
MINUTES OF COMMISSIONERS COURT MEETING

I.

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

II.

The minutes of the Special 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 Berkenhoff **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; Cassie Austin, Court Administrator; Kathy Kleiber, Auditor; Harold Streicher, Assistant County Attorney; Blake Watson, Assistant County Attorney; Randy Noviskie, Chief Deputy Sheriff; Janet Carrigan, Emergency Management Coordinator/Floodplain Administrator; Sharon Muzny, EMS Director; Malissa Mieth, Assistant EMS Director**

V.

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

VI.

Meeting opened at **9:03 a.m.** on motion by Commissioner **McBroom**, seconded by Commissioner **Berkenhoff**, 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: Budget Workshop to discuss all expected, approximate revenues and expenditures, and tax rate, for the Fayette County 2020 Budget and take any action the Commissioners Court deems necessary.**

ACTION: Failed Motion to increase the Retirement Rate match to 175% for future matches only, starting 2020, for a lack of it not being seconded.

PERSONS APPEARING BEFORE THE COURT: Kathy Kleiber, Auditor; Harold Streicher, Assistant County Attorney; Cassie Austin, Court Administrator; Janet Carrigan, Emergency Management Coordinator/Floodplain Administrator; Sharon Muzny, EMS Director; Malissa Mieth, Assistant EMS Administrator; Gary Weishuhn, Retired County Commissioner

MOVED BY COMMR. McBroom, SECONDED BY COMMR. None.

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 _____

ACTION: Approved to increase the Retirement Rate match to 175% for past and future contributions by employees to their retirement.

MOVED BY COMMR. Berkenhoff, SECONDED BY COMMR. Sternadel.

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

ACTION: Approved to not have a pay increase for Elected Officials or County Employees for Budget Year 2020.

MOVED BY JUDGE Weber, SECONDED BY COMMR. Muras.

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

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 _____

ACTION: Accepted all discussions, comments and actions for the Fayette County 2020 Budget.

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 _____

- 2. SUBJECT: Consider and take appropriate action to propose salaries, expenses, and allowances of elected county and precinct officers for the year 2020.**

ACTION: Approved salaries to remain the same for Elected Officials for the year 2020.

PERSONS APPEARING BEFORE THE COURT:

MOVED BY JUDGE Weber, SECONDED BY COMMR. Muras.

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

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

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

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

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

3. **SUBJECT: Consider and take appropriate action in authorizing the County Auditor to publish proposed salaries, expenses, and allowances of elected county and precinct officers for the year 2020.**

ACTION: No Action Taken because there were no changes for the year 2020.

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

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 _____

4. **SUBJECT:** Consider and take appropriate action concerning: a) placing a proposal on the agenda of a future meeting to adopt a specific tax rate for Fayette County; b) concerning setting the dates and times of two public hearings on the proposed tax rate, if necessary; and c) authorizing publishing notices in the newspaper concerning the proposed tax rate and public hearings, if necessary; and to take other appropriate action, all in accordance with and as required by law.

ACTION: Made a motion to place a Proposal on the Agenda of a future meeting to adopt a specific tax rate for Fayette County of \$0.4640 per \$100 of taxable value;

Set the dates and times of the two public hearings on the proposed tax rate as follows: the first hearing on Thursday, August 15, 2019, at 9:00 a.m., and the second hearing on Monday, August 19, 2019, at 9:00 a.m.; and

Authorized the Auditor to publish notice in the newspaper concerning the proposed rate and the two public hearings.

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

MOVED BY COMMR. Muras, SECONDED BY COMMR. Sternadel.

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

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 and take appropriate action concerning approving, adopting, and signing a Resolution authorizing submission of the Application and documents for requesting funds concerning the Local Buyout and Acquisition Program and designating the County Judge to act as the County's Executive Officer and Authorized Representative, and to sign all documents, including contractual documents pertaining to the GLO Community Development Block Grant Program (GLO CDBG), DR4332 Project.**

ACTION: Approved Adopting and Signed a Resolution authorizing submission of the Application and documents for requesting funds concerning the Local Buyout and Acquisition Program; and

Designated the County Judge to act as the County's Executive Officer and Authorized Representative, and authorized the County Judge to sign all documents, including contractual documents pertaining to the GLO Community Development Block Grant Program (GLO CDBG), DR4332 Project.

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

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 _____

6. **SUBJECT: Consider and take appropriate action concerning the approval of a Resolution regarding civil rights, pertaining to the GLO Community Development Block Grant Program (GLO CDBG), DR4332 Project.**

ACTION: Approved the Resolution regarding civil rights, pertaining to the GLO Community Development Block Grant Program (GLO CDBG), DR4332 Project.

PERSONS APPEARING BEFORE THE COURT: Harold Streicher, 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 _____

7. **SUBJECT: Consider and take appropriate action concerning the approval of a Citizen Participation Plan, including for non-English speaking residents, for those who are affected by and involved with the GLO CDBG Project, to have meaningful access to all aspects of the GLO Community Development Block Grant Program (GLO CDBG), DR4332 Project.**

ACTION: Approved a Citizen Participation Plan, including for non-English speaking residents, for those who are affected by and involved with the GLO CDBG Project, to have meaningful access to all aspects of the GLO Community Development Block Grant Program (GLO CDBG), DR4332 Project.

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

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 _____

8. **SUBJECT: Consider and take appropriate action concerning the approval of a Section 3 Policy, per 12 U.S.C. 1701u, which will give Section 3 residents and businesses, to the greatest extent feasible, job training, employment, and contracting opportunities, as required by the GLO Community Development Block Grant Program (GLO CDBG), DR4332 Project.**

ACTION: Approved a Section 3 Policy, per 12 U.S.C. 1701u, which will give Section 3 residents and businesses, to the greatest extent feasible, job training, employment, and contracting opportunities, as required by the GLO Community Development Block Grant Program (GLO CDBG), DR4332 Project.

PERSONS APPEARING BEFORE THE COURT: Harold Streicher, Assistant County Attorney; Janet Carrigan, Emergency Management Coordinator/Floodplain 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. Muras, vote for **X**, vote against _____

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

9. **SUBJECT: Consider and take appropriate action concerning the approval of an Excessive Force Policy in accordance with 24 CFR 91.325(b)(6), as required by the GLO Community Development Block Grant Program (GLO CDBG), DR4332 Project.**

ACTION: Approved an Excessive Force Policy in accordance with 24 CFR 91.325(b)(6), as required by the GLO Community Development Block Grant Program (GLO CDBG), DR4332 Project.

PERSONS APPEARING BEFORE THE COURT: Harold Streicher, Assistant County Attorney; Janet Carrigan, Emergency Management Coordinator/Floodplain Administrator

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 _____

10. **SUBJECT: Consider and take appropriate action concerning the approval for Fayette County of a Section 504 Policy against Discrimination based on a Handicap, and Grievance Procedures concerning same, as required by the GLO Community Development Block Grant Program (GLO CDBG), DR4332 Project.**

ACTION: Approved for Fayette County, a Section 504 Policy against Discrimination based on a Handicap, and Grievance Procedures concerning same, as required by the GLO Community Development Block Grant Program (GLO CDBG), DR4332 Project.

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 _____

11. **SUBJECT: Consider and take appropriate action concerning the approval of a Limited English Proficiency Plan pertaining to the GLO Community Development Block Grant Program (GLO CDBG), DR4332 Project.**

ACTION: Approved a Limited English Proficiency Plan pertaining to the GLO Community Development Block Grant Program (GLO CDBG), DR4332 Project.

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 _____

VIII.

Meeting adjourned at **10:47 a.m., July 31, 2019**, on motion by Commissioner **McBroom**, seconded by Commissioner **Sternadel**, votes for **5**, votes against **0**.

APPROVED this **15th** day of **August, 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