
MINUTES OF COMMISSIONERS COURT MEETING

I.

Attached hereto is/are public notice(s) posted for the meeting of **September 14, 2023**.

II.

The minutes of the Regular Meeting of Fayette County, Texas, Commissioners Court held in the County Agricultural Building Training Room located at 255 Svoboda Lane, La Grange, Texas.

III.

Attendance: County Judge Dan Mueller **Present**
County Commissioner – Precinct No. 1, Jason McBroom **Present**
County Commissioner – Precinct No. 2, Luke Sternadel **Present**
County Commissioner – Precinct No. 3, Harvey Berckenhoff **Present**
County Commissioner – Precinct No. 4, Drew Brossmann **Present**

IV.

County Officials/County Personnel present during all or any part of the meeting:
Brenda Fietsam, County Clerk; Cassie Austin, Court Administrator;
Angela Hahn, Emergency Management Coordinator & Grant Specialist;
Blake Watson, Assistant County Attorney; Cindy Havelka, County Auditor;
Paula Lewellen, Human Resources Manager; Josh Vandever, EMS Director;
Clint Sternadel, County Inspector & Office of Development & Permitting;
Terri Hefner, Elections Administrator; Randy Noviskie, Chief Deputy Sheriff;
David Beyer, Lt. Deputy Sheriff; Ron Naumann, Sgt. Deputy Sheriff

V.

Persons in attendance during all or any part of the meeting:
See Attached Exhibit A

VI.

INVOCATION

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.”

VII.

Meeting opened at **9:02 a.m.** on motion by Commissioner **Berckenhoff**, seconded by Commissioner **Brossmann**, votes for **5**, votes against **0**.

AGENDA ACTION:

1. **SUBJECT: Consider and take appropriate action in approving the following minutes from previous meetings:**

- i. **August 24, 2023 – Regular Meeting**
- ii. **August 30, 2023 – Special Meeting**

ACTION: Approved minutes from the August 24, 2023, Regular Meeting and the August 30, 2023, Special Meeting.

PERSONS APPEARING BEFORE THE COURT: Brenda Fietsam, County Clerk

MOVED BY COMMR. Brossmann, 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. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

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

ACTION: Opened Public Comments.

Accepted All Public Comments.

Closed Public Comments.

PERSONS APPEARING BEFORE THE COURT: Debra Frank; William Bernsen; Ron Briggs; Rodney Read, Ledbetter VFD; Judge Dan Mueller

See attached hereto marked “Exhibit B”

MOVED BY JUDGE Mueller, 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. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

3. **SUBJECT: Consider and take appropriate action in signing proclamation proclaiming the week of September 17-23, 2023 as "Constitution Week" in Fayette County.**

ACTION: Signed Proclamation proclaiming the week of September 17-23, 2023 as "Constitution Week" in Fayette County.

See attached hereto marked "Agenda Action 3 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Kathy Schatte, DAR (Daughters of the American Revolution); R. Cathleen Tutt, DAR; Jackie Head, DAR; Juli McCroskey, DAR; Ursula Higgs, DAR; Sirkka Higgs, DAR

MOVED BY COMMR. Brossmann, 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. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

4. **SUBJECT: Open and hold Public Hearing on tax increase concerning the proposed tax rate for Tax Year 2023 of \$0.41196 per \$100 of taxable value to fund the 2024 Fayette County Budget; consider and accept all comments. Close first Public Hearing.**

ACTION: Opened and Held the first Public Hearing on tax increase concerning the proposed tax rate for Tax Year 2023 of \$0.41196 per \$100 of taxable value to fund the 2024 Fayette County Budget; and

Accepted all comments concerning the proposed tax rate for Tax Year 2023; and Closed the first Public Hearing.

PERSONS APPEARING BEFORE THE COURT: Pastor Will Martin, Muldoon Baptist Church; Jeff Parker; Rodney Read

See attached hereto marked "Exhibit B"

MOVED BY COMMR. Brossmann, 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. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

5. **SUBJECT: Budget Workshop to discuss all expected, approximate revenues and expenditures for the Fayette County 2024 Budget and take any action the Commissioners Court deems necessary.**

ACTION: Closed Budget Workshop to discuss all expected, approximate revenues and expenditures for the Fayette County 2024 Budget.

PERSONS APPEARING BEFORE THE COURT: Cindy Havelka, County Auditor

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. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

6. **SUBJECT: Consider and take appropriate action in setting salaries, expenses and allowances of elected county and precinct officers for the year 2024.**

ACTION: Set salaries, expenses and allowances of elected county and precinct officers for the year 2024.

See attached hereto marked "Agenda Action 6 Exhibit"

PERSONS APPEARING BEFORE THE COURT: **None**

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

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

Commr. Sternadel, vote for **X**, vote against _____

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

Commr. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

7. **SUBJECT: Consider and take appropriate action in the adoption of the 2024 County Budget, which will include approving and signing the Budget Certificate, and approving and signing the Order Adopting the Budget for Fiscal Year 2024.**

ACTION: Adopted the 2024 County Budget, which included approving and signing the Budget Certificate, and approving and signing the Order Adopting the Budget for Fiscal Year 2024.

See attached hereto marked "Agenda Action 7 Exhibit"

PERSONS APPEARING BEFORE THE COURT: **Cindy Havelka, County Auditor**

MOVED BY JUDGE **Mueller**, SECONDED BY COMMR. **Brossmann**

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

Commr. Sternadel, vote for **X**, vote against _____

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

Commr. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

8. **SUBJECT: Consider and take appropriate action in ratifying the property tax increase reflected in the adopted Budget and required to fund the 2024 County Budget.**

ACTION: Ratified the property tax increase reflected in the adopted Budget and required to fund the 2024 County Budget.

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

MOVED BY JUDGE Mueller, 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. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

9. **SUBJECT: Consider and take appropriate action in the adoption of, and setting by written Order, the Debt Service Tax Rate of \$0.00610/\$100 for Tax Year 2023.**

ACTION: Adopted and Set by written Order, the Debt Service Tax Rate of \$0.00610/\$100 for Tax Year 2023.

See attached hereto marked "Agenda Action 9 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Cindy Havelka, County Auditor

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. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

10. **SUBJECT: Consider and take appropriate action in the adoption of, and setting by written Order, the Maintenance and Operations Tax Rate of \$0.40586/\$100 for Tax Year 2023.**

ACTION: Adopted and Set by written Order, the Maintenance and Operations Tax Rate of \$0.40586/\$100 for Tax Year 2023.

See attached hereto marked "Agenda Action 10 Exhibit"

PERSONS APPEARING BEFORE THE COURT: **None**

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. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

11. **SUBJECT: Consider and take appropriate action on a motion that the Property Tax Rate be increased by the adoption of a Tax Rate of \$0.41196/\$100 for Tax Year 2023, which is effectively a 4.7 percent increase in the Tax Rate, and that an Order be adopted and signed, setting the Tax Rate of \$0.41196/\$100 for Tax Year 2023, with the revenue attributable to the tax rate increase being for the purpose of public health and safety, security, facility upgrades, maintaining a reasonable contingency/reserve fund, and reasonable pay raises for County employees who continue to provide essential services.**

ACTION: Approved the Property Tax Rate be increased by the adoption of a Tax Rate of \$0.41196/\$100 of taxable value for Tax Year 2023, which is effectively a 4.7 percent increase in the Tax Rate; and

Adopted and Signed an Order setting the Tax Rate of \$0.41196/\$100 for Tax Year 2023, with the purpose of increases in maintenance and operations, public health and safety, security, facility upgrades, maintaining a reasonable contingency/reserve fund, and pay raises for County employees who continue to provide essential services.

See attached hereto marked "Agenda Action 11 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Cindy Havelka, County Auditor

MOVED BY COMMR. Brossmann, 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. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

12. **SUBJECT: Review the proposed Central Counting Station Plan for the November 7 Constitutional Amendment Election and County Surveyor Special Election and take any action the Court deems necessary.**

ACTION: Acknowledged the proposed Central Counting Station Plan for the November 7 Constitutional Amendment Election and County Surveyor Special Election.

See attached hereto marked "Agenda Action 12 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Terri Hefner, Elections Administrator

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. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

13. **SUBJECT: Consider and take appropriate action in approving and entering into two Joint Election Agreements between the Fayette County Elections Administrator, the Fayetteville Independent School District and Schulenburg Independent School District, and Fayette County concerning election services for the Joint Election to be held on November 7, 2023.**

ACTION: Approved and Entered into two Joint Election Agreements between the Fayette County Elections Administrator, the Fayetteville Independent School District and Schulenburg Independent School District, and Fayette County concerning election services for the Joint Election to be held on November 7, 2023.

See attached hereto marked "Agenda Action 13 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Terri Hefner, Elections Administrator

MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Brossmann

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

Commr. Sternadel, vote for **X**, vote against _____

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

Commr. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

14. **SUBJECT: Hear monthly report from Clint Sternadel, County Inspector & Office of Development & Permitting.**

ACTION: Accepted monthly report from Clint Sternadel, County Inspector & Office of Development & Permitting.

See attached hereto marked "Agenda Action 14 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Clint Sternadel, County Inspector & Office of Development & Permitting

MOVED BY JUDGE Mueller, 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. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

15. **SUBJECT: Consider and take appropriate action concerning the final approval stage for Sam and Diana Wilson regarding a platted subdivision Feder Estates Subdivision; BEFCO Engineering, Inc., having issued a letter of substantial completion dated September 6, 2023; Sam and Diana Wilson being responsible for the maintenance of Feder Way for one year until September 6, 2024, at which time the road may be accepted for county maintenance into the county road system.**

ACTION: Approved the final stage regarding a platted subdivision, Feder Estates Subdivision for Sam and Diana Wilson; BEFCO Engineering, Inc., having issued a letter of substantial completion dated September 6, 2023; and Sam and Diana Wilson being responsible for the maintenance of Feder Way for one year until September 6, 2024, at which time the road may be accepted for county maintenance into the county road system.

See attached hereto marked "Agenda Action 15 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Clint Sternadel, County Inspector & Office of Development & Permitting

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. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

16. **SUBJECT: Approve the Routing Agreement and Road Use Bond Agreement submitted by Sandalwood Exploration, L.P., for said Company's overweight loads to travel, as indicated on the attached map, on the following road(s): Burke Road and Herman Lane (Precinct 3), all public county roads in Fayette County, Texas.**

ACTION: Approved the Routing Agreement and Road Use Bond Agreement submitted by Sandalwood Exploration, L.P., for said Company's overweight loads to travel, as indicated on the attached map, on the following road(s): West Burke Road and Herman Lane (Precinct 3), all public county roads in Fayette County, Texas.

See attached hereto marked "Agenda Action 16 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Clint Sternadel, County Inspector & Office of Development & Permitting

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. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

17. **SUBJECT: Approve the Routing Agreement and Road Use Bond Agreement submitted by Magnolia Oil & Gas Operating, LLC, for said Company's overweight loads to travel, as indicated on the attached map, on the following road: Turkey Creek Road (Precinct 2), a public county road in Fayette County, Texas.**

ACTION: Approved the Routing Agreement and Road Use Bond Agreement submitted by Magnolia Oil & Gas Operating, LLC, for said Company's overweight loads to travel, as indicated on the attached map, on the following road: Turkey Creek Road (Precinct 2), a public county road in Fayette County, Texas.

See attached hereto marked "Agenda Action 17 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Clint Sternadel, County Inspector & Office of Development & Permitting

MOVED BY JUDGE Mueller, 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. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

18. SUBJECT: Hear report from Angela Hahn, Emergency Management Coordinator & Grant Specialist.

ACTION: Accepted report from Angela Hahn, Emergency Management Coordinator & Grant Specialist.

See attached hereto marked "Agenda Action 18 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Angela Hahn, Emergency Management Coordinator & Grant Specialist; Randy Noviskie, Chief Deputy Sheriff

MOVED BY COMMR. Brossmann, 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. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

19. SUBJECT: Consider and take appropriate action in signing the Contract Amendment for the Buyout/Acquisition program.

ACTION: Signed the Contract Amendment for the Buyout/Acquisition program.

See attached hereto marked "Agenda Action 19 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Angela Hahn, Emergency Management Coordinator & Grant Specialist

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. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

20. **SUBJECT: Consider and take appropriate action on adopting the civil fee changes, if any, for the 2024 Sheriffs' and Constables' Fees required under Texas Local Government Code, Section 118.131, and authorizing the Fayette County Clerk to submit the changes, if any, to the Texas Comptroller of Public Accounts, on or before October 1, 2023.**

ACTION: Adopted the Civil Fee changes for the 2024 Sheriffs' and Constables' Fees required under Texas Local Government Code, Section 118.131; and

Authorized the Fayette County Clerk to submit the change of increasing the fee for Posting Notices from \$35 to \$40 to the Texas Comptroller of Public Accounts, on or before October 1, 2023.

See attached hereto marked "Agenda Action 20 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Brenda Fietsam, County Clerk; Randy Noviskie, Chief Deputy Sheriff

MOVED BY JUDGE Mueller, 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. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

21. **SUBJECT: Consider and take appropriate action on Interlocal Contract for 9-1-1 Geographic Information System Database Management, between the Capital Area Council of Governments and Fayette County.**

ACTION: Approved Interlocal Contract for 9-1-1 Geographic Information System Database Management, between the Capital Area Council of Governments and Fayette County.

See attached hereto marked "Agenda Action 21 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Cassie Austin, Court Administrator

MOVED BY JUDGE Mueller, 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. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

22. **SUBJECT: Acknowledge General and No Litigation Certificate of Fayette County, for the benefit of the Attorney General of the State of Texas, regarding Capital Area Housing Finance Corporation (CAHFC): Multifamily Housing Revenue Bonds (Northside Village – City of Georgetown – Williamson County), and authorizing the County Judge to sign all necessary paperwork.**

ACTION: Acknowledged General and No Litigation Certificate of Fayette County, for the benefit of the Attorney General of the State of Texas, regarding Capital Area Housing Finance Corporation (CAHFC): Multifamily Housing Revenue Bonds (Northside Village – City of Georgetown – Williamson County); and Authorized the County Judge to sign all necessary paperwork.

See attached hereto marked “Agenda Action 22 Exhibit”

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

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. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

23. **SUBJECT: Approve the assignment of the Volume Cap Allocation by Capital Area Housing Finance Corporation (CAHFC) to Texas Department of Housing and Community Affairs (TDHCA) and including signing a Resolution approving Assignment of Private Activity Bond Authority to Texas Department of Housing and Community Affairs.**

ACTION: Approved the assignment of the Volume Cap Allocation by Capital Area Housing Finance Corporation (CAHFC) to Texas Department of Housing and Community Affairs (TDHCA); and

Signed a Resolution approving Assignment of Private Activity Bond Authority to Texas Department of Housing and Community Affairs.

See attached hereto marked "Agenda Action 23 Exhibit"

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

MOVED BY JUDGE Mueller, 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. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

24. **SUBJECT: Consider and take appropriate action on Advance Funding Agreement, for the replacement or rehabilitation of a bridge off the state system, between the Texas Department of Transportation and Fayette County, Texas re: : Old Hallettsville Road over Mulberry Creek (Precinct 3).**

ACTION: Approved Advance Funding Agreement, for the replacement or rehabilitation of a bridge off the state system, between the Texas Department of Transportation and Fayette County, Texas re: Old Hallettsville Road over Mulberry Creek (Precinct 3).

See attached hereto marked "Agenda Action 24 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Commissioner Harvey Berckenhoff

MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Brossmann
Commr. McBroom, vote for **X**, vote against _____
Commr. Sternadel, vote for **X**, vote against _____
Commr. Berckenhoff, vote for **X**, vote against _____
Commr. Brossmann, vote for **X**, vote against _____
Judge Mueller, vote for **X**, vote against _____

25. **SUBJECT: Acknowledge the fiber service drop plans and upgrades of Colorado Valley Telephone Cooperative, Inc (CVTC) to install new buried fiber optic cables and copper cables within the corridors of the following road(s): Giese Lane (Precinct 1), Halamicek Loop (Precinct 2), Gebert Road, Mullins Prairie Loop, Loehr Road, Cotton Gin Road, Brandt River Bottom Road and Anton Salas Loop (Precinct 4).**

ACTION: Acknowledged the fiber service drop plans and upgrades of Colorado Valley Telephone Cooperative, Inc (CVTC) to install new buried fiber optic cables and copper cables within the corridors of the following road(s): Giese Lane (Precinct 1), Halamicek Loop (Precinct 2), Gebert Road, Mullins Prairie Loop, Loehr Road, Cotton Gin Road, Brandt River Bottom Road and Anton Salas Loop (Precinct 4).

See attached hereto marked "Agenda Action 25 Exhibit"

PERSONS APPEARING BEFORE THE COURT: **None**

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. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

26. **SUBJECT:** Approve the following Juvenile contracts and agreements (*approved at Juvenile Board Meeting June 28, 2023 and August 28, 2023*):

- FY 2024 State Contract
- Non-Residential Juvenile Services with Dr. Jill Flores PHD LPC LSOTP
- 2023-2025 Contract for Residential Services for Juvenile Offenders with Travis County
- Secure Long-Term and Short-Term Residential Services of Juvenile Offenders with Hays County
- Pre-Adjudication Detention Services with Guadalupe County
- Per-Diem Adjustment for Long-Term Residential Services with Rockdale Youth Academy
- Secure Short-Term Detention of Juvenile Offenders with Victoria County
- Secure Long-Term Residential Services of Juvenile Offenders with Victoria County
- Residential Services of juvenile offenders with Shoreline, Inc.
- Residential Services of juvenile offenders with Gulf Coast Trades Center
- Residential Services of juvenile offenders with Pegasus Schools, Inc.
- Non-Residential Services with Turning Leaf Counseling and Education Center, PLLC
- Non-Residential Services with the Center of Cognitive Education, LLC
- Non-Residential Services with Rose Thompson, MA, LPC, ASOTP

ACTION: Approved the following Juvenile contracts and agreements (*approved at Juvenile Board Meeting June 28, 2023 and August 28, 2023*):

- FY 2024 State Contract
- Non-Residential Juvenile Services with Dr. Jill Flores PHD LPC LSOTP
- 2023-2025 Contract for Residential Services for Juvenile Offenders with Travis County
- Secure Long-Term and Short-Term Residential Services of Juvenile Offenders with Hays County
- Pre-Adjudication Detention Services with Guadalupe County
- Per-Diem Adjustment for Long-Term Residential Services with Rockdale Youth Academy
- Secure Short-Term Detention of Juvenile Offenders with Victoria County
- Secure Long-Term Residential Services of Juvenile Offenders with Victoria County
- Residential Services of juvenile offenders with Shoreline, Inc.
- Residential Services of juvenile offenders with Gulf Coast Trades Center
- Residential Services of juvenile offenders with Pegasus Schools, Inc.
- Non-Residential Services with Turning Leaf Counseling and Education Center, PLLC

- **Non-Residential Services with the Center of Cognitive Education, LLC**
- **Non-Residential Services with Rose Thompson, MA, LPC, ASOTP**

PERSONS APPEARING BEFORE THE COURT: **Judge Dan Mueller**

MOVED BY JUDGE **Mueller**, 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. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

27. **SUBJECT: Accept and approve the written plan of Industry Telephone Company, to install a new buried communications line upon and along the right-of-way of S Hinze Road, (Precinct 2) with Industry Telephone Company being required to be responsible for repairs, and/or being required to make repairs, of direct or collateral damage, if any, caused by Industry Telephone Company, and/or its contractors, to the preceding road, and to other utilities utilizing the public right-of-ways.**

ACTION: Accepted and Approved the written plan of Industry Telephone Company, to install a new buried communications line upon and along the right-of-way of S Hinze Road, (Precinct 2) with Industry Telephone Company being required to be responsible for repairs, and/or being required to make repairs, of direct or collateral damage, if any, caused by Industry Telephone Company, and/or its contractors, to the preceding road, and to other utilities utilizing the public right-of-ways.

See attached hereto marked "Agenda Action 27 Exhibit"

PERSONS APPEARING BEFORE THE COURT: **None**

MOVED BY COMMR. **Sternadel**, SECONDED BY COMMR. **Brossmann**

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

Commr. Sternadel, vote for **X**, vote against _____

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

Commr. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

28. **SUBJECT: Consider, discuss, and take appropriate action in rescheduling a Commissioners Court hearing originally scheduled for Thursday, September 28, 2023, to Friday, September 29, 2023.**

ACTION: Denied the rescheduling of a Commissioners Court hearing originally scheduled for Thursday, September 28, 2023, to Monday, October 2, 2023.

PERSONS APPEARING BEFORE THE COURT: Blake Watson, Assistant County Attorney; Cindy Havelka, County Auditor; Cassie Austin, Court Administrator; Angela Hahn, Emergency Management Coordinator & Grant Specialist

MOVED BY JUDGE Mueller, SECONDED BY COMMR. Brossmann

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

Commr. Sternadel, vote for **X**, vote against _____

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

Commr. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

29. **SUBJECT: Consider and take appropriate action in approving the destruction of eligible records by Record Consultants, Inc.**

ACTION: Approved the destruction of eligible records by Record Consultants, Inc.

See attached hereto marked "Agenda Action 29 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Cindy Havelka, 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. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

30. **SUBJECT: Consider and take appropriate action on approving an Agreement with Wakefield Bridge, Inc. for the construction of a replacement bridge, by Wakefield Bridge, Inc., on Munke Road in Precinct 4.**

ACTION: Approved an Agreement with Wakefield Bridge, Inc. for the construction of a replacement bridge, by Wakefield Bridge, Inc., on Munke Road in Precinct 4.

See attached hereto marked "Agenda Action 30 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Commissioner Drew Brossmann

MOVED BY COMMR. Brossmann, SECONDED BY JUDGE Mueller

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

Commr. Sternadel, vote for **X**, vote against _____

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

Commr. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

31. **SUBJECT: Consider and take appropriate action concerning the 2024 Bid Calendar and authorize bid notices to be place in the newspaper.**

**ACTION: Approved the 2024 Bid Calendar; and
Authorized bid notices to be placed in the newspaper.**

See attached hereto marked "Agenda Action 31 Exhibit"

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

MOVED BY JUDGE Mueller, 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. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

32. SUBJECT: Consider and take appropriate action in approving the Worker's Compensation questionnaire From the Texas Association of Counties Risk Management Pool for the coverage period of January 01, 2024 through January 1, 2025.

ACTION: Approved the Worker's Compensation questionnaire From the Texas Association of Counties Risk Management Pool for the coverage period of January 01, 2024 through January 1, 2025.

See attached hereto marked "Agenda Action 32 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Cindy Havelka, 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. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

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

ACTION: Approved the payment of currently due Fayette County bills and expenses.

See attached hereto marked "Agenda Action 33 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Cindy Havelka, County Auditor

MOVED BY COMMR. Brossmann, 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. Brossmann, vote for **X**, vote against _____

Judge Mueller, vote for **X**, vote against _____

VIII.

Meeting adjourned at 10:33 a.m., September 14, 2023, on motion by JUDGE Mueller,
seconded by Commissioner Sternadel, votes for 5, votes against 0.

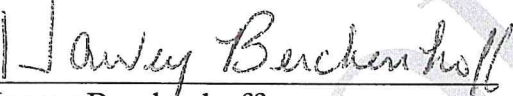
APPROVED this 28th day of September, 2023.




Dan Mueller
Fayette County Judge



Jason McBroom
Commissioner, Precinct 1


Luke Sternadel
Commissioner, Precinct 2


Harvey Berckenhoff
Commissioner, Precinct 3


Drew Brossmann
Commissioner, Precinct 4

ATTEST:


Brenda Fietsam
County Clerk



Commissioners Court September 14, 2023