

**MINUTES OF COMMISSIONERS' COURT MEETING**

I.

Attached hereto is/are public notice(s) posted for the meeting of **January 22, 2018**.

II.

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

III.

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

IV.

County Officials/County Personnel present during all or any part of the meeting: **Julie Karstedt, County Clerk; Mandy Kasper, Deputy County Clerk; Randy Noviskie, Chief Deputy Sheriff; Cassie Austin, Court Administrator; Terri Hefner, Elections Administrator; Bernice Svec, Elections Administrator Assistant; Sharon Muzny, EMS Director; Kathy Kleiber, County Auditor; Harold Streicher, Assistant County Attorney; Janet Carrigan, Emergency Management Coordinator/Floodplain Administrator;**

V.

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

VI.

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

VII.

PLEDGE OF ALLEGIANCE

PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG

PLEDGE OF ALLEGIANCE TO THE TEXAS FLAG

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

INVOCATION

**AGENDA ACTION:**

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

**ACTION: Open and closed public comments. No comments were made.**

**PERSONS APPEARING BEFORE THE COURT:**

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

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

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

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

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

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

- 2. SUBJECT: Consider and take appropriate concerning approving temporary early voting locations.**

**ACTION: Approved temporary early voting locations. See attachment hereto marked "Agenda Action 2 Exhibit".**

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

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

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

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

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

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

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

3. **SUBJECT: Consider and take appropriate action concerning the Electronic Pollbook Sales Order Agreement between ES&S and Fayette County, Texas.**

**ACTION: Accepted Contract with additions subject to ES&S approval. See attachment hereto marked "Agenda Action 3 Exhibit".**

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

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

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

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

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

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

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

4. **SUBJECT: Consider and take appropriate action concerning the application from Bell Family Holdings, LTD., requesting a variance of the subdivision of real property.**

**ACTION: Approved application from Bell Family Holdings, LTD., requesting a variance of the subdivision of real property. See attachment hereto marked "Agenda Action 4 Exhibit".**

**PERSONS APPEARING BEFORE THE COURT:**

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

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

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

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

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

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

5. **SUBJECT: Acknowledge monthly call, collections, and financial report from EMS Director Sharon Muzny.**

**ACTION: Accepted monthly call, collections, and financial report. See attachment hereto marked "Agenda Action 5 Exhibit".**

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

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

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

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

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

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

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

6. **SUBJECT: Hear monthly report from Janet Carrigan, Emergency Management Coordinator and Floodplain administrator.**

**ACTION: Accepted report. See attachment hereto marked "Agenda Action 6 Exhibit".**

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

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

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

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

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

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

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

7. **SUBJECT: Consider and take appropriate action in appointing Sylvia Hebert and Alice Rudersdorf as new members of the Fayette County Historical Commission.**

**ACTION: Appointed Sylvia Hebert and Alice Rudersdorf as new members of the Fayette County Historical Commission. See attachment hereto marked "Agenda Action 7 Exhibit".**

**PERSONS APPEARING BEFORE THE COURT:**

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

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

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

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

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

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

8. **SUBJECT: Discussion with possible action concerning the Fayette County Personnel Policy Manual Section 3.10 Policy on Emergency Closings.**

**ACTION: Amend Fayette County Personnel Policy Manual Section 3.10 Policy on Emergency Closings, to say regular scheduled hours.**

**PERSONS APPEARING BEFORE THE COURT: Janet Carrigan, Emergency Management Coordinator/Floodplain Administrator; Harold Steicher, Assistant County Attorney; Kathy Kleiber, County Auditor; Randy Noviskie, Chief Deputy Sheriff;**

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

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

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

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

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

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

9. **SUBJECT: Consider and take appropriate action on amending the three (3) Advance Funding Agreements, for the replacement or rehabilitation of three (3) bridges off the state system, between the Texas Department of Transportation and Fayette County, Texas re: S. Knezek Rd. over Mulberry Creek; Willow Springs Rd. over Cummins Creek; and Piney Creek Rd. over Piney Creek (Prcts 1, 2 & 3).**

**ACTION: Signed Advance Funding Agreements, for the replacement or rehabilitation of three (3) bridges off the state system, between the Texas Department of Transportation and Fayette County, Texas: S. Knezek Rd. over Mulberry Creek; Willow Springs Rd. over Cummins Creek; and Piney Creek Rd. over Piney Creek (Prcts 1,2, & 3). See attachment hereto marked "Agenda Action 9 Exhibit".**

PERSONS APPEARING BEFORE THE COURT:

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

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

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

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

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

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

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

**ACTION: Approved subdivision of real property applications that have been acknowledged as exempt from Fayette County Subdivision Regulations by statute, as provided to the Fayette County Commissioners' Court by the Fayette County Inspector. See attachment hereto marked "Agenda Action 10 Exhibit".**

PERSONS APPEARING BEFORE THE COURT:

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

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

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

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

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

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

11. **SUBJECT: Consider and take appropriate action in authorizing Dawn Moore, Fayette County 9-1-1 Addressing & Mapping Coordinator, to attend the 2018 Texas Public Safety Conference scheduled April 8-11, in Galveston, Texas. The conference registration and travel cost will be funded by the Capital Area Emergency Communications District.**

**ACTION: Allowed Dawn Moore, Fayette County 9-1-1 Addressing & Mapping Coordinator, to attend the 2018 Texas Public Safety Conference scheduled April 8-11 in Galveston, Texas. The conference registration and travel cost will be funded by the Capital Area Emergency Communications District. See attachment hereto marked "Agenda Action 11 Exhibit".**

PERSONS APPEARING BEFORE THE COURT:

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

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

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

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

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

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

12. **SUBJECT: Consider and take appropriate action in authorizing Dr. Randy Albers, Justice of the Peace, Precinct 1, to attend New Judge's Training, March 27 -30, 2018, in Austin, Texas.**

**ACTION: Allowed Dr. Randy Albers, Justice of the Peace, Precinct 1, to attend New Judge's Training, March 27-30, 2018, in Austin, Texas. See attachment hereto marked "Agenda Action 12 Exhibit".**

PERSONS APPEARING BEFORE THE COURT:

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

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

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

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

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

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

13. **SUBJECT: Consider and take appropriate action in authorizing Sheriff Keith Korenek and the Drug Interdiction Task Force Officers to attend the National Conference, April 30 – May 4, 2018, in Denver, Colorado, for an Awards presentation; this will be paid for by the Sheriff Forfeiture Fund.**

**ACTION: Allowed Sheriff Keith Korenek and the Drug Interdiction Task Force Officers to attend the National Conference, April 30- May 4, 2018 in Denver, Colorado, for an Awards presentation; this will be paid for by the Sheriff Forfeiture Fund. See attachment hereto marked "Agenda Action 13 Exhibit".**

PERSONS APPEARING BEFORE THE COURT:

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

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

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

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

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

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

14. **SUBJECT: Consider and take appropriate action in authorizing the County Judge and County Commissioners to attend the V.G. Young Institute of County Government School for County Commissioners Agenda, February 20-22, 2018, in College Station, Texas.**

**ACTION: Allowed County Judge and County Commissioners to attend the V.G. Young Institute of County Government School for County Commissioners Court Agenda, February 20-22 2018, in College Station, Texas. See attachment hereto marked "Agenda Action 14 Exhibit".**

PERSONS APPEARING BEFORE THE COURT:

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

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

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

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

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

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

15. **SUBJECT: Consider and take appropriate action concerning the Annual County Membership Dues with Texas Association of Counties for the term of 1/1/2018 thru 12/31/2018.**

**ACTION: Renewed Annual County Membership Dues with Texas Association of Counties for the term of 1/1/2018 thru 12/31/2018. See attachment hereto marked "Agenda Action 15 Exhibit".**

PERSONS APPEARING BEFORE THE COURT:

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

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

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

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

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

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

16. **SUBJECT: Consider and take appropriate action concerning 2017 Budget Amendments.**

**ACTION: Approved 2017 Budget Amendments. See attachment hereto marked "Agenda Action 16 Exhibit".**

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

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

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

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

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

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

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

17. **SUBJECT: Consider and take appropriate action concerning the approval of charging a fee for additional copies of W-2 Forms when requested by Fayette County employees.**

**ACTION: Agreed to charge \$5 for additional copies of W2 Form after April 30th.**

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

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

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

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

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

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

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

18. **SUBJECT: Consider and take appropriate action concerning salary changes, if any, made during the period of December 27, 2017 through January 21, 2018.**

**ACTION: Approved salary changes, if any, made during the period of December 27, 2017 through January 21, 2018. See attachment hereto marked "Agenda Action 18 Exhibit".**

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

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

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

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

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

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

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

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

**ACTION: Paid currently due Fayette County bills and expenses. See attachment hereto marked "Agenda Action 19 Exhibit".**

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

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

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

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

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

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

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

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

**I. December 11, 2017 – Regular Meeting**

**II. December 18, 2017 – Special Meeting**

**III. December 27, 2017 - Regular Meeting**

**ACTION: Approved the following minutes from previous meetings.**

**PERSONS APPEARING BEFORE THE COURT: Julie Karstedt, County Clerk;**

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

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

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

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

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

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

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

**ACTION: Accepted comments from Commissioner McBroom and Judge Janecka.**

PERSONS APPEARING BEFORE THE COURT:

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

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

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

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

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

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

VIII.

Meeting adjourned at **9:50 a.m., January 22, 2018**, on motion by Commissioner **McBroom**, seconded by Commissioner **Berckenhoff**, votes for **5**, votes against **0**.

APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

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

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

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

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

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

ATTEST:

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