

MINUTES OF COMMISSIONERS' COURT MEETING

I.

Attached hereto is/are public notice(s) posted for the meeting of **May 8, 2017**.

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, **Absent**
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; Randy Noviskie, Chief Deputy Sheriff; Kathy Kleiber, County Auditor; Cassie Austin, Court Administrator; Harold Streicher, Assistant County Attorney; Janet Carrigan, Emergency Management Coordinator; Skip Caldwell, Airport Manager; Sharon Muzny, EMS Director; Malissa Mieth, EMS Assistant Director;**

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 **Weishuhn**, votes for **4**, 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: Closed public comments.

PERSONS APPEARING BEFORE THE COURT:

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

Commr. McBroom, vote for ____, vote against. **Absent**

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: Consider and take appropriate action in signing a proclamation designating the week of May 21-27, 2017, as Emergency Medical Services Week.**

ACTION: Signed a proclamation designating the week of May 21-27, 2017, as Emergency Medical Services Week. See attachment hereto marked "Agenda Action 2 Exhibit".

PERSONS APPEARING BEFORE THE COURT:

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

Commr. McBroom, vote for ____, vote against. **Absent**

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, discuss, and take appropriate action concerning update on the Fayette Regional Air Center from Skip Caldwell, Airport Manager.**

ACTION: Accepted comments from Skip Caldwell. See attachment hereto marked "Agenda Action 3 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Skip Caldwell, Airport Manager;

MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Weishuhn.
Commr. McBroom, vote for ____, vote against. **Absent**
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 the Service Agreement between SANPRO Medical Waste Disposal and Fayette County, Texas, on behalf of Fayette County EMS.**

ACTION: Signed Service Agreement between SANPRO Medical Waste Disposal and Fayette County, Texas, on behalf of Fayette County EMS. See attachment hereto marked "Agenda Action 4 Exhibit".

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

MOVED BY COMMR. Muras, SECONDED BY COMMR. Berckenhoff.
Commr. McBroom, vote for ____, vote against. **Absent**
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 entering into a *Licensing Agreement for the Operative IQ Mobile Inventory Management System for Emergency Medical Services*, and also a *Customer Rebate Agreement*; both are agreements between Fayette County, Texas and Bound Tree Medical, LLC.

ACTION: Entered into Licensing Agreement for Operative IQ Mobile Inventory Management System for Emergency Medical Services and also a Customer Rebate Agreement both are agreements between Fayette County, Texas and Bond Tree Medical, LLC. See attachment hereto marked "Agenda Action 5 Exhibit".

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

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

Commr. McBroom, vote for ____, vote against. **Absent**

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 County re-applying for a variance from the City of La Grange, Texas for a temporary special use permit to continue having a single-wide manufactured home in a commercial zone at the EMS Station No. 1 site, 740 E. Camp St., La Grange, TX 78945

ACTION: Approved the county re-applying for a variance from the City of La Grange, Texas for a temporary special use permit to continue having a single-wide manufactured home in a commercial zone at the EMS Station No. 1 site, 740 E. Camp St., La Grange, TX 78945. See attachment hereto marked "Agenda Action 6 Exhibit".

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

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

Commr. McBroom, vote for ____, vote against. **Absent**

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: Discussion and consideration with possible action concerning the amount of funds that will be necessary for the financing of the construction of the new EMS Headquarters and Station One, located at 1721 N. Von Minden Rd, La Grange, Texas and for the addition to the Dan R. Beck Justice Center, located at 1646 N. Jefferson Street, La Grange, Texas.**

ACTION: Deferred until next meeting.

PERSONS APPEARING BEFORE THE COURT: Harold Streicher, Assistant County Attorney; Randy Noviskie, Chief Deputy Sheriff;

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

Commr. McBroom, vote for ____, vote against. **Absent**

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: Discussion and consideration with possible action including authorizing the County Judge to sign on behalf of the County a letter of engagement or similar document to retain the Law Firm of Naman, Howell, Smith, and Lee, Waco, Texas, as recommended by the County Attorney's Office, to procure Certificates of Obligation to provide the funds required to construct the new EMS Headquarters and Station One and to construct the addition to Dan R. Beck Justice Center.**

ACTION: Authorized County Judge to sign on behalf of the County a letter of engagement or similar document to retain the Law Firm of Naman, Howell, Smith, and Lee, Waco, Texas, as recommended by the County Attorney's Office, to procure Certificates of Obligation to provide the funds required to construct the new EMS Headquarters and Station One and to construct the addition to Dan R. Beck Justice Center.

PERSONS APPEARING BEFORE THE COURT:

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

Commr. McBroom, vote for ____, vote against. **Absent**

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 on purchasing a 2016 Chevrolet 3/4 ton pick-up from Brasher Motor Company of Weimar, Inc., at 1700 IH-10 West, Weimar, Texas, in the amount of \$27,000.00, for Road & Bridge, Precinct 3, using Precinct 3 Road & Bridge funds that are available and in the 2017 Precinct 3 budget, and authorizing County personnel to sign all necessary and required paperwork.**

ACTION: Authorized County personnel to sign all required paperwork on purchasing a 2016 Chevrolet 3/4 ton pick-up from Brasher Motor Company of Weimar, Inc., at 1700 IH-10 West, Weimar, Texas, in the amount of \$27,000.00, for Road & Bridge, Precinct 3, using Precinct 3 Road & Bridge funds that are available and in the 2017 Precinct 3 budget. 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 ____, vote against. **Absent**

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 appropriate action including approving the Affordable Care Act Reporting and Tracking Service (ARTS) Renewal with the Texas Association of County Health and Employee Benefits Pool.**

ACTION: Approved the Affordable Care Act Reporting and Tracking Service (ARTS) Renewal with the Texas Association of County Health and Employee Benefits Pool. See attachment hereto marked "Agenda Action 10 Exhibit".

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

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

Commr. McBroom, vote for ____, vote against. **Absent**

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 concerning the Onsite Services Agreement Amendment and Scheduling Addendum, both between Fayette County, Texas and Catapult Health, for Health Screenings.**

ACTION: Entered into Onsite Services Agreement Amendment and Scheduling Addendum, both between Fayette County, Texas and Catapult Health, for Health Screenings. See attachment hereto marked "Agenda Action 11 Exhibit".

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

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

Commr. McBroom, vote for ____, vote against. **Absent**

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 concerning Onsite Catapult Health Screenings to be held on June 07, 2017 – June 09, 2017.**

ACTION: Allowed Auditor to get snacks & gift cards for participants on Health Screening to be held on June 07, 2017 – June 09, 2017.

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

MOVED BY COMMR. Muras, SECONDED BY COMMR. Weishuhn.

Commr. McBroom, vote for ____, vote against. **Absent**

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 a request from the Main Street & Tourism Assistant Manager, for City of La Grange, to use the exterior Courthouse grounds and the Courthouse restrooms, which will be supervised by Citizens on Patrol, for the following events: Summer Movie Nights on the Square, June 9, June 23, and July 7, 2017.**

ACTION: Allowed Main Street & Tourism Assistant Manager, for City of La Grange, to use the exterior Courthouse grounds and the Courthouse restrooms, which will be supervised by Citizens on Patrol, for the following events: Summer Movie Nights on the Square, June 9, June 23, and July 7, 2017. See attachment hereto marked "Agenda Action 13 Exhibit".

PERSONS APPEARING BEFORE THE COURT:

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

Commr. McBroom, vote for ____, vote against. **Absent**

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 written plan of the Fayette Water Supply Corporation to bore under Janca-Shade Road and Rosanky Road (both in Precinct 3), and place and install a new water service line for five (5) new customers located on Rosanky Road, with the property ID numbers of R58647, R64751, R68332, R71052, and R55277, and for Fayette Water Supply Corporation to make repairs of any resultant damage done to Janca-Shade Road and Rosanky Road.**

ACTION: Allowed Fayette Water Supply Corporation to bore under Janca-Shade Road and Rosanky Road (both in Precinct 3), and place and install a new water service line for five (5) new customers located on Rosanky Road, with the property ID numbers of R58647, R64751, R68332, R71052, and R55277, and for Fayette Water Supply Corporation to make repairs of any resultant damage done to Janca-Shade Road and Rosanky Road. See attachment hereto marked "Agenda Action 14 Exhibit".

PERSONS APPEARING BEFORE THE COURT:

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

Commr. McBroom, vote for ____, vote against. **Absent**

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: Consider and take appropriate action in approving the written plan of Fayette Water Supply Corporation to bore under Three Mile Road (Precinct 3), and place and install a new water service line for a new customer located at 6264 Three Mile Road, and for Fayette Water Supply Corporation to make repairs of any resultant damage done to Three Mile Road.**

ACTION: Allowed Fayette Water Supply Corporation to bore under Three Mile Road (Precinct 3), and place and install a new water service line for a new customer located at 6264 Three Mile Road, and for Fayette Water Supply Corporation to make repairs of any resultant damage done to Three Mile Road. See attachment hereto marked "Agenda Action 15 Exhibit".

PERSONS APPEARING BEFORE THE COURT: James Rebecsek, Fayette Water Supply; Larry Bartosh, Fayette Water Supply;

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

Commr. McBroom, vote for ____, vote against. **Absent**

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: Consider and take appropriate action in authorizing Randy Noviskie, Chief Deputy, to attend the 31st Annual Chief Deputy Conference, June 13-16, 2017, in Kerrville, Texas.**

ACTION: Allowed Randy Noviskie, Chief Deputy, to attend the 31st Annual Chief Deputy Conference, June 13-16, 2017, in Kerrville, Texas. See attachment hereto marked "Agenda Action 16 Exhibit".

PERSONS APPEARING BEFORE THE COURT:

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

Commr. McBroom, vote for ____, vote against. **Absent**

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 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 17 Exhibit".

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

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

Commr. McBroom, vote for ____, vote against. **Absent**

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 __

18. SUBJECT: Discuss, consider, and take appropriate action concerning the EMS Headquarters and Station One.

ACTION: Accepted all comments. See attachment hereto marked "Agenda Action 18 Exhibit".

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

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

Commr. McBroom, vote for ____, vote against. **Absent**

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 **9:45 a.m.**, **May 8, 2017**, on motion by Commissioner **Muras**, seconded by Commissioner **Weishuhn**, votes for **4**, votes against **0**.

APPROVED this _____ day of _____, 2017.

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

