

MINUTES OF COMMISSIONERS COURT MEETING

I.

Attached hereto is/are public notice(s) posted for the meeting of **March 14, 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: **Brenda Fietsam, County Clerk; Mandy Kasper, Deputy County Clerk; Randy Noviskie, Chief Deputy Sheriff; Cassie Austin, Court Administrator; Sharon Muzny, EMS Director; Harold Streicher, Assistant County Attorney; Blake Watson, Assistant County Attorney; Clint Sternadel, Designated Representative Subdivision Enforcement; Kathy Kleiber, Auditor;**

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: No action taken.

PERSONS APPEARING BEFORE THE COURT:

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. Muras, vote for __, vote against __
Judge Weber, vote for __, vote against _

2. **SUBJECT: Consider and take appropriate action in signing proclamation proclaiming the month of April, 2019 as Autism Awareness Month in Fayette County.**

ACTION: Signed proclamation proclaiming the month of April, 2019 as Autism Awareness Month in Fayette County. See attachment hereto marked "Agenda Action 2 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Susie Shank, Director Turtle Wing Foundation;

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 _

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

ACTION: Accepted report from Clint Sternadel; Designated Representative Subdivision Enforcement. Clint informed the court that the roof should be finished by next week, electricians and plumbers should be on site next week. The windows should be in this week. There is also a drainage problem, water is standing in the back of the property.

PERSONS APPEARING BEFORE THE COURT: Clint Sternadel, Designated Representative Subdivision Enforcement; Gary Hafernack, Krueger Construction; TJ Culberson, Krueger Construction;

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 _

4. **SUBJECT: Consider and take appropriate action concerning approving change orders for the EMS Headquarters and Station One Construction Project and authorizing the County Judge to sign any and all necessary paperwork.**

ACTION: Approved change orders for the EMS Headquarters and Station One Construction Project and authorized the County Judge to sign any and all necessary paperwork. See attachment hereto marked "Agenda Action 4 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Clint Sternadel, Designated Representative Subdivision Enforcement; Sharon Muzny, EMS Director; Darren Heine, BBA;

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 _

5. **SUBJECT: Consider, discuss, and possibly approve the Agreement with ES&S for the purchase, for the Fayette County Elections Office, of a DS450 High Speed Digital Scanner (ballot tabulating equipment), new election software for reporting election night results, 30 new HAVA compliant ExpressVote Ballot Marking Devices with cases to replace the Automark ballot marking devices, 12 ExpressVote printers, and all software and all associated and related items, with one year of maintenance, licenses, and support included.**

ACTION: Approved agreement with ES&S for the purchase, for the Fayette County Elections Office, of a DS450 High Speed Digital Scanner (ballot tabulating equipment), new election software for reporting election night results, 30 new HAVA compliant ExpressVote Ballot Marking Devices with cases to replace the Automark ballot marking devices, 12 ExpressVote printers, and all software and all associated and related items, with one year of maintenance, licenses, and support included. Terri Hefner, Elections Administrator, informed the court that she talked to the reps and the equipment should be delivered around May 15, 2019, it should be installed and ready to use by the November election. After the equipment is installed and set up, a year warranty goes into effect; after that one year is up the warranty will be for five years. Kathy Kleiber, Auditor, sent out financing bids this week asking for a five year pay off. See attachment hereto marked "Agenda Action 5 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Terri Hefner, Elections Administrator; Harold Streicher, Assistant County Attorney; Kathy Kleiber, County Auditor;

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 _

6. **SUBJECT: Consider and take appropriate action in approving a Collection Service Agreement, and a Business Associate Agreement, between Fayette County, on behalf of the Fayette County EMS Department, and Credit Bureau Systems Inc., for the collection of delinquent payments owed for the services of EMS.**

ACTION: Deferred until regular scheduled meeting.

PERSONS APPEARING BEFORE THE COURT: Harold Streicher, Assistant County Attorney;

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 _

7. **SUBJECT: Consider and take appropriate action in approving all documents and letters necessary to be included in the Texas Ambulance Supplemental Payment Program, in order to receive supplemental reimbursement payments from the Medicaid Program.**

ACTION: Authorized Judge Weber, Kathy Kleiber, and Sharon Muzny to approve and sign all documents and letters necessary to be included in the Texas Ambulance Supplemental Payment Program in order to receive supplemental reimbursement payments from the Medicaid Program. See attachment hereto marked "Agenda Action 7 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Sharon Muzny, EMS Director; Harold Streicher, Assistant County Attorney;

MOVED BY COMMR. Muras, 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 _

8. **SUBJECT: Consider and take appropriate action regarding a Service Agent Agreement with Any Time Analysis, and regarding a proposal, and an agreement, from Pinnacle Medical Management Corp., for drug and alcohol testing for new county employees, and for the County's CDL Drivers, and for any other incidents or accidents where testing is required, including random and reasonable suspicion testing.**

ACTION: Approved Service Agent Agreement with Anytime Analysis, with amendments being made to hours of operation with no charge to County, for drug and alcohol testing for new county employees, and for the County's CDL Drivers, and for any other incidents or accidents where testing is required, including random and reasonable suspicion testing. See attachment hereto marked "Agenda Action 8 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Blake Watson, Assistant County Attorney; Brian Neal, Anytime Analysis; JoAnnie Neal, Anytime Analysis;

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

9. **SUBJECT: Hear status report from Janet Carrigan, Emergency Management Coordinator and Floodplain Administrator.**

ACTION: Deferred until later date.

PERSONS APPEARING BEFORE THE COURT:

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. Muras, vote for _____, vote against

Judge Weber, vote for _____, vote against

10. **SUBJECT: Consider and take appropriate action concerning the 2019 Forfeiture Fund Budget prepared by the Fayette County Sheriff.**

ACTION: Approved 2019 Forfeiture Fund Budget prepared by the Fayette County Sheriff. See attachment hereto marked "Agenda Action 10 Exhibit".

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

11. **SUBJECT: Consider and take appropriate action in acknowledging the 2018 Racial Profiling Report as submitted by the Fayette County Sheriff's Department.**

ACTION: Accepted the 2018 Racial Profiling Report as submitted by the Fayette County Sheriff's Department. See attachment hereto marked "Agenda Action 11 Exhibit".

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

MOVED BY COMMR. Muras, 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 _

12. **SUBJECT: Consider and take appropriate action concerning the transfer of a 2009 Ford F-150 from the Sheriff's Department to the Judge's Office for use by the Courthouse Maintenance employee.**

ACTION: Accepted transfer of a 2009 Ford F-150 from the Sheriff's Department to the Judge's Office for us by the Courthouse Maintenance employee.

PERSONS APPEARING BEFORE THE COURT: Randy Noviskie, Chief Deputy Sheriff; Kathy Kleiber, 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. Muras, vote for **X**, vote against __
Judge Weber, vote for **X**, vote against _

13. **SUBJECT: Consider and take appropriate action concerning Fayette County purchasing for Precinct 1 a used 2014 International Truck Tractor (VIN 3HSXYSNRXEN795882), presently located at Arrow Truck Sales, 3140 Irving Blvd, Dallas, Texas 75247, for \$45,250.00 payable to Arrow Truck Sales, using Precinct 1 Road and Bridge funds that are available and in the 2019 Precinct 1 budget, and authorizing County personnel to sign all necessary and required paperwork.**

ACTION: Accepted the purchase for Precinct 1a used 2014 International Truck Tractor (VIN 3HSXYSNRXEN795882), presently located at Arrow Truck Sales, 3140 Irving Blvd, Dallas, Texas 75247, for \$45, 250.00 payable to Arrow Truck Sales, using Precinct 1 Road and Bridge funds that are available and in the 2019 Precinct 1 budget, and authorizing County personnel to sign all necessary required paperwork. See attachment hereto marked "Agenda Action 13 Exhibit".

PERSONS APPEARING BEFORE THE COURT:

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 _

14. **SUBJECT: Consider and take appropriate action in approving the plan and request of Fiberlight, Inc., to install a fiber optic cable and conduit (Ref # RM18-951) in the right-of-way of the following county road: Hertel Road (Precinct 4), with Fiberlight, Inc., being required to be responsible for repairs, and/or being required to make repairs, of direct or collateral damage, if any, caused by Fiberlight, Inc., and/or its contractors, to the county road listed above, and to other utilities utilizing the public right-of-ways.**

ACTION: Approved the plan and request of Fiberlight, Inc., to install a fiber optic cable and conduit (Ref # RM18-951) in the right-of-way of the following county road: Hertel Road (Precinct 4), with Fiberlight, Inc., being required to be responsible for repairs, and/or being required to make repairs, of direct or collateral damage, if any, caused by Fiberlight, Inc., and/or its contractors, to the county road listed above, and to other utilities utilizing the public right-of-ways. See attachment hereto marked "Agenda Action 14 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Matt Williams, Fiberlight; Harold Streicher, Assistant County Attorney; Amy Saberian, Fiberlight Legal Representative;

MOVED BY COMMR. Muras, 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 _

15. **SUBJECT:** Consider and take appropriate action in approving the plan of Colorado Valley Telephone Cooperative, Inc (CVTC) to install a Digital Loop Carrier (DLC) housing within the right-of-way of the following county road: W. Sedan Rd. (Precinct 4), 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 W. Sedan Rd., and to other utilities utilizing the public right-of-ways.

ACTION: Accepted the plan of Colorado Valley Telephone Cooperative, Inc (CVTC) to install a Digital Loop Carrier (DLC) housing within the right-of-way of the following county road: W. Sedan Rd. (Precinct 4), 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 W. Sedan Rd., and to other utilities utilizing the public right-of-ways. See attachment hereto marked "Agenda Action 15 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Brian Mueller, Colorado Valley Telephone Cooperative;

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 _

16. **SUBJECT: Consider and take appropriate action in approving the plan of Colorado Valley Telephone Cooperative, Inc (CVTC) to install new buried copper cable within the right-of-way of the following county roads: Faldyn Lane (Precinct 2), and Company Field Road (Precinct 4), 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: Approved the plan of Colorado Valley Telephone Cooperative, Inc (CVTC) to install new buried copper cable within the right-of-way of the following county roads: Faldyn Lane (Precinct 2), and Company Field Road (Precinct 4), 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. See attachment hereto marked "Agenda Action 16 Exhibit".

PERSONS APPEARING BEFORE THE COURT:

MOVED BY COMMR. Sternadel, 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 _

17. **SUBJECT: Consider and take appropriate action in approving the plan of Colorado Valley Telephone Cooperative, Inc (CVTC) to install new buried fiber optic cables within the right-of-way of the following county roads: Schuster Rd., Meiners Rd., Rauch Rd., Roznov Rd., S. Weyand Rd., Schulle Rd., Rocky Creek Rd., Roznov Rd. (Precinct 2), W. Sedan Rd. and Dubina-Weimar Rd. (Precinct 4), 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: Allowed the plan of Colorado Valley Telephone Cooperative, Inc (CVTC) to install new buried fiber optic cables within the right-of-way of the following county roads: Schuster Rd., Meiners Rd., Rauch Rd., Roznov Rd., S. Weyand Rd., Schulle Rd., Rocky Creek Rd., Roznov Rd. (Precinct 2), W. Sedan Rd. and Dubina-Weimar Rd. (Precinct 4), 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. See attachment hereto marked "Agenda Action 17 Exhibit".

PERSONS APPEARING BEFORE THE COURT:

MOVED BY COMMR. Sternadel, 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 _

Break at 10:17 a.m..

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 _

Resumed at 10:29 a.m..

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 _

- 18. SUBJECT: Consider and take appropriate action concerning the request from Fayette Electric Cooperative, Inc., to set one secondary pole in the county right-of-way along Joiner Road (Precinct 2), to extend electric service to communication equipment of Colorado Valley Telephone Cooperative, Inc.**

ACTION: Approved the request from Fayette Electric Cooperative, Inc., to set one secondary pole in the county right-of-way along Joiner Road (Precinct 2), to extend electric service to communication equipment of Colorado Valley Telephone Cooperative, Inc.. See attachment hereto marked "Agenda Action 18 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Brian Mueller, Colorado Valley Telephone Cooperative; Harold Streicher, Assistant County Attorney;

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 _

19. **SUBJECT: Consider and take appropriate action concerning the request from Fayette Electric Cooperative, Inc., to set one secondary pole in the county right-of-way along Hackemack Road (Precinct 2), to extend electric service to communication equipment of Colorado Valley Telephone Cooperative, Inc.**

ACTION: Approved request from Fayette Electric Cooperative, Inc., to set one secondary pole in the county right-of-way along Hackemack Road (Precinct 2), to extend electric service to communication equipment of Colorado Valley Telephone Cooperative, Inc. See attachment hereto marked "Agenda Action 19 Exhibit".

PERSONS APPEARING BEFORE THE COURT:

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 __

20. **SUBJECT: Consider and take appropriate action concerning the request from Fayette Electric Cooperative, Inc., to set one secondary pole in the county right-of-way along Boulton Creek Road (Precinct 3) in O'Quinn, to extend electric service to communication equipment of Colorado Valley Telephone Cooperative, Inc.**

ACTION: Approved request from Fayette Electric Cooperative, Inc., to set one secondary pole in the county right-of-way along Boulton Creek Road (Precinct 3) in O'Quinn, to extend electric service to communication equipment of Colorado Valley Telephone Cooperative, Inc.. See attachment hereto marked "Agenda Action 20 Exhibit".

PERSONS APPEARING BEFORE THE COURT:

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 __

21. **SUBJECT: Consider and take appropriate action concerning the request from Fayette Electric Cooperative, Inc., to set one secondary pole in the county right-of-way along Boulton Creek Road (Precinct 3) in Muldoon, to extend electric service to communication equipment of Colorado Valley Telephone Cooperative, Inc.**

ACTION: Approved request from Fayette Electric Cooperative, Inc., to set one secondary pole in the county right-of-way along Boulton Creek Road (Precinct 3) in Muldoon, to extend electric service to communication equipment of Colorado Valley Telephone Cooperative, Inc.. See attachment hereto marked "Agenda Action 21 Exhibit".

PERSONS APPEARING BEFORE THE COURT:

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 __

22. **SUBJECT: Consider and take appropriate action concerning the request from Fayette Electric Cooperative, Inc., to set one secondary pole in the county right-of-way along W. Sedan Road (Precinct 4), to extend electric service to communication equipment of Colorado Valley Telephone Cooperative, Inc.**

ACTION: Approved request from Fayette Electric Cooperative, Inc., to set one secondary pole in the county right-of-way along W. Sedan Road (Precinct 4), to extend electric service to communication equipment of Colorado Valley Telephone Cooperative, Inc.. See attachment hereto marked "Agenda Action 22 Exhibit".

PERSONS APPEARING BEFORE THE COURT:

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 __

23. **SUBJECT: Consider and take appropriate action concerning acknowledging and signing an updated letter from TXDOT regarding the bridge replacement project and roadway closure on Mueller Road at Rocky Creek (Precinct 1), beginning June 2019.**

ACTION: Acknowledged and signed an updated letter from TXDOT regarding the bridge replacement project and roadway closure on Mueller Road at Rocky Creek (Precinct 1), beginning June 2019. The bridge replacement has already been approved just adjusting the time frame. See attachment hereto marked "Agenda Action 23 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 ___

24. **SUBJECT: Consider and take appropriate action concerning acknowledging and signing a letter from TXDOT regarding the bridge replacement project and roadway closure on Piney Creek Road at Piney Creek (Precinct 1), beginning June 2019.**

ACTION: Acknowledged and signed an updated letter from TXDOT regarding the bridge replacement project and roadway closure on Mueller Road at Rocky Creek (Precinct 1), beginning June 2019. See attachment hereto marked "Agenda Action 24 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 ___

25. **SUBJECT: Consider and take appropriate action on County Information Resources Agency (CIRA) Services Agreement between Texas Association of Counties and Fayette County to provide certain technology services.**

ACTION: Accepted County Information Resources Agency (CIRA) Services Agreement between Texas Association of Counties and Fayette County to provide certain technology services. See attachment hereto marked "Agenda Action 25 Exhibit".

PERSONS APPEARING BEFORE THE COURT:

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 _

26. **SUBJECT: Consider and take appropriate action in approving the payments requested by the Sellers and all other parties involved, and in authorizing the execution of a release, in regard to the non-purchase of the 1.923 acre tract of land, including all improvements, located at 1630 N. Jefferson St., La Grange, Texas.**

ACTION: Approved the payments requested by the Sellers and all other parties involved, and in authorizing the execution of a release, in regard to the non-purchase of the 1.923 acre tract of land, including all improvements, located at 1630 N. Jefferson St., La Grange, Texas. The payments were in the amount of \$875 for survey and \$775 for attorney fees. See attachment hereto marked "Agenda Action 26 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Harold Streicher, Assistant County Attorney; Kathy Kleiber, County Auditor;

MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Sternadel.
Commr. McBroom, vote for ____, vote against **Recused**
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 _

27. **SUBJECT: Consider and take appropriate action concerning adopting applications, procedures, and fees for road bonds regarding damage to county roads caused by oil exploration, and also adopting applications, procedures and fees for entering into road usage agreements.**

ACTION: Deferred until next regular meeting.

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. Muras, vote for **X**, vote against ___

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

28. **SUBJECT: Consider and take appropriate action concerning adopting applications, permits, procedures, and fees required to be completed and paid prior to authorizing the placement of temporary water lines ("flat lines") in County road right-of-ways.**

ACTION: Adopted changes to applications, permits, procedures, and fees required to be completed and paid prior to authorizing the placement of temporary water lines ("flat lines") in County road right-of-ways. Blake Watson, Assistant County Attorney, will make the changes and they will be effective as of March 14, 2019. See attachment hereto marked "Agenda Action 28 Exhibit".

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

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 _

29. **SUBJECT: Consider and take appropriate action concerning approving Fayette County Driveway Standards, and concerning adopting applications, permits, procedures, and fees required to be completed and paid prior to authorizing the placement in County right-of-ways of a driveway entrance to private property, and concerning mailboxes placed along and/or in County right-of-ways.**

ACTION: Deferred until next regular meeting.

PERSONS APPEARING BEFORE THE COURT: Harold Streicher, Assistant County Attorney; Clint Sternadel, Designated Representative Subdivision Enforcement; Abraham Pace;

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 __

30. **SUBJECT: Consider and take appropriate action authorizing the County Auditor to advertise for Depository Bids.**

ACTION: Authorized the County Auditor to advertise for Depository Bids. See attachment hereto marked "Agenda Action 30 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Kathy Kleiber, County 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 __

31. **SUBJECT: Consider and take appropriate action approving the Affordable Care Act Reporting and Tracking Service (ARTS) Renewal with the Texas Association of Counties.**

ACTION: Approved the Affordable Care Act Reporting and Tracking Service (ARTS) Renewal with the Texas Association of Counties. See attachment hereto marked "Agenda Action 31 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. 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 __

32. **SUBJECT: Consider and take appropriate action concerning approving 2019 Budget Amendments.**

ACTION: Approved 2019 Budget Amendments. See attachment hereto marked "Agenda Action 32 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Kathy Kleiber, 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. Muras, vote for **X**, vote against __
Judge Weber, vote for **X**, vote against __

33. **SUBJECT: Consider and take appropriate action in acknowledging Certificates of Course Completion for elected officials.**

ACTION: Acknowledged Certificates of Course Completion for elected officials. See attachment hereto marked "Agenda Action 33 Exhibit".

PERSONS APPEARING BEFORE THE COURT:

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 _

34. **SUBJECT: Consider and take appropriate action in authorizing County Commissioners to attend the South Texas County Judges and Commissioners Association Annual Conference, June 10-13, 2019 in San Antonio, Texas.**

ACTION: Approved County Commissioners to attend the South Texas County Judges and Commissioners Association Annual Conference, June 10-13, 2019 in San Antonio, Texas. See attachment hereto marked "Agenda Action 34 Exhibit".

PERSONS APPEARING BEFORE THE COURT:

MOVED BY COMMR. Muras, 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

35. **SUBJECT: Consider and take appropriate action in authorizing Clint Sternadel, Designated Representative Sewage and Subdivision Regulation Inspection Enforcement, to attend Texas A&M Engineering Extension Service OSSF Site Evaluator Course, May 7-9, 2018, in Bryan, Texas.**

ACTION: Approved Clint Sternadel, Designated Representative Sewage and Subdivision Regulation Inspection Enforcement, to attend Texas A&M Engineering Extension Service OSSF Site Evaluator Course, May 7-9, 2018, in Bryan, Texas. See attachment hereto marked "Agenda Action 35 Exhibit".

PERSONS APPEARING BEFORE THE COURT:

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 _

36. **SUBJECT: Consider and take appropriate action in authorizing Janet Carrigan, Emergency Management Coordinator and Floodplain Administrator, to attend Texas Recovery Housing Summit, March 26-27, 2019, in College Station, Texas.**

ACTION: Approved Janet Carrigan, Emergency Management Coordinator and Floodplain Administrator, to attend Texas Recovery Housing Summit, March 26-27, 2019, in College Station, Texas. See attachment hereto marked "Agenda Action 36 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 _

37. **SUBJECT: Consider and take appropriate action in authorizing Rosalinda Adamcik, Tax Assessor Collector, to attend the Tax Assessor-Collectors Association Annual Conference, June 9-13, 2019 in Galveston, Texas.**

ACTION: Allowed Rosalinda Adamcik, Tax Assessor Collector, to attend the Tax Assessor-Collectors Association Annual Conference, June 9-13, 2019 in Galveston, Texas. See attachment hereto marked "Agenda Action 37 Exhibit".

PERSONS APPEARING BEFORE THE COURT:

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 ___

38. **SUBJECT: Consider and take appropriate action in authorizing Tamah Thomas, Deputy County Clerk, to attend the Texas College of Probate Judges Regional Workshop, March 28-29, 2019, in Austin, Texas.**

ACTION: Allowed Tamah Thomas, Deputy County Clerk, to attend the Texas College of Probate Judges Regional Workshop, March 28-29, 2019, in Austin, Texas. See attachment hereto marked "Agenda Action 38 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 ___

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

ACTION: Approved payment of currently due Fayette County bills and expenses. See attachment hereto marked "Agenda Action 39 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Kathy Kleiber, County Auditor; 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. Muras, vote for **X**, vote against __
Judge Weber, vote for **X**, vote against __

VIII.

Meeting adjourned at **11:34 am.**, **March 14, 2019**, on motion by Commissioner **Berckenhoff**, seconded by Commissioner **Sternadel**, votes for **5**, votes against **0**.

APPROVED this _____ day of _____, 2019.

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