBroom, vote for **X**, vote against. \_\_

Commr. Weishuhn, vote for **X**, vote against

Commr. Berckenhoff, vote for **X**, vote against \_\_

Commr. Muras, vote for **X**, vote against \_\_

Judge Janecka, vote for **X**, vote against \_\_

37. **SUBJECT: Consider and take appropriate action accepting and possibly awarding bids for CRS-2P.**

**ACTION: Accepted all bids and awarded bid to Cleveland Asphalt at plant and delivered**

PERSONS APPEARING BEFORE THE COURT:

MOVED BY COMMR. **McBroom**, SECONDED BY COMMR. **Weishuhn**.

Commr. McBroom, vote for **X**, vote against. \_\_

Commr. Weishuhn, vote for **X**, vote against

Commr. Berckenhoff, vote for **X**, vote against \_\_

Commr. Muras, vote for **X**, vote against \_\_

Judge Janecka, vote for **X**, vote against \_\_

**38. SUBJECT: Consider and take appropriate action accepting and possibly awarding bids for Commercial Base Limestone.**

**ACTION: Accepted all bids and awarded bid to Leward Anders & Sons, Inc., Brauntex- New Braunfels, Martin Marietta-New Braunfels, Colorado Materials-Comal County, Rand Hunsucker-Hansucker Farms, Midtex Material, 979 Trucking Inc-Sam Tucker, K & D Trucking-Norsworthy, and Cemex-New Braunfels for all precincts at plant and delivered. See attachment hereto marked "Agenda Action 38 Exhibit".**

PERSONS APPEARING BEFORE THE COURT:

**MOVED BY JUDGE Janecka, SECONDED BY COMMR. Muras.**

Commr. McBroom, vote for **X**, vote against. \_\_\_

Commr. Weishuhn, vote for **X**, vote against \_\_\_

Commr. Berckenhoff, vote for **X**, vote against \_\_\_

Commr. Muras, vote for **X**, vote against \_\_\_

Judge Janecka, vote for **X**, vote against \_\_\_

**39. SUBJECT: Consider and take appropriate action accepting and possibly awarding bids for Grade 3 Limestone.**

**ACTION: Accepted all bids and awarded bid to Colorado Materials-Comal County at plant only, and Cemex-New Braunfels at plant only.**

PERSONS APPEARING BEFORE THE COURT:

**MOVED BY JUDGE Janecka, SECONDED BY COMMR. Berckenhoff.**

Commr. McBroom, vote for **X**, vote against. \_\_\_

Commr. Weishuhn, vote for **X**, vote against \_\_\_

Commr. Berckenhoff, vote for **X**, vote against \_\_\_

Commr. Muras, vote for **X**, vote against \_\_\_

Judge Janecka, vote for **X**, vote against \_\_\_

40. **SUBJECT: Consider and take appropriate action accepting and possibly awarding bids for Grade 4 Limestone.**

**ACTION: Accepted all bids and awarded bids to Brauntex-New Braunfels at plant only, Colorado Materials-Comal County at plant only, Cemex-New Braunfels at plant only.**

PERSONS APPEARING BEFORE THE COURT:

**MOVED BY COMMR. Muras, SECONDED BY COMMR. Berckenhoff.**

Commr. McBroom, vote for **X**, vote against. \_\_

Commr. Weishuhn, vote for **X**, vote against

Commr. Berckenhoff, vote for **X**, vote against \_\_

Commr. Muras, vote for **X**, vote against \_\_\_\_

Judge Janecka, vote for **X**, vote against \_\_\_\_

41. **SUBJECT: Consider and take appropriate action accepting and possibly awarding bids for Grade 5 Limestone.**

**ACTION: Accepted all bids and awarded bid to Colorado Materials-Comal County at plant only and Cemex-New Braunfels at plant only.**

PERSONS APPEARING BEFORE THE COURT:

**MOVED BY COMMR. Muras, SECONDED BY COMMR. Berckenhoff.**

Commr. McBroom, vote for **X**, vote against. \_\_

Commr. Weishuhn, vote for **X**, vote against

Commr. Berckenhoff, vote for **X**, vote against \_\_

Commr. Muras, vote for **X**, vote against \_\_\_\_

Judge Janecka, vote for **X**, vote against \_\_\_\_

42. **SUBJECT: Consider and take appropriate action accepting and possibly awarding bids for ¾" to dust Limestone.**

**ACTION: Accepted all bids and awarded bid to Leward Anders & Sons, Inc. delivered, Brauntex-New Braunfels-1" to dust at plant only, Martin Marietta-New Braunfels at plant only, Cemex-New Braunfels at plant only.**

PERSONS APPEARING BEFORE THE COURT:

**MOVED BY COMMR. Muras, SECONDED BY COMMR. Berckenhoff.**

Commr. McBroom, vote for **X**, vote against. \_\_

Commr. Weishuhn, vote for **X**, vote against

Commr. Berckenhoff, vote for **X**, vote against \_\_

Commr. Muras, vote for **X**, vote against \_\_

Judge Janecka, vote for **X**, vote against \_\_

43. **SUBJECT: Consider and take appropriate action accepting and possibly awarding bids for Hot Mix.**

**ACTION: Accepted all bids and awarded bid to Texas Materials-Manor at plant only, Colorado Materials-Comal County at plant only, Quality Hot Mix-New Taiton at plant and delivered. See attachment hereto marked "Agenda Action 43-45 Exhibit".**

PERSONS APPEARING BEFORE THE COURT:

**MOVED BY COMMR. Weishuhn, SECONDED BY COMMR. Berckenhoff.**

Commr. McBroom, vote for **X**, vote against. \_\_

Commr. Weishuhn, vote for **X**, vote against

Commr. Berckenhoff, vote for **X**, vote against \_\_

Commr. Muras, vote for **X**, vote against \_\_

Judge Janecka, vote for **X**, vote against \_\_

44. **SUBJECT: Consider and take appropriate action accepting and possibly awarding bids for Premix Type D.**

**ACTION: Accepted all bids and awarded bids to Leward Anders& Sons, Quality Hot Min-New Taiton, Waller County Asphalt-Hempstead, and Waller County Asphlat-Hempstead (ASPPM GR. IV High Preformance) at plant and delivered.**

PERSONS APPEARING BEFORE THE COURT:

**MOVED BY JUDGE Janecka, SECONDED BY COMMR. McBroom.**

Commr. McBroom, vote for **X**, vote against. \_\_

Commr. Weishuhn, vote for **X**, vote against

Commr. Berckenhoff, vote for **X**, vote against \_\_

Commr. Muras, vote for **X**, vote against \_\_

Judge Janecka, vote for **X**, vote against \_\_

45. **SUBJECT: Consider and take appropriate action accepting and possibly awarding bids for AES 300 Cold Mix.**

**ACTION: Accepted all bids and awarded bid to Cleveland Asphalt Products, Inc., and Colorado Materials-Comal County (AC.6 Oil Cold Mix) at plant and delivered.**

PERSONS APPEARING BEFORE THE COURT:

**MOVED BY COMMR. Muras, SECONDED BY JUDGE Janecka.**

Commr. McBroom, vote for **X**, vote against. \_\_

Commr. Weishuhn, vote for **X**, vote against

Commr. Berckenhoff, vote for **X**, vote against \_\_

Commr. Muras, vote for **X**, vote against \_\_

Judge Janecka, vote for **X**, vote against \_\_

**46. SUBJECT: Consider and take appropriate action accepting and possibly awarding bids for Paving.**

**ACTION: No action.**

PERSONS APPEARING BEFORE THE COURT:

MOVED BY COMMR. \_\_\_\_\_, SECONDED BY COMMR. \_\_\_\_\_  
Commr. McBroom, vote for \_\_\_\_\_, vote against \_\_\_\_\_  
Commr. Weishuhn, vote for \_\_\_\_\_, vote against \_\_\_\_\_  
Commr. Berckenhoff, vote for \_\_\_\_\_, vote against \_\_\_\_\_  
Commr. Muras, vote for \_\_\_\_\_, vote against \_\_\_\_\_  
Judge Janecka, vote for \_\_\_\_\_, vote against \_\_\_\_\_

**47. SUBJECT: Consider and take appropriate action accepting and possibly awarding bids for Road Stabilizer.**

**ACTION: No action.**

PERSONS APPEARING BEFORE THE COURT:

MOVED BY COMMR. \_\_\_\_\_, SECONDED BY COMMR. \_\_\_\_\_  
Commr. McBroom, vote for \_\_\_\_\_, vote against \_\_\_\_\_  
Commr. Weishuhn, vote for \_\_\_\_\_, vote against \_\_\_\_\_  
Commr. Berckenhoff, vote for \_\_\_\_\_, vote against \_\_\_\_\_  
Commr. Muras, vote for \_\_\_\_\_, vote against \_\_\_\_\_  
Judge Janecka, vote for \_\_\_\_\_, vote against \_\_\_\_\_

**48. SUBJECT: Consider and take appropriate action accepting and possibly awarding bids for ROC.**

**ACTION: No action.**

PERSONS APPEARING BEFORE THE COURT:

MOVED BY COMMR. \_\_\_\_\_, SECONDED BY COMMR. \_\_\_\_\_  
Commr. McBroom, vote for \_\_\_\_\_, vote against \_\_\_\_\_  
Commr. Weishuhn, vote for \_\_\_\_\_, vote against \_\_\_\_\_  
Commr. Berckenhoff, vote for \_\_\_\_\_, vote against \_\_\_\_\_  
Commr. Muras, vote for \_\_\_\_\_, vote against \_\_\_\_\_  
Judge Janecka, vote for \_\_\_\_\_, vote against \_\_\_\_\_

**49. SUBJECT: Consider and take appropriate action accepting and possibly awarding bids for CWE-2.**

**ACTION: No action.**

PERSONS APPEARING BEFORE THE COURT:

MOVED BY COMMR. \_\_\_\_\_, SECONDED BY COMMR. \_\_\_\_\_  
Commr. McBroom, vote for \_\_\_\_\_, vote against \_\_\_\_\_  
Commr. Weishuhn, vote for \_\_\_\_\_, vote against \_\_\_\_\_  
Commr. Berckenhoff, vote for \_\_\_\_\_, vote against \_\_\_\_\_  
Commr. Muras, vote for \_\_\_\_\_, vote against \_\_\_\_\_  
Judge Janecka, vote for \_\_\_\_\_, vote against \_\_\_\_\_

50. **SUBJECT: Consider and take appropriate action concerning fines and fees collected for the period of September 01, 2017 through September 30, 2017.**

**ACTION: Accepted fines and fees collected for the period of September 01, 2017 through September 30, 2017. See attachment hereto marked "Agenda Action 50 Exhibit".**

**PERSONS APPEARING BEFORE THE COURT: Kathy Kleiber, County Auditor;**

**MOVED BY COMMR. Muras, SECONDED BY COMMR. Berckenhoff.**

Commr. McBroom, vote for **X**, vote against. \_\_

Commr. Weishuhn, vote for **X**, vote against

Commr. Berckenhoff, vote for **X**, vote against \_\_

Commr. Muras, vote for **X**, vote against \_\_

Judge Janecka, vote for **X**, vote against \_\_

51. **SUBJECT: Consider and take appropriate action in approving the payment of currently due Fayette County bills and expenses.**

**ACTION: Paid currently due Fayette County bills and expenses. See attachment hereto marked "Agenda Action 51 Exhibit".**

**PERSONS APPEARING BEFORE THE COURT: Kathy Kleiber, County Auditor;**

**MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. McBroom.**

Commr. McBroom, vote for **X**, vote against. \_\_

Commr. Weishuhn, vote for **X**, vote against

Commr. Berckenhoff, vote for **X**, vote against \_\_

Commr. Muras, vote for **X**, vote against \_\_

Judge Janecka, vote for **X**, vote against \_\_

**52. SUBJECT: Discuss, consider, and take appropriate action concerning the EMS Headquarters and Station One Construction Project.**

**ACTION: Accepted all comments concerning EMS Headquarters and Station One Construction Project.**

**PERSONS APPEARING BEFORE THE COURT: Sharon Muzny, EMS Director;**

**MOVED BY COMMR. McBroom, SECONDED BY COMMR. Weishuhn.**

Commr. McBroom, vote for **X**, vote against. \_\_\_

Commr. Weishuhn, vote for **X**, vote against \_\_\_

Commr. Berckenhoff, vote for **X**, vote against \_\_\_

Commr. Muras, vote for **X**, vote against \_\_\_

Judge Janecka, vote for **X**, vote against \_\_\_

**53. SUBJECT: Discuss, consider, and take appropriate action concerning the 2017 Fayette County Christmas Party (not funded by Fayette County).**

**ACTION: Accepted all comments concerning Fayette County Christmas Party (not funded by Fayette County).**

**PERSONS APPEARING BEFORE THE COURT:**

**MOVED BY JUDGE Janecka, SECONDED BY COMMR. McBroom.**

Commr. McBroom, vote for **X**, vote against. \_\_\_

Commr. Weishuhn, vote for **X**, vote against \_\_\_

Commr. Berckenhoff, vote for **X**, vote against \_\_\_

Commr. Muras, vote for **X**, vote against \_\_\_

Judge Janecka, vote for **X**, vote against \_\_\_

VIII.

Meeting adjourned at **10:15 a.m., November 13, 2017**, on motion by JUDGE **Janecka**, seconded by Commissioner **McBroom**, votes for **5**, votes against **0**.

APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
Edward F. Janecka  
Fayette County Judge

\_\_\_\_\_  
Jason McBroom  
Commissioner, Precinct 1

\_\_\_\_\_  
Gary Weishuhn  
Commissioner, Precinct 2

\_\_\_\_\_  
Harvey Berckenhoff  
Commissioner, Precinct 3

\_\_\_\_\_  
Tom Muras  
Commissioner, Precinct 4

ATTEST:

\_\_\_\_\_  
Julie Karstedt  
County Clerk