MINUTES OF COMMISSIONERS COURT MEETING

I.

Attached hereto is/are public notice(s) posted for the meeting of October 31, 2019.

II.

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

III.

Attendance: County Judge Joe Weber 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, Tom Muras Present

IV.

County Officials/County Personnel present during all or any part of the meeting:

Mandy Kasper, Deputy County Clerk; Brenda Fietsam, County Clerk; Cassie Austin, Court Administrator; Kathy Kleiber, Auditor; Clint Sternadel, Designated Representative Sewage and Subdivision Regulation Inspection Enforcement; Blake Watson, Assistant County Attorney; Garret Durrenberger, Detective

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 **Muras**, seconded by Commissioner **Sternadel**, 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."

I N V O C A T I O N

Commissioners Court October 31, 2019

AGENDA ACTION:

1.	SUBJECT: Consider and take appropriate action in approving the following minutes from previous meetings:
	I. October 17, 2019 – Regular Meeting
	ACTION: Approved minutes from previous meeting.
	PERSONS APPEARING BEFORE THE COURT: Brenda Fietsam, County Clerk
	MOVED BY COMMR. Sternadel, SECONDED BY COMMR. Berckenhoff. Commr. McBroom, vote for X, vote against Commr. Sternadel, vote for X, vote against Commr. Berckenhoff, vote for X, vote against Commr. Muras, vote for X, vote against Judge Weber, vote for X, vote against
2.	SUBJECT: Open public comments – petitions, requests or statements by the public. Close.
	ACTION: Opened public comments. Accepted comments from Commissioner Muras about the Recycle Center temporary halting household and hazardous waste. Closed public comments.
	PERSONS APPEARING BEFORE THE COURT: Commissioner Muras.
	MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. McBroom.

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

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

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

Commr. Muras, vote for **X**, vote against ______

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

3.	SUBJECT: Consider and take appropriate action concerning the approval of the preliminary plat for Round Top Ridge located in Precinct 2.
	ACTION: Approved preliminary plat for Round Top Ridge located in Precinct 2. See attachment hereto marked "Agenda Action 3 Exhibit".
	PERSONS APPEARING BEFORE THE COURT: Clint Sternadel, Designated Representative Sewage and Subdivision Regulation Inspection Enforcement; Tim Sanders, BEFCO
	MOVED BY COMMR. Sternadel, SECONDED BY COMMR. McBroom. Commr. McBroom, vote for X, vote against Commr. Sternadel, vote for X, vote against Commr. Berckenhoff, vote for X, vote against Commr. Muras, vote for X, vote against Judge Weber, vote for X, vote against
4.	SUBJECT: Consider and take appropriate action concerning the request from David McCall to use the Fayette County Agricultural Building's main meeting room for the Austin Regional Science Fair, scheduled for Saturday, January 11 th , 2020.
	ACTION: Approved the request from David McCall to use the Fayette County Agricultural Building's main meeting room for the Fayette County Science Fair, scheduled for Saturday, January 11 th , 2020. See attachment hereto marked "Agenda Action 4 Exhibit".
	PERSONS APPEARING BEFORE THE COURT: David McCall, Fayette County Science Fair
	MOVED BY COMMR. Berckenhoff , SECONDED BY COMMR. Muras. Commr. McBroom, vote for X , vote against Commr. Sternadel, vote for X , vote against Commr. Berckenhoff, vote for X , vote against Commr. Muras, vote for X , vote against Judge Weber, vote for X , vote against

5.	SUBJECT: Discuss, consider, and take appropriate action concerning the Burn Ban.
	ACTION: Lifted Burn Ban. See attachment hereto marked "Agenda Action SExhibit".
	PERSONS APPEARING BEFORE THE COURT:
	MOVED BY COMMR. Muras, SECONDED BY COMMR. Sternadel. Commr. McBroom, vote for X, vote against Commr. Sternadel, vote for X, vote against Commr. Berckenhoff, vote for X, vote against Commr. Muras, vote for X, vote against Judge Weber, vote for X, vote against
6.	SUBJECT: Discuss, consider, and take appropriate action concerning the EMS Headquarters and Station One Construction Project.
	ACTION: Accepted all comments concerning the EMS Headquarters and Station One Construction Project.
	PERSONS APPEARING BEFORE THE COURT: Clint Sternadel, Designated Representative Sewage and Subdivision Regulation Inspection Enforcement Thomas Culberson, Krueger
	MOVED BY COMMR. Berckenhoff , SECONDED BY COMMR. Sternadel. Commr. McBroom, vote for X , vote against Commr. Sternadel, vote for X , vote against Commr. Berckenhoff, vote for X , vote against Commr. Muras, vote for X , vote against Judge Weber, vote for X , vote against

7.	SUBJECT: Consider and take appropriate action in acknowledging the 2020 EMS Holiday Shift for EMS full-time non-exempt field employees.
	ACTION: Acknowledged and Approved the 2020 EMS Holiday Shift for EMS full-time non-exempt field employees. See attachment hereto marked "Agenda Action 7 Exhibit".
	PERSONS APPEARING BEFORE THE COURT: Cassie Austin, Court 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. Muras, vote for X, vote against Judge Weber, vote for X, vote against
8.	SUBJECT: Consider and take appropriate action concerning the current Rental & Services Order Agreement with Gorman's Laundry LLC.
	ACTION: Accepted all comments. See attachment hereto marked "Agenda Action 8 Exhibit".
	ADDITIONAL COMMENTS: Ask Gorman's Laundry LLC to send a representative to next scheduled meeting.
	PERSONS APPEARING BEFORE THE COURT: Commissioner McBroom; Cassie Austin, Court Administrator; Kathy Kleiber, Auditor
	MOVED BY COMMR. McBroom, SECONDED BY COMMR. Muras. Commr. McBroom, vote for X, vote against Commr. Sternadel, vote for X, vote against Commr. Berckenhoff, vote for X, vote against Commr. Muras, vote for X, vote against Judge Weber, vote for X, vote against

9. SUBJECT: Consider and take appropriate action by accepting and approving the plan of Colorado Valley Telephone Cooperative, Inc (CVTC) to install new buried copper cables within the corridors of the following road(s): Kirkham Road (Precinct 1), and requiring CVTC to be responsible for repairs, and/or being required to make repairs, of direct or collateral damage, if any, caused by CVTC, and/or its contractors, to the preceding road, and to other utilities utilizing the public right-of-ways.

ACTION: Accepted and Approved the plan of Colorado Valley Telephone Cooperative, Inc (CVTC) to install new buried copper cables within the corridors of the following road(s): Kirkham Road (Precinct 1), and Required CVTC to be responsible for repairs, and/or being required to make repairs, of direct or collateral damage, if any, caused by CVTC, and/or its contractors, to the preceding road, and to other utilities utilizing the public right-of-ways. See attachment hereto marked "Agenda Action 9 Exhibit".

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

10. SUBJECT: Consider and take appropriate action by accepting and approving the plan of Colorado Valley Telephone Cooperative, Inc (CVTC) to install new buried fiber optic cables within the corridors of the following road(s): Anders Daniels Road (Precinct 1) and Boulton Creek Road (Precinct 3), and requiring CVTC to be responsible for repairs, and/or being required to make repairs, of direct or collateral damage, if any, caused by CVTC, and/or its contractors, to the preceding roads, and to other utilities utilizing the public right-of-ways.

ACTION: Accepted and Approved the plan of Colorado Valley Telephone Cooperative, Inc (CVTC) to install new buried fiber optic cables within the corridors of the following road(s): Anders Daniels Road (Precinct 1) and Boulton Creek Road (Precinct 3), and Required CVTC to be responsible for repairs, and/or being required to make repairs, of direct or collateral damage, if any, caused by CVTC, and/or its contractors, to the preceding roads, and to other utilities utilizing the public right-of-ways. See attachment hereto marked "Agenda Action 10 Exhibit".

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

11. SUBJECT: Consider and take appropriate action by accepting and approving the plan of Fayette Electric Cooperative, Inc., to set one secondary pole in the county right-of-way along Old Park Road (Precinct 2), to extend electric service to communication equipment of Colorado Valley Telephone Cooperative, Inc.

ACTION: Accepted and Approved the plan of Fayette Electric Cooperative, Inc., to set one secondary pole in the county right-of-way along Old Park Road (Precinct 2), to extend electric service to communication equipment of Colorado Valley Telephone Cooperative, Inc. See attachment hereto marked "Agenda Action 11 Exhibit".

12. SUBJECT: Consider and take appropriate action by accepting and approving the written plan of Fayette Water Supply Corporation to bore under West Point Loop (Precinct 1), and place and install a new water service line and meter for a customer located at property ID R30380, and requiring Fayette Water Supply Corporation to make repairs of any resultant damage done to the roadway, sides, ditches, and right-of-way of West Point 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 West Point Loop (Precinct 1), and place and install a new water service line and meter for a customer located at property ID R30380, and Required Fayette Water Supply Corporation to make repairs of any resultant damage done to the roadway, sides, ditches, and right-of-way of West Point 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 attachment hereto marked "Agenda Action 12 Exhibit".

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

13. SUBJECT: Consider and take appropriate action concerning granting Application for Pipeline Public Road Bored Crossing Permit, submitted by Fayette Service Company, LLC, for said gas pipeline to cross under Schumacher Rd (Precinct 2), a public county road located in Fayette County, Texas.

ACTION: Granted Application for Pipeline Public Road Bored Crossing Permit, submitted by Fayette Service Company, LLC, for said gas pipeline to cross under Schumacher Rd (Precinct 2), a public county road located in Fayette County, Texas. See attachment hereto marked "Agenda Action 13 Exhibit".

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

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

14. SUBJECT: Consider and take appropriate action in acknowledging four (4) General and No Litigation Certificates of Fayette County, for the benefit of the Attorney General of the State of Texas, regarding Capital Area Housing Finance Corporation (CAHFC): (1) Multifamily Housing Governmental Note (Auro Crossing Apartments), Series 2019, located in Austin ETJ, Williamson County; (2) Multifamily Tax-Exempt Mortgage-Backed Bonds (M-TEBS) (Legacy Senior Residences), Series 2019, located in Round Rock, Williamson County; (3) Multifamily Housing Revenue Bonds (Residences of Stillwater), Series 2019, located in Georgetown, Williamson County; and (4) Multifamily Housing Revenue Bonds (Riverstone), Series 2020 located in San Marcos, Hays County, and authorizing the County Judge to sign all necessary paperwork.

ACTION: Acknowledged four (4) General and No Litigation Certificates of Fayette County, for the benefit of the Attorney General of the State of Texas, regarding Capital Area Housing Finance Corporation (CAHFC): (1) Multifamily Housing Governmental Note (Auro Crossing Apartments), Series 2019, located in Austin ETJ, Williamson County; (2) Multifamily Tax-Exempt Mortgage-Backed Bonds (M-TEBS) (Legacy Senior Residences), Series 2019, located in Round Rock, Williamson County; (3) Multifamily Housing Revenue Bonds (Residences of Stillwater), Series 2019, located in Georgetown, Williamson County; and (4) Multifamily Housing Revenue Bonds (Riverstone), Series 2020 located in San Marcos, Hays County, and Authorized the County Judge to sign all necessary paperwork. See attachment hereto marked "Agenda Action 14 Exhibit".

ADDITIONAL COMMENTS: CAHFC to send a repsentative to talk to the court about what they do.

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

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

15. SUBJECT: Consider and take appropriate action in authorizing the County Auditor to advertise for bids for an Ambulance chassis as per the 2020 Budget. ACTION: Authorized the County auditor to advertise for bids for an Ambulance chassis as per the 2020 Budget. See attachment hereto marked "Agenda Action 15 Exhibit". PERSONS APPEARING BEFORE THE COURT: Kathy Kleiber, Auditor MOVED BY COMMR. Muras, SECONDED BY COMMR. Berckenhoff. Commr. McBroom, vote for **X**, vote against _____ Commr. Sternadel, vote for **X**, vote against Commr. Berckenhoff, vote for **X**, vote against Commr. Muras, vote for **X**, vote against Judge Weber, vote for **X**, vote against SUBJECT: Consider and take appropriate action concerning Fayette County **16.** purchasing for Precinct 3 a new 2019 John Deer 524L Loader presently located at RDO Equipment Co., 16415 N IH-35, Pflugerville, Texas 78660, for the total Sourcewell Pricing of \$137,047.00 payable to RDO Equipment Co., using Precinct 3 Road and Bridge funds that are available and in the 2020 Precinct 3 budget, and authorizing County personnel to sign all necessary and required paperwork. ACTION: Allowed Fayette County to purchase for Precinct 3 a new 2019 John Deer 524L Loader presently located at RDO Equipment Co., 16415 N IH-35, Pflugerville, Texas 78660, for the total Sourcewell Pricing of \$137,047.00 payable to RDO Equipment Co., using Precinct 3 Road and Bridge funds that are available and in the 2020 Precinct 3 budget, and Authorized County personnel to sign all necessary and required paperwork. See attachment hereto marked "Agenda Action 16 Exhibit". PERSONS APPEARING BEFORE THE COURT: MOVED BY COMMR. Muras, SECONDED BY COMMR. Sternadel. Commr. McBroom, vote for **X**, vote against Commr. Sternadel, vote for **X**, vote against _____

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

Commr. Muras, vote for **X**, vote against ______

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

17.	SUBJECT: Consider and take appropriate action in authorizing the County Auditor to advertise for lease purchase for new John Deere 524L Loader for Road & Bridge Precinct 3 as per the 2020 Budget.
	ACTION: Authorized the County Auditor to advertise for lease purchase for new John Deere 524L Loader for Road & Bridge Precinct 3 as per the 2020 Budget.
	PERSONS APPEARING BEFORE THE COURT:
	MOVED BY COMMR. McBroom , SECONDED BY COMMR. Sternadel. Commr. McBroom, vote for X , vote against Commr. Sternadel, vote for X , vote against Commr. Berckenhoff, vote for X , vote against Commr. Muras, vote for X , vote against Judge Weber, vote for X , vote against
18.	SUBJECT: Consider and take appropriate action concerning the Annual Airport Operator's Liability Insurance with The Nitsche Group for the term of 11/09/2020.
	ACTION: Renewed the Annual Airport Operator's Liability Insurance with The Nitsche Group for the term of 11/09/2020. See attachment hereto marked "Agenda Action 18 Exhibit".
	PERSONS APPEARING BEFORE THE COURT: Kathy Kleiber, 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. Muras, vote for X, vote against Judge Weber, vote for X, vote against

19.	SUBJECT: Consider and take appropriate action in approving the audit and subsequent FY2019 Chapter 59 Asset Forfeiture Report, of the County Attorney, who is the attorney representing the State, as required by Article 59.06, Code of Criminal Procedure.
	ACTION: Approved the audit and subsequence FY2019 Chapter 59 Asset Forfeiture Report, of the County Attorney, who is the attorney representing the State, as required by Article 59.06, Code of Criminal Procedure.
	PERSONS APPEARING BEFORE THE COURT: Kathy Kleiber, 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. Muras, vote for X , vote against Judge Weber, vote for X , vote against
20.	SUBJECT: Consider and take appropriate action on bids on property not sold at Sheriff's Sale – Cause Nos. 1836, 1147, 2994, 2921, 2935, 2924, 3065, 3383, 3448, 3491, 3501, 3525, & 3530 - La Grange ISD.
	ACTION: Rejected bids on property not sold at Sheriff's Sale – Cause Nos. 1836, 1147, 2994, 2921, 2935, 2924, 3065, 3383, 3448, 3491, 3501, 3525, & 3530 - La Grange ISD. See attachment hereto marked "Agenda Action 20 Exhibit".
4	PERSONS APPEARING BEFORE THE COURT: Cassie Austin, Court Administrator
	MOVED BY COMMR. Muras, SECONDED BY COMMR. Bercckenhoff. Commr. McBroom, vote for X, vote against Commr. Sternadel, vote for X, vote against Commr. Berckenhoff, vote for X, vote against Commr. Muras, vote for X, vote against Judge Weber, vote for X, vote against

21. SUBJECT: Consider and take action in acknowledging Certificate of Completion awarded to Brenda Fietsam, County Clerk, for completing the required 20 hours of Continuing Education for 2019 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 2019 as prescribed in Section 51.605 of the Texas Government Code. See attachment hereto marked "Agenda Action 21 Exhibit". PERSONS APPEARING BEFORE THE COURT: Brenda Fietsam, County Clerk MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Muras. Commr. McBroom, vote for **X**, vote against Commr. Sternadel, vote for **X**, vote against Commr. Berckenhoff, vote for **X**, vote against Commr. Muras, vote for **X**, vote against _____ Judge Weber, vote for **X**, vote against 22. SUBJECT: Consider and take appropriate action in authorizing Brenda Fietsam, County Clerk, and Pam Vinklarek, Deputy Clerk, to attend the Texas Vital Statistics Conference December 4-6, 2019, in Georgetown, Texas. ACTION: Authorized Brenda Fietsam, County Clerk, and Pam Vinklarek, Deputy Clerk, to attend the Texas Vital Statistics Conference December 4-6, 2019, in Georgetown, Texas. See attachment hereto marked "Agenda Action 22 Exhibit". PERSONS APPEARING BEFORE THE COURT: MOVED BY COMMR. McBroom, SECONDED BY COMMR. Sternadel. Commr. McBroom, vote for **X**, vote against _____ Commr. Sternadel, vote for **X**, vote against _____ Commr. Berckenhoff, vote for **X**, vote against _____ Commr. Muras, vote for **X**, vote against _____

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

23.	SUBJECT: Consider and take appropriate action concerning salary changes, if any, made in the period of $09/23/2019$ through $10/20/2019$.	
	ACTION: Approved salary changes made in the period of 09/23/2019 through 10/20/2019. See attachment hereto marked "Agenda Action 23 Exhibit".	
	PERSONS APPEARING BEFORE THE COURT: Kathy Kleiber, Auditor	
	MOVED BY COMMR. Berckenhoff , SECONDED BY COMMR. McBroom. Commr. McBroom, vote for X , vote against Commr. Sternadel, vote for X , vote against	
	Commr. Berckenhoff, vote for X , vote against Commr. Muras, vote for X , vote against Judge Weber, vote for X , vote against	
24.	SUBJECT: Consider and take appropriate action concerning in approving the payment of currently due Fayette County bills and expenses.	
	ACTION: Approved the payment of currently due Fayette County bills and expenses. See attachment hereto marked "Agenda Action 4 Exhibit".	
	PERSONS APPEARING BEFORE THE COURT: Kathy Kleiber, Auditor	
	MOVED BY COMMR. Sternadel, SECONDED BY COMMR. Berckenhoff. Commr. McBroom, vote for X , vote against Commr. Sternadel, vote for X , vote against Commr. Berckenhoff, vote for X , vote against Commr. Muras, vote for X , vote against Judge Weber, vote for X , vote against	

25. SUBJECT: Discuss, consider, and take appropriate action concerning the 2019 Fayette County Employee Christmas Party (not funded by Fayette County).

ACTION: Accepted all comments concerning the 2019 Fayette County Employee Christmas Party (not funded by Fayette County).

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

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

VIII.

Meeting adjourned at **9:59 a.m.**, **October 31, 2019, on** motion by Commissioner **Berckenhoff**, seconded by Commissioner **McBroom**, votes for **5**, votes against **0**.

Joseph Weber	
Fayette County Judge	
Jason McBroom	
Commissioner, Precinct 1	
Luke Sternadel	
Commissioner, Precinct 2	
Harvey Berckenhoff	
Commissioner, Precinct 3	
Tom Muras	
Commissioner, Precinct 4	
ATTEST:	
Brenda Fietsam	
County Clerk	

APPROVED this 14th day of November, 2019.