

MINUTES OF COMMISSIONERS COURT MEETING

I.

Attached hereto is/are public notice(s) posted for the meeting of **June 13, 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; Josh Vandever, EMS Director;

Angela Hahn, Emergency Management Coordinator;

Debra Maddox, Airport Manager; Billy Roensch, Constable Precinct 1;

Cindy Havelka, County Auditor; Cassie Austin, Court Administrator;

Clint Sternadel, County Inspector & Office of Development & Permitting;

Bradley Wunderlich, EMS

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 **9:00 a.m.** on motion by Commissioner **Brossmann**, seconded by Commissioner **Berkenhoff**, votes for **5**, votes against **0**.

AGENDA ACTION:

1. SUBJECT: Consider and take appropriate action in approving the following minutes from previous meetings:
 - i. May 23, 2024 – Regular Meeting
 - ii. May 30, 2024 – Special Meeting

ACTION: Approved minutes from the May 23, 2024 Regular Meeting and the May 30, 2024 Special Meeting.

PERSONS APPEARING BEFORE THE COURT: Brenda Fietsam, County Clerk

MOVED BY COMM.R. McBroom, SECONDED BY COMM.R. Sternadel

Commr. McBroom, vote for X, vote against _____

Commr. Sternadel, vote for X, vote against _____

Commr. Berkenhoff, 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: Ron Briggs; Jonathon Ellis, Juneteenth Committee Representative

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: Accepted all public comments.

Closed public comments.

PERSONS APPEARING BEFORE THE COURT: Ron Briggs; Jonathon Ellis, Juneteenth Committee Representative

See attached hereto marked "Exhibit B"

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: Consider and take appropriate action in approving the Final Plat from Ryan Pope of Schwenke Acres Subdivision located in Precinct 4.**

ACTION: Approved the Final Plat from Ryan Pope of Schwenke Acres Subdivision located in Precinct 4.

See attached hereto marked "Agenda Action 3 Exhibit"

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

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. Berkenhoff, vote for X, vote against _____
Commr. Brossmann, vote for X, vote against _____
Judge Mueller, vote for X, vote against _____

4. **SUBJECT: Consider and take appropriate action in approving the Final Plat for Round Top Reserve subdivision from Brad Carter.**

ACTION: Approved the Final Plat for Round Top Reserve subdivision from Brad Carter.

See attached hereto marked "Agenda Action 4 Exhibit"

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

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

5. **SUBJECT:** Consider and take appropriate action in approving the preliminary Plat for Townsend Reserves at Round Top subdivision from Terry Ward.

ACTION: Approved the preliminary Plat for Townsend Reserves at Round Top subdivision from Terry Ward.

See attached hereto marked "Agenda Action 5 Exhibit"

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

MOVED BY COMMR. Sternadel, SECONDED BY COMMR. McBroom

Commr. McBroom, vote for X, vote against _____

Commr. Sternadel, vote for X, vote against _____

Commr. Berkenhoff, 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 concerning the following applications requesting the division of real property: David & Wendy Cooper located in Precinct 1; The Country Trailer Park LLC located in Precinct 2.

ACTION: Approved Applications requesting the division of real property: David & Wendy Cooper located in Precinct 1, and Country Trailer Park LLC located in Precinct 2, pending submittals of survey conforming to regulations of the County from both properties.

See attached hereto marked "Agenda Action 6 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Clint Sternadel, County Inspector & Office of Development & Permitting; William Bernsen; Brad Carter, 800 Builders LLC.

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. Berkenhoff, vote for X, vote against _____

Commr. Brossmann, vote for X, vote against _____

Judge Mueller, vote for X, vote against _____

7. **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 7 Exhibit"

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

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

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

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

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

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

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

8. **SUBJECT: Approve Application for Permit to Lay Temporary Water Line in Road Right-of-Way, submitted by Magnolia Oil & Gas Operating, LLC, for said water line to be placed along Shumacher Road and Kasmiersky Road (Precinct 2), all public county roads located in Fayette County, Texas.**

ACTION: Approved Application for Permit to Lay Temporary Water Line in Road Right-of-Way, submitted by Magnolia Oil & Gas Operating, LLC, for said water line to be placed along Shumacher Road and Kasmiersky Road (Precinct 2), all public county roads located in Fayette County, Texas.

See attached hereto marked "Agenda Action 8 Exhibit"

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

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

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

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

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

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

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

9. SUBJECT: Hear report from Josh Vandever, EMS Director.

ACTION: Accepted report from Josh Vandever, EMS Director.

See attached hereto marked "Agenda Action 9 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Josh Vandever, EMS Director

MOVED BY COMM.R. **Brossmann**, SECONDED BY COMM.R. **Berkenhoff**

Commr. McBroom, vote for X, vote against _____

Commr. Sternadel, vote for X, vote against _____

Commr. Berkenhoff, vote for X, vote against _____

Commr. Brossmann, vote for X, vote against _____

Judge Mueller, vote for X, vote against _____

10. SUBJECT: Recognize Colorado Valley Communications & Rotary Club of La Grange for tuition donation for EMS employee.

ACTION: Recognized Colorado Valley Communications & Rotary Club of La Grange for tuition donation for EMS employee.

PERSONS APPEARING BEFORE THE COURT: Josh Vandever, EMS Director; Bradley Wunderlich, EMS; Kelly Allison, Colorado Valley Communications; Hannah Janda, Rotary Club of La Grange

MOVED BY COMM.R. **Brossmann**, SECONDED BY COMM.R. **Berkenhoff**

Commr. McBroom, vote for X, vote against _____

Commr. Sternadel, vote for X, vote against _____

Commr. Berkenhoff, vote for X, vote against _____

Commr. Brossmann, vote for X, vote against _____

Judge Mueller, vote for X, vote against _____

11. 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 11 Exhibit"

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

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 _____

12. SUBJECT: Discussion regarding Muldoon Park located in Precinct 3 and take any action the Court deems necessary for the care and maintenance of said property.

ACTION: Accepted comments regarding Muldoon Park located in Precinct 3 and take any action the Court deems necessary for the care and maintenance of said property.

PERSONS APPEARING BEFORE THE COURT: **Commissioner Harvey Berckenhoff**

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 _____

13. **SUBJECT:** Consider and take appropriate action concerning a Lease Agreement (renewal) for rental of land for a Materials and Equipment Yard for Precinct 3, between Fayette County and Douglas Mica and wife Sandra Mica.

ACTION: Accepted comments concerning a Lease Agreement (renewal) for rental of land for a Materials and Equipment Yard for Precinct 3, between Fayette County and Douglas Mica and wife Sandra Mica.

See attached hereto marked "Agenda Action 13 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Commissioner Harvey Berkenhoff

MOVED BY JUDGE Mueller, SECONDED BY COMMR. McBroom

Commr. McBroom, vote for X, vote against _____

Commr. Sternadel, vote for X, vote against _____

Commr. Berkenhoff, vote for X, vote against _____

Commr. Brossmann, vote for X, vote against _____

Judge Mueller, vote for X, vote against _____

14. **SUBJECT:** Consider, discuss, and take appropriate action concerning the Fayette Regional Air Center construction project.

ACTION: Accepted comments concerning the Fayette Regional Air Center construction project; and

Requested an update at the June 27, 2024 Commissioners Court Meeting.

PERSONS APPEARING BEFORE THE COURT: Debra Maddox, Airport Manager; Commissioner Jason McBroom; Angela Hahn, Emergency Management Coordinator; Ted Jones, A-1 Construction Services

MOVED BY COMMR. Berkenhoff, SECONDED BY JUDGE Mueller

Commr. McBroom, vote for X, vote against _____

Commr. Sternadel, vote for X, vote against _____

Commr. Berkenhoff, 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, including signing an Order, regarding a request by Leonard Muesse and Ronnie Kaiser, for Fayette County, on behalf of the County and the public, to disclaim an interest in, and to vacate the interest of the County and the public, and/or to abandon streets and alleys platted and which appear on a private, professional, sealed survey of property owned by Leonard Muesse and Ronnie Kaiser, in the John F. Berry League, A-16, in the community of Winchester, Fayette County, Texas.

ACTION: Deferred to the next scheduled meeting on June 27, 2024.

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 _____

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 cost for a Narcotics Investigation Course for the Sheriff's Office narcotics officer.

ACTION: Authorized funds to be expended from the County Attorney's Office Forfeiture Funds to pay the registration cost for a Narcotics Investigation Course for the Sheriff's Office narcotics officer.

See attached hereto marked "Agenda Action 16 Exhibit"

PERSONS APPEARING BEFORE THE COURT: 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 _____

17. **SUBJECT:** Accept and approve the written plan of Fayette Water Supply Corporation to missle under Hausmann Gin Road (Precinct 4), and to place and install new water service line and meter to property located at ID 47835, and requiring Fayette Water Supply Corporation to make repairs of any resultant damage done to the roadway, sides, ditches, and right-of-way of Hausmann Gin Road, 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 missle under Hausmann Gin Road (Precinct 4), and to place and install new water service line and meter to property located at ID 47835; and

Required Fayette Water Supply Corporation to make repairs of any resultant damage done to the roadway, sides, ditches, and right-of-way of Hausmann Gin Road, 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 17 Exhibit"

PERSONS APPEARING BEFORE THE COURT: None

MOVED BY COMMR. BROSSMANN, SECONDED BY COMMR. BERKENHOFF

Commr. McBroom, vote for X, vote against _____

Commr. Sternadel, vote for X, vote against _____

Commr. Berkenhoff, vote for X, vote against _____

Commr. Brossmann, vote for X, vote against _____

Judge Mueller, vote for X, vote against _____

18. SUBJECT: Discuss, consider and take appropriate action concerning health insurance increase and take any action the Court deems necessary.

ACTION: Accepted all comments concerning the health insurance increase; and Approved the increase to be absorbed by the County.

See attached hereto marked "Agenda Action 18 Exhibit"

PERSONS APPEARING BEFORE THE COURT: **Paula Lewellen, Human Resources Manager; William Bernsen; Cindy Havelka, County Auditor; Debra Maddox, Airport Manager**

See attached hereto marked "Exhibit B"

MOVED BY JUDGE Mueller, SECONDED BY COMM'R. Sternadel

Comm'r. McBroom, vote for **X**, vote against _____

Comm'r. Sternadel, vote for **X**, vote against _____

Comm'r. Berckenhoff, vote for **X**, vote against _____

Comm'r. Brossmann, vote for **X**, vote against _____

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

19. **SUBJECT:** Acknowledge the fiber upgrades and service drop 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): Piney Creek Rd, Pietsch Kappler Rd, Warda Church rd (two sections), warda Blacktop Rd, Pin Oak Branch Rd, Jurk Rd (Precinct 1) and Kneip Rd, Noak Rd, and Waldeck Rd (Precinct 2).

ACTION: Acknowledged the fiber upgrades and service drop 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): Piney Creek Rd, Pietsch Kappler Rd, Warda Church Rd (two sections), Warda Blacktop Rd, Pin Oak Branch Rd, Jurk Rd (Precinct 1) and Kneip Rd, Noak Rd, and Waldeck Rd (Precinct 2).

See attached hereto marked "Agenda Action 19 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. Berkenhoff, vote for **X**, vote against _____

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

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

20. **SUBJECT:** Authorize the following class requests: Luke Sternadel, Commissioner Precinct 2, to attend 90th Annual South Texas County Judges and Commissioners Association Conference June 24-27, 2024 in South Padre; County Judge Dan Mueller to attend the Impaired Driving Symposium August 1-2, 2024 in College Station; Cindy Havelka, County Auditor to attend the County Administrative Training: County Budget on July 15, 2024 held in College Station, Texas.

ACTION: Authorized the following class requests: Luke Sternadel, Commissioner Precinct 2, to attend 90th Annual South Texas County Judges and Commissioners Association Conference June 24-27, 2024 in South Padre; County Judge Dan Mueller to attend the Impaired Driving Symposium August 1-2, 2024 in College Station; Cindy Havelka, County Auditor to attend the County Administrative Training: County Budget on July 15, 2024 held in College Station, Texas.

PERSONS APPEARING BEFORE THE COURT: None

MOVED BY COMMR. Sternadel, SECONDED BY COMMR. Berkenhoff
Commr. McBroom, vote for X, vote against _____
Commr. Sternadel, vote for X, vote against _____
Commr. Berkenhoff, 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 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 21 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Cindy Havelka, County Auditor

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

22. SUBJECT: Budget Workshop.

ACTION: Opened Budget Workshop for 2025.

Accepted all comments.

Closed Budget Workshop.

See attached hereto marked "Agenda Action 22 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Cindy Havelka, County Auditor; Cassie Austin, Court Administrator; Paula Lewellen, Human Resources Manager; William Bernsen

See attached hereto marked "Exhibit B"

MOVED BY JUDGE Mueller, SECONDED BY COMM'R. Berkenhoff

Comm'r. McBroom, vote for X, vote against _____

Comm'r. Sternadel, vote for X, vote against _____

Comm'r. Berkenhoff, vote for X, vote against _____

Comm'r. Brossmann, vote for X, vote against _____

Judge Mueller, vote for X, vote against _____

VIII.

Meeting adjourned at 10:28 a.m., June 13, 2024, on motion by Commissioner Brossmann, seconded by Commissioner Berkenhoff, votes for 5, votes against 0.

APPROVED this 27th day of June, 2024.

Dan Mueller

Dan Mueller
Fayette County Judge

J

Jason McBroom
Commissioner, Precinct 1

Absent

Luke Sternadel
Commissioner, Precinct 2

Harvey Berkenhoff

Harvey Berkenhoff
Commissioner, Precinct 3

Drew Brossmann

Drew Brossmann
Commissioner, Precinct 4

ATTEST:

Brenda Fietsam

Brenda Fietsam
County Clerk



Commissioners Court June 13, 2024