MINUTES OF COMMISSIONERS COURT MEETING

I.

Attached hereto is/are public notice(s) posted for the meeting of May 26, 2022.

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

IV.

County Officials/County Personnel present during all or any part of the meeting:
Brenda Fietsam, County Clerk; Cassie Austin, Court Administrator;
Cindy Havelka, County Auditor; Paula Vogel, Human Resources Manager;
Josh Vandever, EMS Director; Angela Hahn, Grant Specialist;
Craig Moreau, Emergency Management Coordinator;
Clint Sternadel, County Inspector & Office of Development & Permitting;
Blake Watson, Assistant County Attorney; Roger Wunderlich, Constable Precinct 2;
Scott Willey, County Extension Agent, Agriculture & Natural Resources

V

Persons in attendance during all of any part of the meeting:

See Attached Exhibit A

VI.

Meeting opened at 1:30 p.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	meeti	ings:						

- i. May 12, 2022 Regular Meeting
- ii. May 17, 2022 Special Meeting

ACTION: Approved minutes from previous meetings.

PERSONS APPEARING BEFORE THE COURT: Brenda Fietsam, County Clerk

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

ACTION: Opened Public Comments.

Accepted All Public Comments.

Closed Public Comments.

Judge Weber, vote for X, vote against

PERSONS APPEARING BEFORE THE COURT: Rodney Read, Ledbetter VFD

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 ______ Judge Weber, vote against ______ Judge Weber, vote against ______ Judge Weber, vote against _______ Judge Weber, vote against ________ Judge Weber, vote against ________ Judge Weber, vote against _________ Judge Weber, vote against _________ Judge Weber, vote against __________ Judge Weber, vote against ___

3. SUBJECT: Open and hold public hearing to consider and accept comments, both written and oral, from members of the public concerning an appropriate speed limit for the following County Road: North Anchor Ranch Loop (Precinct 3). Accept comments and close public hearing.

ACTION: Opened Public Hearing to consider and accept comments, both written and oral, from members of the public concerning an appropriate speed limit for the following County Road: North Anchor Ranch Loop (Precinct 3).

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
ACTION: Accepted All Comments both written and oral, from members of the
public concerning an appropriate speed limit for the following County Road
North Anchor Ranch Loop (Precinct 3).
Closed Public Hearing.
PERSONS APPEARING BEFORE THE COURT: Commissioner Harvey
Berckenhoff; Verlia Mosley, Juneteenth on the Square
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 making a finding and determination that the prima facie speed limit concerning the following named road is unreasonable or unsafe, and in making and in signing an order concerning an appropriate speed limit for the following County Road: North Anchor Ranch Loop (Precinct 3).

ACTION: Signed an order setting speed limit at 40 MPH for the following County Road: North Anchor Ranch Loop (Precinct 3).

See Attached hereto marked "Agenda Action 4 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Commissioner Harvey Berckenhoff

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 approving the Fayette County, Texas Extension Office Feral Swine Trap User Agreement and authorizing a rental fee, a deposit and a daily late fee amount for the use of the feral swine traps.
	ACTION: Approved the Fayette County, Texas Extension Office Feral Swine Trap User Agreement; and
	Authorized a rental fee, a deposit and a daily late fee amount for the use of the feral swine traps.
	See Attached hereto marked "Agenda Action 5 Exhibit"
	PERSONS APPEARING BEFORE THE COURT: Scott Willey, County Extension Agent, Agriculture & Natural Resources; 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
6.	SUBJECT: Consider and take appropriate action in accepting bids and possibly
	awarding a bid for the construction of the EMS Station 4 located in Schulenburg.
	ACTION: Accepted All Bids.
ZÎ,	Awarded bid to Otto Construction, LLC for the construction of the EMS Station 4 located in Schulenburg for price of \$596,875.00.
	See Attached hereto marked "Agenda Action 6 Exhibit"
	PERSONS APPEARING BEFORE THE COURT: Josh Vandever, EMS Director
	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

7.	SUBJECT: Consider and take appropriate action in approving a volunteer Paramedic position for Fayette County EMS.
	ACTION: Approved a volunteer Paramedic position for Fayette County EMS; and
	Allowed County Attorney Office and Auditor's Office to draw up contract and present at next meeting.
	PERSONS APPEARING BEFORE THE COURT: Josh Vandever, EMS Director; Paula Vogel, Human Resources Manager; Cindy Havelka, County Auditor; Blake Watson, Assistant County Attorney
	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
8.	SUBJECT: Hear report from Angela Hahn, Grant Specialist.
	ACTION: Accepted report from Angela Hahn, Grant Specialist.
	See Attached hereto marked "Agenda Action 8 Exhibit"
	PERSONS APPEARING BEFORE THE COURT: Angela Hahn, Grant Specialist; Craig Moreau, Emergency Management Coordinator 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

9. SUBJECT: Consider and take appropriate action in accepting Statements of Qualifications from demolition contractors for the Harvey CDBG-GLO Housing Buyout Project, Contract TX CDBG-DR 20-066-010-C063. ACTION: Accepted Statements of Qualifications from Straight Line Services, LLC and Compass Abatement Services, LLC, demolition contractors for the Harvey CDBG-GLO Housing Buyout Project, Contract TX CDBG-DR 20-066-010-C063. See Attached hereto marked "Agenda Action 9 Exhibit" PERSONS APPEARING BEFORE THE COURT: Angela Hahn, Grant Specialist; Craig Moreau, Emergency Management Coordinator 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. Brossmann, vote for X, vote against Judge Weber, vote for X, vote against SUBJECT: Consider and take appropriate action to pre-authorize Straight Line 10. Services, LLC and Compass Abatement Services LLC as qualified bidders for home demolition services for Harvey CDBG-GLO Housing Buyout Project, Contract TX CDBG-DR 20-066-010-C063. ACTION: Pre-authorized Straight Line Services, LLC and Compass Abatement Services LLC as qualified bidders for home demolition services for Harvey CDBG-GLO Housing Buyout Project, Contract TX CDBG-DR 20-066-010-C063. PERSONS APPEARING BEFORE THE COURT: Angela Hahn, Grant Specialist 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: Discussion concerning American Rescue Plan funds and take any action the Court deems necessary.
	ACTION: Accepted all comments concerning American Rescue Plan funds.
	PERSONS APPEARING BEFORE THE COURT: Angela Hahn, Grant Specialist
	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 Judge Weber, vote for X, vote against Judge Weber, vote for X, vote against
12.	SUBJECT: Hear report from Craig Moreau, Emergency Management Coordinator. ACTION: Accepted report from Craig Moreau, Emergency Management Coordinator. See Attached hereto marked "Agenda Action 12 Exhibit" PERSONS APPEARING BEFORE THE COURT: Craig Moreau, Emergency Management Coordinator; Angela Hahn, Grant Specialist MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Brossmann Commr. McBroom, vote for X, vote against Commr. Sternadel, vote for X, vote against
1	Commr. Berckenhoff, vote for X, vote against Commr. Brossmann, vote for X, vote against Judge Weber, vote for X, vote against

13.	SUBJECT: Consider and take appropriate action in approving the final re-plat of Lots 1 & 2 of The Compound Subdivision.
	ACTION: Approved the final re-plat of Lots 1 & 2 of The Compound Subdivision
	See Attached hereto marked "Agenda Action 13 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
14.	SUBJECT: Consider and take appropriate action in conditionally approving the preliminary plat of The Compound Subdivision Phase 2.
	ACTION: Approved the preliminary plat of The Compound Subdivision Phase 2.
	See Attached hereto marked "Agenda Action 14 Exhibit"
	PERSONS APPEARING BEFORE THE COURT: Clint Sternadel, County Inspector & Office of Development & Permitting; Kevin Von Minden, BEFCO
	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. Brossmann, vote for X, vote against Judge Weber, vote for X, vote against

15. SUBJECT: Approve the Application for Permit to Lay Temporary Water Line in Road Right-of-Way, submitted by Verdun Oil Company for said water line to be placed along Wunderlich Road (Precinct 2), a public county road located in Fayette County, Texas.

ACTION: Approved the Application for Permit to Lay Temporary Water Line in Road Right-of-Way, submitted by Verdun Oil Company for said water line to be placed along Wunderlich Road (Precinct 2), a public county road located in Fayette County, Texas.

See Attached hereto marked "Agenda Action 15 Exhibit"

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

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. Brossmann, vote for X, vote against
Judge Weber, vote for X, vote against

16. **SUBJECT:** Consider and take appropriate action concerning granting Application for Pipeline Public Road Bored Crossing Permit, submitted by AMP Texas Pipelines, LLC, for said pipeline to cross under Minarcik Road (Precinct 2), a public county road located in Fayette County, Texas. ACTION: Granted Application for Pipeline Public Road Bored Crossing Permit, submitted by AMP Texas Pipelines, LLC, for said pipeline to cross under Minarcik Road (Precinct 2), a public county road located in Fayette County, Texas. See Attached hereto marked "Agenda Action 16 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 SUBJECT: Consider, discuss, and take appropriate action in approving and 17. executing a contract between Fayette County and Pappas Technologies, Inc. for the installation and replacement of the Automated Weather Observing System at the Fayette County Regional Air Center Airport. ACTION: Approved and Executed a contract between Fayette County and Pappas Technologies, Inc. for the installation and replacement of the Automated Weather Observing System at the Fayette County Regional Air Center Airport. See Attached hereto marked "Agenda Action 17 Exhibit" PERSONS APPEARING BEFORE THE COURT: Debra Maddox, Airport Manager; Blake Watson, Assistant County Attorney 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

18. SUBJECT: Consider and take appropriate action on a Lease Agreement between Fayette County, Lessor, owner of the Fayette Regional Air Center Airport, and Troy Streuer, Lessee, for lease of airport hangar #12. ACTION: Approved Lease Agreement between Fayette County, Lessor, owner of the Fayette Regional Air Center Airport, and Troy Streuer, Lessee, for lease of airport hangar #12. See Attached hereto marked "Agenda Action 18 Exhibit" PERSONS APPEARING BEFORE THE COURT: Debra Maddox, Airport Manager 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 SUBJECT: Consider, discuss, and take appropriate action in approving donation 19. of real estate owned by Fayette County, Texas to the incorporated town of Ellinger, Texas for the benefit of the public interest. ACTION: Clarified in open court that Fayette County is only transferring its interest, if indeed the County has any at all, to the City of Ellinger for Block #3 and any roads and alleys in Ellinger city limits; and Clarified that Fayette County is making no warranties regarding ownership or title to that Property, or giving Ellinger any type of approval to perform any work or build any structures on the Property. See Attached hereto marked "Agenda Action 19 Exhibit" PERSONS APPEARING BEFORE THE COURT: Blake Watson, Assistant County Attorney; Matt Mikulenka, Mayor of Ellinger 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

20. SUBJECT: Consider and take appropriate action on a request from Verlia Mosley for the Juneteenth Celebration to the courthouse square, courthouse lawn, electrical plugs, and the use of the courthouse restrooms (with guard), on Saturday, June 11, 2022, from 12:00 p.m. to 1:00 p.m. and 5:00 p.m. to 10:00 p.m. ACTION: Approved a request from Verlia Mosley for the Juneteenth Celebration to the courthouse square, courthouse lawn, electrical plugs, and the use of the courthouse restrooms (with guard), on Saturday, June 11, 2022, from 12:00 p.m. to 1:00 p.m. and 6:00 p.m. to 10:00 p.m. See Attached hereto marked "Agenda Action 20 Exhibit" PERSONS APPEARING BEFORE THE COURT: Verlia Mosley, Juneteenth on the Square 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 SUBJECT: Consider and take appropriate action concerning the request from 21. La Grange Area Chamber of Commerce to use the Fayette County Agricultural Building's main meeting room on Tuesday, June 7, 2022 from 12:00 p.m. to 1:00 p.m. ACTION: Approved request from La Grange Area Chamber of Commerce to use the Favette County Agricultural Building's main meeting room on Tuesday, June 7, 2022 from 12:00 p.m. to 1:00 p.m. RERSONS APPEARING BEFORE THE COURT: Cassie Austin, Court Administrator 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

SUBJECT: Consider and take appropriate action in appointing Norman Wied as a member of the Fayette County Historical Commission.
ACTION: Appointed Norman Wied as a member of the Fayette County Historical Commission.
See Attached hereto marked "Agenda Action 22 Exhibit"
PERSONS APPEARING BEFORE THE COURT: Cassie Austin, Court Administrator
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
SUBJECT: Consider and take appropriate action in signing an agreement letter with Burns Architecture, LLC to prepare a conceptual planning study for contemplated renovations and expansions to the Fayette County Justice Center and Sheriff's office.
ACTION: Approved signing an agreement letter with Burns Architecture, LLC to prepare a conceptual planning study for contemplated renovations and expansions to the Fayette County Justice Center and Sheriff's office.
See Attached hereto marked "Agenda Action 23 Exhibit"
PERSONS APPEARING BEFORE THE COURT: Judge Weber
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

24.	SUBJECT: Consider and take appropriate action in approving a part-time position for Justice of the Peace, Precinct 1.
	ACTION: Approved a part-time position for Justice of the Peace, Precinct 1.
	PERSONS APPEARING BEFORE THE COURT: Cindy Havelka, County Auditor; 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 Judge Weber, vote for X, vote against Judge Weber, vote for X, vote against
25.	SUBJECT: Consider and take appropriate action concerning approving the payment of currently due Fayette County bills and expenses.
	ACTION: Approved the payment of currently due Fayette County bills and expenses.
	See Attached hereto marked "Agenda Action 25 Exhibit"
	PERSONS APPEARING BEFORE THE COURT: Cindy Havelka, County Auditor; Craig Moreau, Emergency Management Coordinator; Paula Vogel, Human Resources Manager
	MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Brossmann Commr. McBroom, Recused Commr. Sternadel, vote for X, vote against
1	Commr. Berckenhoff, vote for X, vote against Commr. Brossmann, vote for X, vote against
	Judge Weber, vote for X, vote against

26. SUBJECT: Enter into closed (executive) session pursuant to Government Code, Section 551.0785, to deliberate a matter that includes a consideration of information in the medical records of an employee for a benefit from the plan, including a benefit provided by the Sick Leave Pool, Section 2.18 of the Fayette County Personnel Policy Manual, with final action to be taken in open session.

ACTION: Entered into closed session at 3:20 p.m.

PERSONS APPEARING BEFORE THE COURT: Cindy Havelka, County Auditor

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

27. SUBJECT: Return and reconvene to open meeting.

AND THE STREET, STREET

ACTION: Reconvened into open meeting at 3:44 p.m.

PERSONS APPEARING BEFORE THE COURT: None

MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Brossman
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

SUBJECT: Consider and take appropriate action deemed necessary, including a 28. final action, decision or vote on the matters deliberated in closed session.

ACTION: Granted 120 hours of Fayette County Employee Sick Leave Pool to a Fayette County employee.

PERSONS APPEARING BEFORE THE COURT: None
MOVED BY COMMR. McBroom, SECONDED BY COMMR. Sternadel Commr. McBroom, vote for X, vote against
Commr. Sternadel, vote for X, vote against
Commr. Berckenhoff, vote for X, vote against
Commr. Brossmann, vote for X, vote against
Judge Weber, vote for X, vote against

Meeting adjourned at 3:45 p.m., May 26, 2022, on motion by Commissioner Berckenhoff, seconded by Commissioner Brossmann, votes for 5, votes against 0.

APPROVED this 9th day of June, 2022

Josep	h	W	e	be	r
I-					

Fayette County Judge

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