

MINUTES OF COMMISSIONERS COURT MEETING

I.

Attached hereto is/are public notice(s) posted for the meeting of **May 13, 2021**.

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, Drew Brossmann **Present**

County Officials/County Personnel present during all or any part of the meeting:
Brenda Fietsam, County Clerk; Randy Noviskie, Chief Deputy Sheriff; Jesse Lednicky, Veterans Service Officer; Blake Watson, Assistant County Attorney; Clint Sternadel, County Inspector & Office of Development & Permitting; Josh Vandever, EMS Director; Cassie Austin, Court Administrator; Cindy Havelka, Auditor; Angela Hann, Assistant Emergency Management Coordinator

V.

Persons in attendance during all of any part of the meeting: **“See Attached Exhibit A”**.

VI.

Meeting opened at **9:00 a.m.** on motion by Commissioner **Brossmann**, seconded by Commissioner **Berckenhoff**, 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: Consider and take appropriate action in approving the following minutes from previous meetings:**

- I. April 22, 2021 – Regular Meeting
- II. April 26, 2021 – Special Meeting

ACTION: Approved the following minutes from previous meetings.

PERSONS APPEARING BEFORE THE COURT: Brenda Fretsam, County Clerk

MOVED BY COMMR. McBroom, SECONDED BY COMMR. Sternadel.

Commr. McBroom, vote for X vote against _____
Commr. Sternadel, vote for X, vote against _____
Commr. Berckenhoff, vote for X, vote against _____
Commr. Brossmann, vote for X vote against _____
Judge Weber, vote for X, vote against _____

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

**ACTION: Opened public comments.
Accepted all comments.
Closed public comments.**

PERSONS APPEARING BEFORE THE COURT: Commissioner Harvey Berckenhoff; Commissioner Drew Brossmann; Nicholas Cordoba, United States Marine Corp

MOVED BY COMMR. McBroom, SECONDED BY COMMR. Sternadel.

Commr. McBroom, vote for X vote against _____
Commr. Sternadel, vote for X, vote against _____
Commr. Berckenhoff, vote for X, vote against _____
Commr. Brossmann, vote for X, vote against _____
Judge Weber, vote for X, vote against _____

3. **SUBJECT: Consider and take appropriate action in signing a proclamation designating the week of May 16-22, 2021, as Emergency Medical Services Week.**

ACTION: Signed a proclamation designating the week of May 16-22, 2021, as Emergency Medical Services Week.

“See attached hereto marked Agenda Action 3 Exhibit”.

PERSONS APPEARING BEFORE THE COURT: Josh Vandever, EMS Director; Fayette County EMS

MOVED BY COMMR. McBroom, SECONDED BY COMMR. Sternadel.

Commr. McBroom, vote for X vote against _____

Commr. Sternadel, vote for X, vote against _____

Commr. Berckenhoff, vote for X, vote against _____

Commr. Brossmann, vote for X, vote against _____

Judge Weber, vote for X, vote against _____

4. **SUBJECT: Consider and take appropriate action in signing a proclamation designating the month of May 2021 as Elder Abuse Prevention Awareness Month in Fayette County.**

ACTION: Signed a proclamation designating the month of May 2021 as Elder Abuse Prevention Awareness Month in Fayette County.

“See attached hereto marked Agenda Action 4 Exhibit”.

PERSONS APPEARING BEFORE THE COURT: Jennifer Alvarado, APS Area Supervisor, Sharon Bloom, APS

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 Weber, vote for X, vote against _____

5. **SUBJECT:** Consider and take appropriate action in signing a Certificate of Appreciation for Jackie Wessels, Veterans Service Officer, for her faithful service to Fayette County.

ACTION: Signed a Certificate of Appreciation for Jackie Wessels, Veterans Service Officer, for her faithful service to Fayette County.

“See attached hereto marked Agenda Action 5 Exhibit”.

PERSONS APPEARING BEFORE THE COURT: Judge Weber, Jackie Wessels, Retired Veterans Service Officer; Jesse Lednicky, Veterans Service Officer

MOVED BY COMMR. Brossmann, SECONDED BY COMMR. McBroom.

Commr. McBroom, vote for X vote against _____

Commr. Sternadel, vote for X, vote against _____

Commr. Berckenhoff, vote for X, vote against _____

Commr. Brossmann, vote for X, vote against _____

Judge Weber, vote for X, vote against _____

6. **SUBJECT:** Hear report from Marlana Fajkus, Prescription Drug Assistance.

ACTION: Accepted presentation from Marlana Fajkus, Prescription Drug Assistance.

“See attached hereto marked Agenda Action 6 Exhibit”.

PERSONS APPEARING BEFORE THE COURT: Marlana Fajkus, Prescription Drug Assistance

MOVED BY COMMR. McBroom, SECONDED BY COMMR. Sternadel.

Commr. McBroom, vote for X vote against _____

Commr. Sternadel, vote for X, vote against _____

Commr. Berckenhoff, vote for X, vote against _____

Commr. Brossmann, vote for X, vote against _____

Judge Weber, vote for X, vote against _____

7. **SUBJECT: Presentation from Fayette Savings Bank concerning depository agreement.**

ACTION: Accepted presentation from Fayette Savings Bank concerning depository agreement.

“See attached hereto marked Agenda Action 7 Exhibit”.

PERSONS APPEARING BEFORE THE COURT: Cindy Havelka, Auditor; David Zapalac, FSB; Wade Mozisek, FSB; Rodney Kalich, FSB

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 Weber, vote for X, vote against _____

8. **SUBJECT: Presentation from Pix Howell regarding regional water opportunity and take appropriate action, if necessary.**

ACTION: Accepted presentation from Pix Howell regarding regional water opportunity and take appropriate action, if necessary.

“See attached hereto marked Agenda Action 8 Exhibit”.

PERSONS APPEARING BEFORE THE COURT: Pix Howell, DPD (Diverse Planning & Development) Program Manager & Community Planner

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 Weber, vote for X, vote against _____

9. **SUBJECT: Consider and take appropriate action concerning the application from Mary M. Janca, requesting a variance to allow the division of their real property.**

ACTION: Accepted the application from Mary M. Janca, requesting a variance to allow the division of their real property.

“See attached hereto marked Agenda Action 9 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. Berckenhoff, vote for X, vote against _____

Commr. Brossmann, vote for X, vote against _____

Judge Weber, vote for X, vote against _____

Break at 10:24 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. Brossmann, vote for X, vote against _____

Judge Weber, vote for X, vote against _____

Reconvene at 10:34 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. Brossmann, vote for X, vote against _____

Judge Weber, vote for X, vote against _____

10. **SUBJECT:** Consider and take appropriate action concerning the application from RPL & MKS LLC, requesting a variance to allow the division of their real property.

ACTION: Granted the application from RPL & MKS LLC, requesting a variance to allow the division of their real property.

“See attached hereto marked Agenda Action 10 Exhibit”.

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

MOVED BY COMMR. McBroom, SECONDED BY COMMR. Sternadel.

Commr. McBroom, vote for X vote against _____

Commr. Sternadel, vote for X, vote against _____

Commr. Berckenhoff, vote for X, vote against _____

Commr. Brossmann, vote for X, vote against _____

Judge Weber, vote for X, vote against _____

11. **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 11 Exhibit”.

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

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 Weber, vote for X, vote against _____

12. **SUBJECT:** Consider and take appropriate action concerning approving the Routing Agreement and Road Use Bond Agreement submitted by Ironroc Energy Partners LLC, for said Company's overweight loads to travel, as indicated on the attached map, on the following roads: Turkey Creek Road and Prospect Road (Precinct 2), all public county roads in Fayette County, Texas.

ACTION: Approved the Routing Agreement and Road Use Bond Agreement submitted by Ironroc Energy Partners LLC, for said Company's overweight loads to travel, as indicated on the attached map, on the following roads: Turkey Creek Road and Prospect Road (Precinct 2), all public county roads in Fayette County, Texas.

“See attached hereto marked Agenda Action 12 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 vote against _____

Commr. Sternadel, vote for vote against _____

Commr. Berckenhoff, vote for vote against _____

Commr. Brossmann, vote for vote against _____

Judge Weber, vote for vote against _____

13. **SUBJECT:** Consider and take appropriate action in releasing the portion of Huelsebusch Road, Egypt Road, and Old Plum Highway only of the Routing Agreement & Road Use Bond Agreement with INEOS USA Oil & Gas, LLC, approved in Commissioners Court on August 13, 2020.

ACTION: Released the portion of Huelsebusch Road, Egypt Road, and Old Plum Highway only of the Routing Agreement & Road Use Bond Agreement with INEOS USA Oil & Gas, LLC, approved in Commissioners Court on August 13, 2020.

“See attached hereto marked Agenda Action 13 Exhibit”

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

MOVED BY COMMR. McBroom, SECONDED BY COMMR. Sternadel.

Commr. McBroom, vote for X vote against _____

Commr. Sternadel, vote for X, vote against _____

Commr. Berckenhoff, vote for X, vote against _____

Commr. Brossmann, vote for X, vote against _____

Judge Weber, vote for X, vote against _____

14. **SUBJECT: Consider and take appropriate action concerning Application for Permit to Lay Temporary Water Line in Road Right-of-Way, submitted by GeoSouthern Operating II, LLC, for said water lines to be placed along Mayer Cemetery Road and Nassau Road (Precinct 2), all public county roads located in Fayette County, Texas.**

ACTION: Accepted Application for Permit to Lay Temporary Water Line in Road Right-of-Way, submitted by GeoSouthern Operating II, LLC, for said water lines to be placed along Mayer Cemetery Road, and Nassau Road (Precinct 2), all public county roads located in Fayette County, Texas, including Neumann Road.

“See attached hereto marked Agenda Action 14 Exhibit”

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

MOVED BY COMMR. Sternadel, SECONDED BY COMMR. Berckenhoff.

Commr. McBroom, vote for vote against _____
Commr. Sternadel, vote for vote against _____
Commr. Berckenhoff, vote for vote against _____
Commr. Brossmann, vote for vote against _____
Judge Weber, vote for vote against _____

15. **SUBJECT: Acknowledge monthly calls, collection, and financial report from EMS Director Josh Vandever.**

ACTION: Accepted monthly calls, collection, and financial report from EMS Director Josh Vandever.

“See attached hereto marked Agenda Action 15 Exhibit”

PERSONS APPEARING BEFORE THE COURT: Josh Vandever, EMS Director

MOVED BY COMMR. Brossmann, SECONDED BY COMMR. Berckenhoff.

Commr. McBroom, vote for vote against _____
Commr. Sternadel, vote for vote against _____
Commr. Berckenhoff, vote for vote against _____
Commr. Brossmann, vote for vote against _____
Judge Weber, vote for vote against _____

16. **SUBJECT: Hear report from Angela Hahn, Assistant Emergency Management Coordinator.**

ACTION: Accepted report from Angela Hahn, Assistant Emergency Management Coordinator.

“See attached hereto marked Agenda Action 16 Exhibit”.

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

MOVED BY COMMR. Brossmann, 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 Weber, vote for X, vote against _____

17. **SUBJECT: Update, discuss and take appropriate action on the temporary easement on Race Track Road with ETC Texas Pipeline.**

ACTION: Accepted update on the temporary easement on Race Track Road with ETC Texas Pipeline.

“See attached hereto marked Agenda Action 17 Exhibit”.

PERSONS APPEARING BEFORE THE COURT: Commissioner Jason McBroom; 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. Brossmann, vote for X, vote against _____

Judge Weber, vote for X, vote against _____

18. **SUBJECT: Discuss and approve putting a gate up at the end of Brandt River Bottom Rd in Precinct #4.**

ACTION: Approved update of Brandt River Bottom Rd in Precinct #4.

PERSONS APPEARING BEFORE THE COURT: Commissioner Drew Brossmann; Blake Watson, Assistant County Attorney

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 Weber, vote for X, vote against _____

19. **SUBJECT: Consider, discuss, and take appropriate action in signing an Order authorizing the issuance of Fayette County, Texas, limited tax notes, series 2021, in an amount of \$525,000; authorizing the levy of an ad valorem tax; approving a paying agent/registrar agreement; authorizing the sale of the limited tax notes to Carmine State bank; and authorizing other matters relating to the issuance of the notes.**

ACTION: Signed an Order authorizing the issuance of Fayette County, Texas, limited tax notes, series 2021, in an amount of \$525,000; Authorized the levy of an ad valorem tax; Approved a paying agent/registrar agreement; Authorized the sale of the limited tax notes to Carmine State bank; and Authorized other matters relating to the issuance of the notes.

“See attached hereto marked Agenda Action 19 Exhibit”.

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

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 Weber, vote for X, vote against _____

20. **SUBJECT: Consider and take appropriate action in authorizing funds to be expended from the County Attorney's Office Forfeiture Funds to purchase new interviewing and recording equipment for the Children's Advocacy Center (CAC) in Bastrop; CAC provides forensic interviews for abused and neglected children through law enforcement and CPS in Bastrop, Colorado, Fayette and Lee counties.**

ACTION: Authorized funds to be expended from the County Attorney's Office Forfeiture Funds to purchase new interviewing and recording equipment for the Children's Advocacy Center (CAC) in Bastrop.

"See attached hereto marked Agenda Action 20 Exhibit"

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

MOVED BY COMMR. McBroom; SECONDED BY COMMR. Sternadel.

Commr. McBroom, vote for vote against _____

Commr. Sternadel, vote for vote against _____

Commr. Berckenhoff, vote for vote against _____

Commr. Brossmann, vote for vote against _____

Judge Weber, vote for vote against _____

21. **SUBJECT:** Discussion concerning letter from Governor Abbott regarding Operation Loan Star.

ACTION: Acknowledged letter from Governor Abbott regarding Operation Loan Star.

“See attached hereto marked Agenda Action 21 Exhibit”.

PERSONS APPEARING BEFORE THE COURT: Judge Joe Weber

MOVED BY JUDGE Weber, 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 Weber, vote for X, vote against _____

22. **SUBJECT:** Approve the appointment of Paul Zapalac to the Solid Waste Advisory Committee

ACTION: Approved the appointment of Paul Zapalac to the Solid Waste Advisory Committee.

PERSONS APPEARING BEFORE THE COURT: Judge Joe Weber; Cassie Austin, Court Administrator

MOVED BY JUDGE Weber, 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 Weber, vote for X, vote against _____

23. **SUBJECT: Consider and take appropriate action in approving Contract between Colorado Valley Communications and Fayette County, Texas on behalf of Texas Fayette Regional Air Center for internet speed upgrade.**

ACTION: Approved Contract between Colorado Valley Communications and Fayette County, Texas on behalf of Texas Fayette Regional Air Center for internet speed upgrade.

“See attached hereto marked Agenda Action 23 Exhibit”.

PERSONS APPEARING BEFORE THE COURT: Commissioner Jason McBroom

MOVED BY COMMR. McBroom, SECONDED BY COMMR. Sternadel.

Commr. McBroom, vote for X vote against _____

Commr. Sternadel, vote for X, vote against _____

Commr. Berckenhoff, vote for X, vote against _____

Commr. Brossmann, vote for X, vote against _____

Judge Weber, vote for X, vote against _____

UNOFFICIAL

24. **SUBJECT:** Consider and take appropriate action concerning Fayette County purchasing for Precinct 1 a new 2021 Chevrolet Silverado Truck (VIN#1GCRWBEK7MZ184138), presently located at Oviedo Chevrolet GMC, 1910 W. State Highway 71 Bypass, La Grange, Texas 78945, for \$27,522.00 payable to Oviedo Chevrolet GMC, using Precinct 1 funds that are available and in the 2021 Precinct 1 budget, and authorizing County personnel to sign all necessary and required paperwork.

ACTION: Approved Fayette County purchasing for Precinct 1 a new 2021 Chevrolet Silverado Truck (VIN#1GCRWBEK7MZ184138), presently located at Oviedo Chevrolet GMC, 1910 W. State Highway 71 Bypass, La Grange, Texas 78945, for \$27,522.00 payable to Oviedo Chevrolet GMC, using Precinct 1 funds that are available and in the 2021 Precinct 1 budget, and Authorized County personnel to sign all necessary and required paperwork.

“See attached hereto marked Agenda Action 24 Exhibit”.

PERSONS APPEARING BEFORE THE COURT: Commissioner Jason McBroom

MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Brossmann.

Commr. McBroom, vote for vote against _____

Commr. Sternadel, vote for vote against _____

Commr. Berckenhoff, vote for vote against _____

Commr. Brossmann, vote for vote against _____

Judge Weber, vote for vote against _____

25. **SUBJECT:** Consider and take appropriate action concerning Fayette County purchasing for Precinct 3 a used 2017 ProStar 122 6x4 (VIN#3HSDJAPR8HN161344), presently located at Herrmann International, 512 West Alamo, Brenham, Texas 77833, for \$49,500.00 payable to Herrmann International, using Precinct 3 funds that are available and in the 2021 Precinct 3 budget, and authorizing County personnel to sign all necessary and required paperwork.

ACTION: Allowed Fayette County to purchase for Precinct 3 a used 2017 ProStar 122 6x4 (VIN#3HSDJAPR8HN161344), presently located at Herrmann International, 512 West Alamo, Brenham, Texas 77833, for \$49,500.00 payable to Herrmann International, using Precinct 3 funds that are available and in the 2021 Precinct 3 budget, and Authorized County personnel to sign all necessary and required paperwork.

“See attached hereto marked Agenda Action 25 Exhibit”

PERSONS APPEARING BEFORE THE COURT: Commissioner Harvey Berckenhoff

MOVED BY COMMR. McBroom, SECONDED BY COMMR. Sternadel.

Commr. McBroom, vote for vote against _____

Commr. Sternadel, vote for vote against _____

Commr. Berckenhoff, vote for vote against _____

Commr. Grossmann, vote for vote against _____

Judge Weber, vote for vote against _____

26. **SUBJECT:** Accept and approve the written plan of Fayette Water Supply Corporation (FWSC) to bore under Ohnhieser-Kaase Road (Precinct 4), to place a 10” casing containing a new 6” water line from Ohnhieser-Kaase Road continuing east paralleling Knape Road to Highway 77, (2.5 miles in the county right-of-way), this new 6” water line will be used to fill the ground storage tank at the Swiss Alps well site, and Requiring Fayette Water Supply Corporation to make repairs of any resultant damage done to the roadway, sides, ditches, and right-of-way of Ohnhieser-Kaase Road, all back to a finished natural grade, and requiring FWSC to continue to return to the worksite and do paving work, compacting, restoring, and monitoring of the roadway, sides, ditches, and right-of-way of said County Road so that said County Road continues to remain in the condition it was in prior to the work by FWSC.

ACTION: Accepted and Approved the written plan of Fayette Water Supply Corporation (FWSC) to bore under Ohnhieser-Kaase Road (Precinct 4), to place a 10” casing containing a new 6” water line from Ohnhieser-Kaase Road continuing east paralleling Knape Road to Highway 77, (2.5 miles in the county right-of-way), this new 6” water line will be used to fill the ground storage tank at the Swiss Alps well site, and Required Fayette Water Supply Corporation to make repairs of any resultant damage done to the roadway, sides, ditches, and right-of-way of Ohnhieser-Kaase Road, all back to a finished natural grade, and requiring FWSC to continue to return to the worksite and do paving work, compacting, restoring, and monitoring of the roadway, sides, ditches, and right-of-way of said County Road so that said County Road continues to remain in the condition it was in prior to the work by FWSC.

“See attached hereto marked Agenda Action 26 Exhibit”.

PERSONS APPEARING BEFORE THE COURT: Commissioners Drew Brossmann

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 Weber, vote for X, vote against _____

27. **SUBJECT:** Acknowledge the new 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): Giddings St, W Old Lockhart Rd, Makinson Rd, Old Lockhart Road, (Precinct 1), Lange Rd, Darden Loop (Precinct 2).

ACTION: Acknowledged the new 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): Giddings St, W Old Lockhart Rd, Makinson Rd, Old Lockhart Road, (Precinct 1), Lange Rd, Darden Loop (Precinct 2).

“See attached hereto marked Agenda Action 27 Exhibit”.

PERSONS APPEARING BEFORE THE COURT:

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

Commr. McBroom, vote for vote against _____

Commr. Sternadel, vote for vote against _____

Commr. Berckenhoff, vote for vote against _____

Commr. Brossmann, vote for vote against _____

Judge Weber, vote for vote against _____

28. **SUBJECT:** Authorize County Judge and Commissioners to attend the South Texas County Judges and Commissioners Association Annual Conference June 28 – July 1, 2021, in South Padre Island, Texas.

ACTION: Authorized County Judge and Commissioners to attend the South Texas County Judges and Commissioners Association Annual Conference June 28 – July 1, 2021, in South Padre Island, Texas.

PERSONS APPEARING BEFORE THE COURT:

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

Commr. McBroom, vote for vote against _____

Commr. Sternadel, vote for vote against _____

Commr. Berckenhoff, vote for vote against _____

Commr. Brossmann, vote for vote against _____

Judge Weber, vote for vote against _____

29. **SUBJECT:** Authorize Sheriff Keith Korenek to attend the 143rd Sheriff's Association of Texas Annual Training Conference & Expo August 1-4, 2021, in San Antonio, Texas.

ACTION: Authorized Sheriff Keith Korenek to attend the 143rd Sheriff's Association of Texas Annual Training Conference & Expo August 1-4, 2021, in San Antonio, Texas.

PERSONS APPEARING BEFORE THE COURT:

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 Weber, vote for X, vote against _____

30. **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.

PERSONS APPEARING BEFORE THE COURT: **Cindy Havelka, Auditor; Cassie Austin, Court Administrator; 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. Brossmann, vote for X, vote against _____
Judge Weber, vote for X, vote against _____

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

ACTION: Entered into closed session at 11:35 a.m..

PERSONS APPEARING BEFORE THE COURT:

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 Weber, vote for X, vote against _____

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

ACTION: Reconvened into open meeting at 11:43 a.m..

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. Brossmann, vote for X, vote against _____

Judge Weber, vote for X, vote against _____

33. **SUBJECT:** Consider and take appropriate action deemed necessary, including a final action, decision or vote on the matters deliberated in closed session.

ACTION: Authorized Commissioner to negotiate a price of the sale of the 5.24 acre tract as stipulated by Chapter 263 of the local government code.

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

MOVED BY JUDGE Weber 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 Weber, vote for X, vote against _____

UNOFFICIAL

ADDITIONAL ITEM – this item was posted at 9:40am on Monday, May 10th after the original Agenda had been posted. This item can be heard any time after 9:40am on Thursday, May 13, 2021.

- 1. SUBJECT: Consider and take appropriate action approving, entering into, and signing the DR-4586 Winter Storm February 2021 Grant Terms and Agreement between the Texas Department of Emergency Management (TDEM) and Fayette County, and authorizing the County Judge to sign any additional documents connected with the Agreement.**

ACTION: Approved, Entered into, and Signed the DR-4586 Winter Storm February 2021 Grant Terms and Agreement between the Texas Department of Emergency Management (TDEM) and Fayette County, and Authorized the County Judge to sign any additional documents connected with the Agreement.

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

MOVED BY COMMR. Brossmann, 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 _____

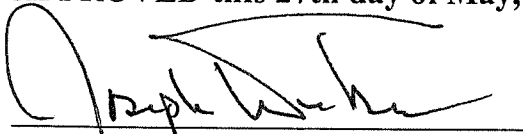
Commr. Brossmann, vote for X, vote against _____

Judge Weber, vote for X, vote against _____

VIII.

Meeting adjourned at 11:47 a.m., May 13, 2021, on motion by Commissioner Berckenhoff, seconded by Commissioner Sternadel, votes for 5, votes against 0.

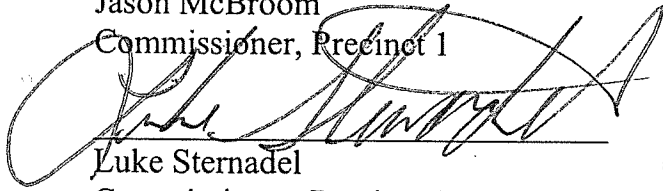
APPROVED this 27th day of May, 2021.



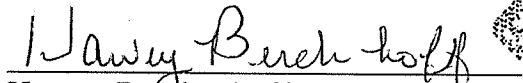
Joseph Weber
Fayette County Judge

Absent

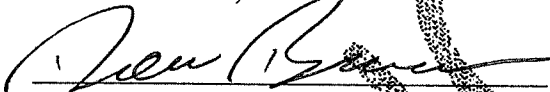
Jason McBroom
Commissioner, Precinct 1



Luke Sternadel
Commissioner, Precinct 2



Harvey Berckenhoff
Commissioner, Precinct 3



Drew Brossmann
Commissioner, Precinct 4

ATTEST:



Brenda Fietsam
County Clerk



Commissioners Court May 13, 2021