

MINUTES OF COMMISSIONERS' COURT MEETING

I.

Attached hereto is/are public notice(s) posted for the meeting of **June 25, 2018**.

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

IV.

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

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 **Muras**, 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: Opened and closed public comments.

PERSONS APPEARING BEFORE THE COURT:

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

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

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

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

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

Judge Janecka, vote for **X**, vote against ___

2. **SUBJECT: Acknowledge monthly calls, collection, and financial report from EMS Director Sharon Muzny.**

ACTION: Accepted monthly calls, collection and financial report from EMS Director Sharon Muzny. See attachment hereto marked "Agenda Action 2 Exhibit".

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

MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Muras.

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

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

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

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

Judge Janecka, vote for **X**, vote against ___

3. SUBJECT: Hear monthly report from Janet Carrigan, Emergency Management Coordinator and Floodplain Administrator.

ACTION: Accepted all comments from Janet Carrigan, Emergency Management Coordinator and Floodplain Administrator. See attachment hereto marked "Agenda Action 3 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Janet Carrigan, Emergency Management Coordinator and Floodplain Administrator.

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

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

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

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

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

Judge Janecka, vote for **X**, vote against __

4. **SUBJECT: Consider and take appropriate action concerning entering into a Contractual Agreement with Langford Community Management Services for grant writing services and for pre-award and post-award grant management services and grant administration services, concerning funds to be received by Fayette County regarding Fayette County's applications to FEMA through Texas Division of Emergency Management (TDEM) for Hazard Mitigation Grant Program (HMGP) funds for Hurricane Harvey DR4332, and Community Development Block Grants awarded by the General Land Office regarding funds appropriated by the Housing and Urban Development.**

ACTION: Entered into Contractual Agreement with Langford Community Management Services for grant writing services and for pre-award and post-award grant management services and grant administration services, concerning funds to be received by Fayette County regarding Fayette County's applications to FEMA through Texas Division of Emergency Management (TDEM) for Hazard Mitigation Grant Program (HMGP) funds for Hurricane Harvey DR4332. See attachment hereto marked "Agenda Action 4 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Harold Streicher, Assistant County Attorney; Suellen Jordan, Langford Community Management; Judy Langford, Langford Community Management;

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

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

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

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

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

Judge Janecka, vote for **X**, vote against ___

5. **SUBJECT: Consider and take appropriate action concerning the plan of Colorado Valley Telephone Cooperative, Inc (CVTC) to install new buried copper cables within the corridors of the following road: Peeler Road (Precinct 3), with CVTC being required to make repairs of direct or collateral damage, if any, caused by CVTC to the county road listed above.**

ACTION: Allowed plan of Colorado Valley Telephone Cooperative, Inc (CVTC) to install new buried copper cables within the corridors of the following road: Peeler Road (Precinct 3), with CVTC being required to make repairs of direct or collateral damage, if any, caused by CVTC to the county road listed above. See attachment hereto marked "Agenda Action 5 Exhibit".

PERSONS APPEARING BEFORE THE COURT:

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

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

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

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

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

Judge Janecka, vote for **X**, vote against ___

6. **SUBJECT: Consider and take appropriate action concerning the plan of Colorado Valley Telephone Cooperative, Inc (CVTC) to install new buried fiber optic cable within the corridors of the following roads: Cottonwood Road (Precinct 1), Forest Hill East Road, and Hartfield Road (Precinct 2), with CVTC being required to make repairs of direct or collateral damage, if any, caused by CVTC to the county roads listed above.**

ACTION: Allowed Colorado Valley Telephone Cooperative, Inc (CVTC) to install new buried fiber optic cable within the corridors of the following roads: Cottonwood Road (Precinct 1), Forest Hill East Road, and Hartfield Road (Precinct 2), with CVTC being required to make repairs of direct or collateral damage, if any, caused by CVTC to the county roads listed above. See attachment hereto marked "Agenda Action 6 Exhibit".

PERSONS APPEARING BEFORE THE COURT:

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

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

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

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

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

Judge Janecka, vote for **X**, vote against ___

7. **SUBJECT:** Consider and take appropriate action concerning 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 roads: River Bend Road, Old Plum Hwy (Precinct 1), Coufal Road, Schuster Road, (Precinct 2), and Panorama Road (Precinct 3), and for CVTC to make repairs of any resultant damage to the county roads listed above.

ACTION: Approved Colorado Valley Telephone Cooperative, Inc (CVTC) to install a Digital Loop Carrier (DLC) housing within the right-of-way of the following roads: River Bend Road, Old Plum Hwy (Precinct 1), Coufal Road, Schuster Road, (Precinct 2), and Panorama Road (Precinct 3), and for CVTC to make repairs of any resultant damage to the county roads listed above. See attachment hereto marked "Agenda Action 7 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Brian Mueller, CVTC;

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

Commr. McBroom, vote for **X**, vote against. __
Commr. Weishuhn, vote for **X**, vote against __
Commr. Berckenhoff, vote for **X**, vote against __
Commr. Muras, vote for **X**, vote against __
Judge Janecka, vote for **X**, vote against __

8. **SUBJECT:** Consider and take appropriate action concerning Fayette County, Texas granting a Public Utility Easement to the City of La Grange, Texas for the La Grange Downtown Sewer Improvements Project, said unobstructed perpetual twenty (20') foot wide Public Utility Easement, and a temporary additional ten (10') foot wide Construction Easement lying along and adjacent to the perpetual easement on either side of said perpetual easement, over and across 0.5988 acre tract owned by Fayette County, Texas, and being a part of the John H. Moore League, A-071, same being called Old Jail property.

ACTION: Granted Public Utility Easement to the City of La Grange, Texas for the La Grange Downtown Sewer Improvements Project, said unobstructed perpetual twenty (20') foot wide Public Utility Easement, and a temporary additional ten (10') foot wide Construction Easement lying along and adjacent to the perpetual easement on either side of said perpetual easement, over and across 0.5988 acre tract owned by Fayette County, Texas, and being a part of the John H. Moore League, A-071, same being called Old Jail property. Also allowed County Judge to sign any additional paperwork. See attachment hereto marked "Agenda Action 8 Exhibit".

PERSONS APPEARING BEFORE THE COURT:

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

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

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

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

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

Judge Janecka, vote for **X**, vote against ___

9. **SUBJECT: Consider and take appropriate action by entering into an Agreement with Gulf Coast Trades Center for Residential Services provided to Juveniles, said Agreement having been approved by the County Juvenile Board.**

ACTION: Entered into Agreement with Gulf Coast Trades Center for Residential Services provided to Juveniles, said Agreement having been approved by the County Juvenile Board. See attachment hereto marked "Agenda Action 9 Exhibit".

PERSONS APPEARING BEFORE THE COURT:

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

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

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

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

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

Judge Janecka, vote for **X**, vote against ___

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

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

PERSONS APPEARING BEFORE THE COURT:

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

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

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

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

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

Judge Janecka, vote for **X**, vote against ___

11. **SUBJECT: Consider and take appropriate action in authorizing Jarrett Bise and Neil Watkins, EMS employees, to attend the Level 1 EMS Instructor Course July 20-22, 2018, in Georgetown, Texas.**

ACTION: Authorized Jarrett Bise and Neil Watkins, EMS employees, to attend the Level 1 EMS Instructor Course July 20-22, 2018, in Georgetown, Texas.

PERSONS APPEARING BEFORE THE COURT:

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

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

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

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

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

Judge Janecka, vote for **X**, vote against ___

12. **SUBJECT: Consider and take appropriate action in authorizing Shelley Redding and Amber Hielscher, Auditor's Assistants, to attend the Texas County District Retirement System 2018 Conference July 17-20, 2018, in Austin, Texas.**

ACTION: Authorized Shelley Redding and Amber Hielscher, Auditor's Assistants, to attend the Texas County District Retirement System 2018 Conference July 17-20, 2018, in Austin, Texas.

PERSONS APPEARING BEFORE THE COURT:

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

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

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

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

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

Judge Janecka, vote for **X**, vote against ___

13. **SUBJECT: Consider and take appropriate action concerning salary changes, if any, made during the period of May 28, 2018 through June 24, 2018.**

ACTION: Approved salary changes, if any, made during the period of May 28, 2018 through June 24, 2018. See attachment hereto marked "Agenda Action 13 Exhibit".

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

MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Muras.

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

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

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

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

Judge Janecka, vote for **X**, vote against ___

14. **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 14 Exhibit".

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

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

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

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

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

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

Judge Janecka, vote for **X**, vote against ___

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

ACTION: Accepted comments concerning EMS Headquarters and Station One Project.

PERSONS APPEARING BEFORE THE COURT:

MOVED BY COMMR. Muras SECONDED BY COMMR. Weishuhn.

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

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

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

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

Judge Janecka, vote for **X**, vote against __

16. **SUBJECT: Budget Workshop to discuss all revenues/expenditures and tax rate for 2019 budget and take any action the Commissioners' Court deems necessary.**

ACTION: Accepted all comments on 2019 Budget. See attachment hereto marked "Agenda Action 16 Exhibit".

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

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

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

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

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

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

Judge Janecka, vote for **X**, vote against __

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

- I. **May 4, 2018 – Special Meeting**
- II. **May 14, 2018 - Regular Meeting**
- III. **May 21, 2018 – Special Meeting**
- IV. **May 29, 2018 – Regular Meeting**

ACTION: Approved minutes from previous meetings.

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

MOVED BY JUDGE Janecka, SECONDED BY COMMR. McBroom.

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

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

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

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

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

VIII.

Meeting adjourned at **9:42 a.m., June 25, 2018**, on motion by Commissioner **McBroom**, seconded by Commissioner **Berckenhoff**, votes for **5**, votes against **0**.

APPROVED this _____ day of _____, 2018.

Edward F. Janecka
Fayette County Judge

Jason McBroom
Commissioner, Precinct 1

Gary Weishuhn
Commissioner, Precinct 2

Harvey Berckenhoff
Commissioner, Precinct 3

Tom Muras
Commissioner, Precinct 4

ATTEST:

Julie Karstedt
County Clerk