
MINUTES OF COMMISSIONERS COURT MEETING

I.

Attached hereto is/are public notice(s) posted for the meeting of **February 22, 2024**.

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 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 Berkenhoff **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; Cindy Havelka, County Auditor;
Angela Hahn, Emergency Management Coordinator; Josh Vandever, EMS Director;
Randy Noviskie, Chief Deputy Sheriff; Blake Watson, Assistant County Attorney;
Sylvia Mendoza, Tax Assessor Collector; Cassie Austin, Court Administrator;
Clint Sternadel, County Inspector & Office of Development & Permitting;
Debra Maddox, Airport Manager

V.

Persons in attendance during all of 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 **9:01 a.m.** on motion by Judge **Mueller**,
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. **February 8, 2024 – Regular Meeting**

ACTION: Approved minutes from the February 8, 2024 Regular Meeting.

PERSONS APPEARING BEFORE THE COURT: Brenda Fietsam, County Clerk

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 _____

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

ACTION: Opened public comments.

PERSONS APPEARING BEFORE THE COURT: None

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 _____

ACTION: Closed public comments.

PERSONS APPEARING BEFORE THE COURT: None

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 _____

3. **SUBJECT: Review and approve the Fayette County Elections Office Continuity of Operations Plan.**

ACTION: Tabled.

PERSONS APPEARING BEFORE THE COURT: None

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. Brossmann, vote for _____, vote against _____

Judge Mueller, vote for _____, vote against _____

4. **SUBJECT: Consider and take appropriate action in entering into a Motor Vehicle License Registration Web Agent Agreement between Fayette County, Texas on behalf of the Fayette County Tax Assessor –Collector and Lad C. Trojacek, 501 Summit St., Schulenburg, Tx 78956.**

ACTION: Entered into a Motor Vehicle License Registration Web Agent Agreement between Fayette County, Texas on behalf of the Fayette County Tax Assessor –Collector and Lad C. Trojacek, 501 Summit St., Schulenburg, TX 78956.

See attached hereto marked “Agenda Action 4 Exhibit”

PERSONS APPEARING BEFORE THE COURT: Sylvia Mendoza, Tax Assessor Collector

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 _____

5. **SUBJECT: Approve two Applications for Pipeline Public Road Bored Crossing Permit, submitted by Lavaca Midstream, for said 6 inch and 8 inch pipelines to cross under Maeker Road (Precinct 3), a public county road located in Fayette County, Texas.**

ACTION: Approved two Applications for Pipeline Public Road Bored Crossing Permit, submitted by Lavaca Midstream, for said 6 inch and 8 inch pipelines to cross under Maeker Road (Precinct 3), a public county road located in Fayette County, Texas.

See attached hereto marked "Agenda Action 5 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 _____

6. **SUBJECT: Consider and take appropriate action in entering into an agreement with Dr. William Loesch to serve as interim medical director for Fayette County EMS and authorize Josh Vandever, EMS Director, to sign all necessary paperwork.**

ACTION: Approved and Acknowledged Dr. William Loesch to serve as interim medical director for Fayette County EMS; and

Authorized Josh Vandever, EMS Director, to sign all necessary paperwork.

PERSONS APPEARING BEFORE THE COURT: Josh Vandever, EMS Director

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 _____

7. **SUBJECT: Hear report from Josh Vandever, EMS Director.**

ACTION: Accepted report from Josh Vandever, EMS Director.

See attached hereto marked "Agenda Action 7 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Josh Vandever, EMS Director

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 _____

8. **SUBJECT: Consider and take appropriate action in approving three Resolutions submitting applications to the Rural Law Enforcement Grants program for the Fayette County Sheriff's Office, Constables Precinct 1 and 2, and the Fayette County Attorney's Office.**

ACTION: Approved three Resolutions submitting applications to the Rural Law Enforcement Grants program for the Fayette County Sheriff's Office, Constables Precinct 1 and 2, and the Fayette County Attorney's Office.

See attached hereto marked "Agenda Action 8 Exhibit"

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

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 _____

9. **SUBJECT: Consider and take appropriate action in accepting and possibly awarding demolition bid for 848 Country Club Drive.**

**ACTION: Accepted all demolition bids for 848 Country Club Drive.
Awarded bid to Compass Abatement Services, LLC.**

See attached hereto marked "Agenda Action 9 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Angela Hahn, Emergency Management Coordinator; Commissioner Harvey Berckenhoff

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 _____

10. **SUBJECT: Acknowledge the 2022 Racial Profiling Report as submitted by the Fayette County Sheriff's Office.**

ACTION: Acknowledged the 2023 Racial Profiling Report as submitted by the Fayette County Sheriff's Office by Chief Deputy Sheriff, Randy Noviskie.

See attached hereto marked "Agenda Action 10 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Randy Noviskie, Chief Deputy Sheriff

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 _____

11. **SUBJECT: Consider and take appropriate action in approving Associates degree pay of \$30 per month and Bachelor’s degree pay of \$40 per month for Dispatchers that is in and available in the 2024 Sheriff’s Department budget.**

ACTION: Approved Associates degree pay of \$30 per month and Bachelor’s degree pay of \$40 per month for Dispatchers that is in and available in the 2024 Sheriff’s Department budget.

PERSONS APPEARING BEFORE THE COURT: Randy Noviskie, Chief Deputy Sheriff

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 _____

12. **SUBJECT: Consider and take appropriate action concerning approving Fayette County’s participation in the Texas Association of Counties Cybersecurity Course for Counties, and approving execution of the enrollment form.**

ACTION: Approved Fayette County’s participation in the Texas Association of Counties Cybersecurity Course for Counties, and approving execution of the enrollment form.

See attached hereto marked “Agenda Action 12 Exhibit”

PERSONS APPEARING BEFORE THE COURT: Cassie Austin

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 _____

13. **SUBJECT: Consider and take appropriate action in approving the Letter of Agency between Colorado Valley and Fayette County, Texas for telephone service at the Precinct 4 County Commissioner Office at 1801 West US 90, Schulenburg, Texas.**

ACTION: Approved the Letter of Agency between Colorado Valley and Fayette County, Texas for telephone service at the Precinct 4 County Commissioner Office at 1801 West US 90, Schulenburg, Texas.

See attached hereto marked "Agenda Action 13 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 _____

14. **SUBJECT: Accept and approve the written plan of Fayette Water Supply Corporation to bore under Baseball Diamond Loop to install and place a new waterline at two different locations, property ID 42101 and 42115, as well as lay a 3" watermain in the County right of way on the west side of Baseball Diamond Loop, and requiring Fayette Water Supply Corporation to make repairs of any resultant damage done to the roadway, sides, ditches, and right-of-way of Baseball Diamond Loop, and to do paving work, compacting, and restoring the roadway, sides, ditches, and right-of-way, all back to a finished natural grade.**

ACTION: Accepted and Approved the written plan of Fayette Water Supply Corporation to bore under Baseball Diamond Loop to install and place a new waterline at two different locations, property ID 42101 and 42115, as well as lay a 3" watermain in the County right of way on the west side of Baseball Diamond Loop; and

Required Fayette Water Supply Corporation to make repairs of any resultant damage done to the roadway, sides, ditches, and right-of-way of Baseball Diamond Loop, and to do paving work, compacting, and restoring the roadway, sides, ditches, and right-of-way, all back to a finished natural grade.

See attached hereto marked "Agenda Action 14 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Ronnie Wick, Fayette Water Supply Corp.

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 _____

15. **SUBJECT: Acknowledge the fiber service drops and upgrade plans 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): Halstedt Rd (Precinct 2), Peeler Rd (Precinct 3), Knape Rd, Thuemler Rd, and Lidiak Rd, (Precinct 4).**

ACTION: Acknowledged the fiber service drops and upgrade plans 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): Halstedt Rd (Precinct 2), Peeler Rd (Precinct 3), Knape Rd, Thuemler Rd, and Lidiak Rd, (Precinct 4).

See attached hereto marked "Agenda Action 15 Exhibit"

PERSONS APPEARING BEFORE THE COURT: None

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

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

16. **SUBJECT: Consider and take appropriate action in authorizing funds to be expended from the County Attorney's Office Forfeiture Funds to pay the registration fee of \$225 for two jailers, two investigators and a Sergeant from the Sheriff's Office and at least one officer from each police department in Fayette County for the Crisis Intervention Training (CIT) scheduled for April 18-20, 2024 in South Padre Island, Texas.**

ACTION: Authorized funds to be expended from the County Attorney's Office Forfeiture Funds to pay the registration fee of \$225 for two jailers, two investigators and a Sergeant from the Sheriff's Office and at least one officer from each police department in Fayette County for the Crisis Intervention Training (CIT) scheduled for April 18-20, 2024 in South Padre Island, Texas.

See attached hereto marked "Agenda Action 16 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 _____

17. **SUBJECT: Enter into closed (executive) session pursuant to Government Code, Section 551.072, to deliberate the purchase, lease, or value of real property with final action to be taken in open session.**

ACTION: Entered into closed session at 9:25 a.m. to deliberate the purchase, lease, or value of real property with final action to be taken in open session.

PERSONS APPEARING BEFORE THE COURT: Blake Watson, Assistant County Attorney; Cassie Austin, Court Administrator

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 _____

18. **SUBJECT: Return and reconvene to open meeting.**

ACTION: Reconvened into open meeting at 9:48 a.m.

PERSONS APPEARING BEFORE THE COURT: None

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 deemed necessary, including a final action, decision or vote on the matters deliberated in closed session.**

ACTION: No Action Taken.

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. Brossmann, vote for _____, vote against _____
Judge Mueller, vote for _____, vote against _____

20. **SUBJECT: Consider, discuss and take appropriate action in approving and acknowledging the sale of hangars 1 & 2 at the Fayette Regional Air Center and assignment of lease property from Benny Lueders to John Haworth.**

ACTION: Approved and Acknowledged the sale of hangars 1 & 2 at the Fayette Regional Air Center and assignment of lease property from Benny Lueders to John Haworth.

See attached hereto marked "Agenda Action 20 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Blake Watson, Assistant County Attorney; Debra Maddox, Airport Manager

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 _____

21. **SUBJECT: Acknowledge Certificate of Completion awarded to Brenda Fietsam, County Clerk, for completing the required 20 hours of continuing education for 2023 as prescribed in Section 51.605 of the Texas Government Code.**

ACTION: Acknowledged Certificate of Completion awarded to Brenda Fietsam, County Clerk, for completing the required 20 hours of continuing education for 2023 as prescribed in Section 51.605 of the Texas Government Code.

See attached hereto marked "Agenda Action 21 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Brenda Fietsam, County Clerk

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 _____

22. **SUBJECT: Authorize the following class requests: Brenda Fietsam, County Clerk, to attend the Region 7 Regional Clerk Meeting scheduled for April 22-23, 2024 in Bryan; Debra Maddox, Airport Manager, to attend the 42nd annual Texas Aviation Conference in Galveston on April 24-26, 2024.**

ACTION: Authorized the following class requests: Brenda Fietsam, County Clerk, to attend the Region 7 Regional Clerk Meeting scheduled for April 22-23, 2024 in Bryan; Debra Maddox, Airport Manager, to attend the 42nd annual Texas Aviation Conference in Galveston on April 24-26, 2024.

PERSONS APPEARING BEFORE THE COURT: None

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 _____

23. **SUBJECT: Consider and take appropriate action in approving 2023 Budget Amendments.**

ACTION: Approved 2023 Budget Amendments.

See attached hereto marked "Agenda Action 23 Exhibit"

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

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 _____

24. **SUBJECT: Discuss Fayette County monthly reports (expenses and revenue) for FY2023.**

ACTION: Accepted Fayette County monthly reports (expenses and revenue) for FY2023.

See attached hereto marked "Agenda Action 24 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Cindy Havelka, County Auditor; William Bernsen

See attached hereto marked "Exhibit B"

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 _____

25. **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 25 Exhibit"

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

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 _____

VIII.

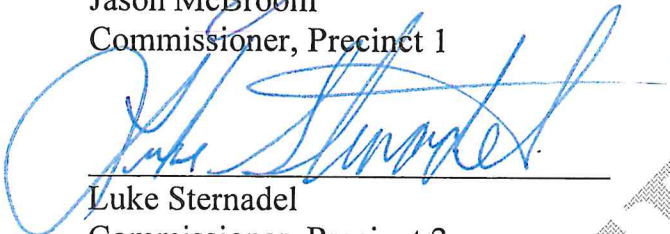
Meeting adjourned at 10:27 a.m., February 22, 2024, on motion by Commissioner Brossmann, seconded by Commissioner Sternadel, votes for 5, votes against 0.


APPROVED this 14th day of March, 2024.




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

