MINUTES OF COMMISSIONERS COURT MEETING

I.

Attached hereto is/are public notice(s) posted for the meeting of March 28, 2019.

II.

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

III.

Attendance: County Judge Joe Weber Absent

County Commissioner - Precinct No. 1, Jason McBroom Present

County Commissioner - Precinct No. 2, Luke Sternadel Present

County Commissioner - Precinct No. 3, Harvey Berckenhoff Absent entered at 2:02 pm

County Commissioner - Precinct No. 4, Tom Muras Present-Judge Pro Tem

IV.

County Officials/County Personnel present during all or any part of the meeting: Brenda Fietsam, County Clerk; Mandy Kasper, Deputy County Clerk; Cassie Austin, Court Administrator; Kathy Kleiber, County Auditor; Randy Noviskie, Chief Deputy Sheriff; Malissa Mieth, EMS Assistant Director; Clint Sternadel, Designated Representative Subdivision Enforcement; Harold Streicher, Assistant County Attorney; Janet Carrigan, Emergency Management Coordinator/Floodplain Administrator; Blake Watson, Assistant County Attorney;

V.

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

VI.

Meeting opened at 2:01 pm. on motion by Commissioner McBroom, seconded by Commissioner Sternadel, votes for 3, 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."

<u>INVOCATION</u>

AGENDA ACTION:

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

ACTION: Commissioner McBroom informed the court that 8 of The History Walk tiles have been placed around the Courthouse. Muras informed the court that the storage tank for oil should be coming soon.

PERSONS APPEARING BEFORE THE COURT:

MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Sternadel.

Commr. McBroom, vote for X, vote against

Commr. Sternadel, vote for X, vote against

Commr. Berckenhoff, vote for X, vote against

Commr. Muras, vote for X, vote against

Judge Weber, vote for ____, vote against Absent

2. SUBJECT: Consider and take appropriate action in signing proclamation proclaiming the month of April, 2019 as Child Abuse Prevention Month in Fayette County.

ACTION: Proclaimed the month of April, 2019 as Child Abuse Prevention Month in Fayette County. April 10, 2019 is "Go Blue for Kids". See attachment hereto marked "Agenda Action 2 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Jacelyn Perez, CAC; Kristi Glasper, CASA;

MOVED BY COMMR. Mcbroom, SECONDED BY COMMR. Sternadel.

Commr. McBroom, vote for X, vote against ___

Commr. Sternadel, vote for X, vote against ___

Commr. Berckenhoff, vote for X, vote against

Commr. Muras, vote for X, vote against _

3. SUBJECT: Consider and take appropriate action on request from Children's Advocacy Center to place a display of blue bows and a banner at the Fayette County Courthouse for the month of April in awareness and recognition of Child Abuse Prevention and Awareness Month, and to use the Courthouse lawn for a children's safety carnival on Thursday, April 25, 2019, at 5:00 p.m.

ACTION: Allowed request from Children's Advocacy Center to place a display of blue bows and a banner at the Fayette County Courthouse for the month of April in awareness and recognition of Child Abuse Prevention and Awareness Month, and to use the Courthouse lawn for a children's safety carnival on Thursday, April 25, 2019, at 5:00 p.m. See attachment hereto marked "Agenda Action 3 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Kristi Glasper, CASA;

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

Commr. McBroom, vote for X, vote against ___

Commr. Sternadel, vote for X, vote against ___

Commr. Berckenhoff, vote for X, vote against

Commr. Muras, vote for X, vote against

4. SUBJECT: Consider and take appropriate action concerning the application from Scott and Debbie Schaffer, requesting a variance of the subdivision of real property.

ACTION: Commissioner Muras motioned to grant application from Scott and Debbie Schaffer, requesting a variance of the subdivision of real property. The motion failed for lack of second.

ACTION: Deferred until next regular meeting.

PERSONS APPEARING BEFORE THE COURT: Scott Schaffer; Ken McCarty; Clint Sternadel, Designated Representative Subdivision Enforcement;

MOVED BY COMMR McBroom., SECONDED BY COMMR. Berckenhoff. Commr. McBroom, vote for X, vote against __ Commr. Sternadel, vote for X, vote against __ Commr. Berckenhoff, vote for X, vote against Commr. Muras, vote for X, vote against __ Judge Weber, vote for ____, vote against Absent

5. SUBJECT: Consider and take appropriate action concerning the application from John Colson and Chuck Schomburg, requesting a variance of the subdivision of real property.

ACTION: Approved application from John Colson and Chuck Schomburg, requesting a variance of the subdivision of real property. See attachment hereto marked "Agenda Action 5 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Terrell Newton, Land Broker; Janet Carrigan, Emergency Management Coordinator/Floodplain Administrator; Clint Sternadel, Designated Representative Subdivision Enforcement;

MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Sternad	el.
Commr. McBroom, vote for, vote against Recused	
Commr. Sternadel, vote for X, vote against	
Commr. Berckenhoff, vote for X, vote against	
Commr. Muras, vote for X , vote against	
Judge Weber, vote for, vote against Absent	

6. SUBJECT: Consider and take appropriate action concerning the application from Stan and Melanie Mays, requesting a variance of the subdivision of real property.

ACTION: Granted application from Stan and Melanie Mays, requesting a variance of the subdivision of real property. See attachment hereto marked "Agenda Action 6 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Clint Sternadel, Designated Representative Subdivision Enforcement;

MOVED BY COMMR. McBroom, SECONDED BY COMMR. Sterando
Commr. McBroom, vote for X, vote against
Commr. Sternadel, vote for X, vote against
Commr. Berckenhoff, vote for X, vote against
Commr. Muras, vote for X, vote against
Judge Weber, vote for, vote against Absent

7. SUBJECT: Consider and take appropriate action concerning the application from David Snell, OSCS Properties, requesting a variance of the subdivision of real property.

ACTION: Granted application from David Snell, OSCS Properties, requesting a variance of the subdivision of real property. See attachment hereto marked "Agenda Action 7 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Clint Sternadel, Designated Representative Subdivision Enforcement;

MOVED BY COMMR. Sternadel, SECONDED BY COMMR. Berckenhoff.
Commr. McBroom, vote for X , vote against
Commr. Sternadel, vote for X, vote against
Commr. Berckenhoff, vote for X, vote against
Commr. Muras, vote for X , vote against
Judge Weber, vote for, vote against Absent

SUBJECT: Discuss, consider, and take appropriate action concerning the EMS 8. Headquarters and Station One Construction Project. ACTION: Accepted comments on EMS Headquarters and Station One Construction Project. PERSONS APPEARING BEFORE THE COURT: Clint Sternadel, Designated Representative Subdivision Enforcement; MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Muras. Commr. McBroom, vote for X, vote against Commr. Sternadel, vote for X, vote against Commr. Berckenhoff, vote for X, vote against Commr. Muras, vote for X, vote against Judge Weber, vote for , vote against Absent

9. SUBJECT: Consider and take appropriate action in (1) signing an "Agreement to Contribute Right of Way Funds (Fixed Price)" with the State of Texas, acting through the Texas Department of Transportation; in (2) signing a Resolution authorizing and approving Fayette County to enter into the Agreement; and in (3) authorizing Fayette County to contribute \$13,000.00 to the "Texas Department of Transportation Trust Fund" as the 10% County share of the cost of right of way acquisition for the new Highway 71-E bridge over the Colorado River.

ACTION: Approved (1) signing an "Agreement to Contribute Right of Way Funds (Fixed Price)" with the State of Texas, acting through the Texas Department of Transportation; in (2) signing a Resolution authorizing and approving Fayette County to enter into the Agreement; and in (3) authorizing Fayette County to contribute and issue a check for \$13,000.00 to the "Texas Department of Transportation Trust Fund" as the 10% County share of the cost of right of way acquisition for the new Highway 71-E bridge over the Colorado River. See attachment hereto marked "Agenda Action 9 Exhibit".

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

MOVED BY COMMR. McBroom, SECONDED BY COMMR. Sternadel.

Commr. McBroom, vote for X, vote against ___

Commr. Sternadel, vote for X, vote against ____

Commr. Berckenhoff, vote for X, vote against

Commr. Muras, vote for X, vote against _

10. SUBJECT: Consider and take appropriate action in approving a Collection Service Agreement, and a Business Associate Agreement, between Fayette County, on behalf of the Fayette County EMS Department, and Credit Bureau Systems Inc., for the collection of delinquent payments owed for the services of EMS.

ACTION: Approved a Collection Service Agreement, and a Business Associate Agreement, between Fayette County, on behalf of the Fayette County EMS Department, and Credit Bureau Systems Inc., for the collection of delinquent payments owed for the services of EMS. Commissioner McBroom suggested looking for a different nonaffiliated collections services companies to do the billing collections. See attachment hereto marked "Agenda Action 10 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Harold Streicher, Assistant County Attorney; Malissa Mieth, EMS Assistant Director;

MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. McBroom.
Commr. McBroom, vote for X, vote against
Commr. Sternadel, vote for X, vote against
Commr. Berckenhoff, vote for X, vote against
Commr. Muras, vote for X , vote against
Judge Weber, vote for, vote against Absent

11. SUBJECT: Hear status report from Janet Carrigan, Emergency Management Coordinator and Floodplain Administrator.

ACTION: Accepted report from Janet Carrigan Emergency Management Coordinator and Floodplain Administrator. Janet informed the court that County employees will man the shelters from now on, and that the MS150 is the last weekend in April. The county has a plan in place to man emergency shelters until Red Cross comes in.

PERSONS APPEARING BEFORE THE COURT: Janet Carrigan, Emergency Management Coordinator and Floodplain Administrator;

SUBJECT: Consider and take appropriate action concerning the Application 12. for Permit to Lay Temporary Water Line in Road Right-of-Way, submitted by GeoSouthern Operating II, LLC for said water line to be placed along Sykora Road (Precinct 2), a public county road located in Fayette County, Texas. ACTION: Accepted Application for Permit to Lay Temporary Water Line in Road Right-of-Way, submitted by GeoSouthern Operating II, LLC for said water line to be placed along Sykora Road (Precinct 2), a public county road located in Fayette County, Texas. See attachment hereto marked "Agenda Action 12 Exhibit". PERSONS APPEARING BEFORE THE COURT: Blake Watson, Assistant County Attorney; Delfina Rohde, GeoSouthern. MOVED BY COMMR. Sternadel, SECONDED BY COMMR. Berckenhoff. Commr. McBroom, vote for X, vote against Commr. Sternadel, vote for X, vote against Commr. Berckenhoff, vote for X, vote against Commr. Muras, vote for X, vote against Judge Weber, vote for , vote against Absent SUBJECT: Consider and take appropriate action concerning the Application 13. for Permit to Lay Temporary Water Line in Road Right-of-Way, submitted by GeoSouthern Operating II, LLC, for said water line to be placed along Sykora Road (Precinct 2), a public county road located in Fayette County, Texas. ACTION: No action. PERSONS APPEARING BEFORE THE COURT: Blake Watson, Assistant County Attorney; MOVED BY COMMR. ______, SECONDED BY COMMR. Commr. McBroom, vote for ____, vote against __ Commr. Sternadel, vote for ____, vote against ___ Commr. Berckenhoff, vote for ____, vote against Commr. Muras, vote for ____, vote against ___

Judge Weber, vote for _____, vote against ____

14. SUBJECT: Consider and take appropriate action concerning the Application for Permit to Lay Temporary Water Line in Road Right-of-Way, submitted by GeoSouthern Operating II, LLC, for said water line to be placed along Sykora Road, Coufal Road, Haw Creek Road and Klaus Road (Precinct 2), a public county road located in Fayette County, Texas.

ACTION: Approved Application for Permit to Lay Temporary Water Line in Road Right-of-Way, submitted by GeoSouthern Operating II, LLC, for said water line to be placed along Sykora Road, Coufal Road, Haw Creek Road and Klaus Road (Precinct 2), a public county road located in Fayette County, Texas. See attachment hereto marked "Agenda Action 14 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Blake Watson, Assistant County Attorney; Delfina Rohde, GeoSouthern.

MOVED BY COMMR. Sternadel, SECONDED BY COMMR. McBroom.

Commr. McBroom, vote for X, vote against ___

Commr. Sternadel, vote for X, vote against

Commr. Berckenhoff, vote for X, vote against

Commr. Muras, vote for X, vote against

Judge Weber, vote for _____, vote against Absent

15. SUBJECT: Consider and take appropriate action concerning Fayette County entering into an Agreement with Colorado Valley Communications, Inc., (CVC) for Telephone Service for Fayette County EMS Headquarters and Station One.

ACTION: Signed Agreement with Colorado Valley Communications, Inc., (CVC) for Telephone Service for Fayette County EMS Headquarters and Station One. See attachment hereto marked "Agenda Action 15 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Cassie Austin, Court Administrator;

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

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

Commr. Sternadel, vote for X, vote against ___

Commr. Berckenhoff, vote for X, vote against

Commr. Muras, vote for X, vote against _

16. SUBJECT: Consider and take appropriate action in declaring a 2006 Truck Tractor (VIN 2FWJA3DE86AV97016), presently used by Precinct 1 Road & Bridge, as salvage and surplus property.

ACTION: Declared 2006 Truck Tractor (VIN 2FWJA3DE86AV97016), presently used by Precinct 1 Road & Bridge, as salvage and surplus property. See attachment hereto marked "Agenda Action 16 Exhibit".

PERSONS APPEARING BEFORE THE COURT:

MOVED BY COMMR. Sternadel, SECONDED BY COMMR. Berckenhoff.

Commr. McBroom, vote for X, vote against ___

Commr. Sternadel, vote for X, vote against ___

Commr. Berckenhoff, vote for X, vote against

Commr. Muras, vote for X, vote against _

Judge Weber, vote for _____, vote against Absent

17. SUBJECT: Consider and take appropriate action concerning setting the amounts that employees of the Road & Bridge and Recycling Center are to pay as their share of the County supplying them with uniform shirts and/or uniform pants, and uniform cleaning services, with such amounts to be deducted from their paychecks as the Employee Uniform Deduction.

ACTION: Agreed that employees of the Road & Bridge and Recycling Center are to pay as their share of the County supplying them with uniform shirts and/or uniform pants, and uniform cleaning services, with such amounts to be deducted from their paychecks as the Employee Uniform Deduction will stay the same percentage. See attachment hereto marked "Agenda Action 17 Exhibit".

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

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

Commr. McBroom, vote for X, vote against ___

Commr. Sternadel, vote for X, vote against ____

Commr. Berckenhoff, vote for X, vote against

Commr. Muras, vote for X, vote against

18. SUBJECT: Consider and take appropriate action approving the Texas Association of Counties Property Insurance renewal documents.

ACTION: Approved the Texas Association of Counties Property Insurance renewal documents. See attachment hereto marked "Agenda Action 18 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. Sternadel, vote for X, vote against _

Commr. Berckenhoff, vote for X, vote against

Commr. Muras, vote for X, vote against _

Judge Weber, vote for _____, vote against Absent

19. SUBJECT: Consider and take action accepting all bids and possibly awarding the financing bid to finance the purchase of a Voting Tabulation System, voting system equipment, tabulation hardware, software, and services from ES&S for the Fayette County Elections Department.

ACTION: Accepted all bids and awarded bid to Fayetteville Bank to finance the purchase of a Voting Tabulation System, voting system equipment, tabulation hardware, software, and services from ES&S for the Fayette County Elections Department. See attachment hereto marked "Agenda Action 19 Exhibit".

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

MOVED BY COMMR. McBroom, SECONDED BY COMMR. Sternadel.

Commr. McBroom, vote for X, vote against ___

Commr. Sternadel, vote for X, vote against

Commr. Berckenhoff, vote for X, vote against

Commr. Muras, vote for X, vote against

20. SUBJECT: Consider and take action accepting all bids and possibly awarding a bid for Copy Paper and Printing.

ACTION: Accepted all bids and awarded bid to Dewitt Poth & Sons for Copy Paper and Printing. See attachment hereto marked "Agenda Action 20 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. Sternadel, vote for X, vote against	
Commr. Berckenhoff, vote for X, vote against	
Commr. Muras, vote for X, vote against	
Judge Weber, vote for, vote against Absent	

21. SUBJECT: Consider and take appropriate action on bids on property not sold at Sheriff's Sale – Cause No. 3519– Appraisal District Property I.D. #28841, La Grange ISD.

ACTION: Accepted property not sold at Sheriff's Sale – Cause No. 3519–Appraisal District Property I.D. #28841, La Grange ISD. See attachment hereto marked "Agenda Action 21 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Cassie Austin, Court Administrator;

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MOVED BY COMMR. McBroom, SECONDED BY COMMR. Sternadel.
Commr. McBroom, vote for X, vote against
Commr. Sternadel, vote for X, vote against
Commr. Berckenhoff, vote for X, vote against
Commr. Muras, vote for X , vote against
Judge Weber, vote for, vote against Absent
- 레이트 구성 (Barting Control of Section 2015) 전 1985 (1985) 전 1985 (1985) 전 1985 (1985) 전 1985 (1985) 전 1985 (1985

22. SUBJECT: Consider and take appropriate action in authorizing Blake Watson, Assistant County Attorney, to attend the Civil Law Seminar, May 8-10, 2019 in San Antonio, Texas.

ACTION: Approved Blake Watson, Assistant County Attorney, to attend the Civil Law Seminar, May 8-10, 2019 in San Antonio, Texas.

PERSONS APPEARING BEFORE THE COURT: Blake Watson, Assistant County Attorney;

MOVED BY COMMR. McBroom, SECONDED BY COMMR. Berckenhoff. Commr. McBroom, vote for X, yote against

Commr. Sternadel, vote for X, vote against ____

Commr. Berckenhoff, vote for X, vote against

Commr. Muras, vote for X, vote against

Judge Weber, vote for ____, vote against Absent

23. SUBJECT: Consider and take appropriate action approving Assistant Auditors Shelley Redding and Amber Hielscher, to attend the 2019 County Management and Risk Conference, April 10-12, 2019, in San Marcos, Texas.

ACTION: Approved Assistant Auditors Shelley Redding and Amber Hielscher, to attend the 2019 County Management and Risk Conference, April 10-12, 2019, in San Marcos, Texas.

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

MOVED BY COMMR. Muras, SECONDED BY COMMR. Sternadel.

Commr. McBroom, vote for X, vote against ____

Commr. Sternadel, vote for X, vote against ___

Commr. Berckenhoff, vote for X, vote against

Commr. Muras, vote for X, vote against _

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

ACTION: Approved payment of currently due Fayette County bills and expenses. See attachment hereto marked "Agenda Action 24 Exhibit".

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

MOVED BY COMMR. McBroom, SECONDED BY COMMR. Berckennon.
Commr. McBroom, vote for X, vote against
Commr. Sternadel, vote for X, vote against
Commr. Berckenhoff, vote for X, vote against
Commr. Muras, vote for X, vote against

Judge Weber, vote for , vote against Absent

25. SUBJECT: Consider and take appropriate action concerning salary changes, if any, made during the period of February 28, 2019 through March 22, 2019.

ACTION: Approved salary changes, if any, made during the period of February 28, 2019 through March 22, 2019. See attachment hereto marked "Agenda Action 25 Exhibit".

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

MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. S	ternadel.
Commr. McBroom, vote for X, vote against	
Commr. Sternadel, vote for X, vote against	
Commr. Berckenhoff, vote for X, vote against	
Commr. Muras, vote for X , vote against	
Judge Weber, vote for, vote against Absent	
전 대통령 전환경 경기 전략을 되어 있다. 전략적인 전략적인 전략적인 전략적인 전략적인 전략적인 기계 등 보다는 다른	

- 26. SUBJECT: Consider and take appropriate action in approving the following minutes from previous meetings:
 - I. February 11, 2019 Regular Meeting
 - II. February 28, 2019 Regular Meeting

ACTION: Approved the following minutes from previous meetings

PERSONS APPEARING BEFORE THE COURT: Brenda Fietsam, County Clerk;

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

Commr. McBroom, vote for X, vote against ___

Commr. Sternadel, vote for X, vote against

Commr. Berckenhoff, vote for X, vote against

Commr. Muras, vote for X, vote against _

VIII.

Meeting adjourned at 3:23 seconded by Commission	s a.m, March 28, 2 er Sternadel, votes	2019, on motion by for 4, votes agains	y Commissioner Berckenho et 0 .
APPROVED this	day of	, 2019.	
Joseph Weber			
Fayette County Judge			
Jason McBroom	A		
Commissioner, Precinct 1			
Luke Sternadel			
Commissioner, Precinct 2			
Harvey Berckenhoff			
Commissioner, Precinct 3			
Tom Muras			
Commissioner, Precinct 4			
ATTEST:			
Brenda Fietsam			
County Clerk			