

MINUTES OF COMMISSIONERS COURT MEETING

I.

Attached hereto is/are public notice(s) posted for the meeting of **May 16, 2019**.

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, Tom Muras **Present**

IV.

County Officials/County Personnel present during all or any part of the meeting: **Brenda Fietsam, County Clerk; Mandy Kasper, Deputy County Clerk; Cassie Austin, Court Administrator; Blake Watson, Assistant County Attorney; Judy Blaha, EMS Administrator Assistant; Doady Rogers, FCEMS Paramedic; Debra Maddox, Airport Manager; Brayson Florus, FCEMS EMT B; Jessica Young, FCEMS EMT B; Captain Clayton Smith, FCEMS; Kathy Kleiber, County Auditor; Clint Sternadel, Representative Sewage and Subdivision Regulation Inspection Enforcement; Sharon Muzny, EMS Director; Janet Carrigan, Emergency Management Coordinator/Floodplain Administrator; Harold Streicher, Assistant County Attorney; Terri Hefner, Elections Administrator; Randy Noviskie, Chief Deputy Sheriff; Malissa Mieth, Assistant EMS Director; Alix Ross, FCEMS Paramedic; Bailey Walker, FCEMS EMT B;**

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 **Sternadel**, 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 25, 2019 – Regular Meeting

ACTION: Approved the following minutes from previous meetings.

PERSONS APPEARING BEFORE THE COURT: Brenda Fietsam, County Clerk;

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

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: 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. 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 _

3. **SUBJECT: Consider and take appropriate action in signing a proclamation designating the week of May 19-25, 2019, as Emergency Medical Services Week.**

ACTION: Signed a proclamation designating the week of May 19-25, 2019, as Emergency Medical Services Week. See attachment hereto marked "Agenda Action 3 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Sharon Muzny, EMS Director; Malissa Mieth, EMS Assistant Director; Judy Blaha, FCEMS Administrative Assistant; Captain Clayton Smith, FCEMS; Alix Ross, FCEMS Paramedic; Doady Rogers, FCEMS Paramedic; Jessica Young, FCEMS EMT B; Brayson Florus, FCEMS EMT B; Bailey Walker, FCEMS EMT B;

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 __

4. **SUBJECT: Consider and take appropriate action in signing a proclamation designating the month of May 2019 as Combined Community Action Month in Fayette County.**

ACTION: Accepted and signed proclamation designating the month of May 2019 as Combined Community Action Month in Fayette County. See attachment hereto marked "Agenda Action 4 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Kelly Franke, Combined Community Action;

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

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

5. **SUBJECT: Consider and take appropriate action in signing a proclamation designating the month of May 2019 as Elder Abuse Prevention Awareness Month in Fayette County.**

ACTION: Accepted and signed proclamation designating the month of May 2019 as Elder Abuse Prevention Awareness Month in Fayette County. See attachment hereto marked "Agenda Action 5 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Jennifer Alvarado, DFPS APS; Aaron Powell, DFPS APS; Sharon Bloom, DFPS APS; Samantha Patterson, DFPS APS;

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 _

6. **SUBJECT: Consider and take appropriate action in appointing Election Judges and Alternate Judges for the June 13, 2019 Special Election.**

ACTION: Approved appointing Election Judges and Alternate Judges for the June 13, 2019 Special Election. See attachment hereto marked "Agenda Action 6 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Terri Hefner, Elections Administrator; Harold Streicher, Assistant County Attorney;

MOVED BY COMMR. Muras, 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 _

7. **SUBJECT: Discuss, consider, and take appropriate action concerning the EMS Headquarters and Station One Construction Project, including considering and approving change orders and the purchase of a generator.**

ACTION: Approved all three items, the change order, purchase of generator, and Center Point Energy invoice. See attachment hereto marked "Agenda Action 7 Exhibit".

ADDITIONAL COMMENTS: The suggestion was made to look into a grant for work needed in the breakout rooms. We also need to check with the City to clarify when the building can be occupied, if generator needs to be put in place first.

PERSONS APPEARING BEFORE THE COURT: Clint Sternadel, Representative Sewage and Subdivision Regulation Inspection Enforcement; Gary Hafernack, DKCC; Darren Heine, BBA Architects; Kathy Kleiber, County Auditor; Harold Streicher, Assistant District Attorney; Janet Carrigan Emergency Management Coordinator/Floodplain Administrator;

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

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 _

AMEND ACTION: Accepted all bids and awarded bid to Capital Power Systems LLC..

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

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 _

Recess at 10:12 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. Muras, vote for **X**, vote against __

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

Reconvened at 10:26 a.m.

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

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

- 8. SUBJECT: Hear monthly report from Clint Sternadel, Designated Representative Sewage and Subdivision Regulation Inspection Enforcement.**

ACTION: Accepted report from Clint Sternadel, Representative Sewage and Subdivision Regulation Inspection Enforcement. See attachment hereto marked "Agenda Action 8 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Clint Sternadel, Designated Representative Sewage and Subdivision Regulation Inspection Enforcement

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

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: 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.

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

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 adopting a policy for collections from, and a policy for billing of County residents for services provided to them by the County EMS.**

ACTION: Authorized County Attorney to come up with a policy regarding outstanding balances for EMS services.

PERSONS APPEARING BEFORE THE COURT: Sharon Muzny, EMS Director; Harold Streicher, Assistant County Attorney; Judy Blaha, EMS Administrator Assistant; 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. Muras, vote for **X**, vote against ___

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

11. **SUBJECT: Hear status report from Janet Carrigan, Emergency Management Coordinator and Floodplain Administrator.**

ACTION: Accepted report from Janet Carrigan, Emergency Management Coordinator and Floodplain Administrator.

PERSONS APPEARING BEFORE THE COURT: Janet Carrigan, Emergency Management Coordinator/Floodplain Administrator, Harold Streicher, Assistant County Attorney; Kathy Kleiber, County Auditor; Sharon Muzny, EMS Director;

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

Commr. McBroom, vote for ___, vote against ___ **Break 11:10 to 11:12**

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 _

12. **SUBJECT: Consider and take appropriate action in approving and entering into a County Depository Pledge Contract with Fayette Savings Bank, ssb, which will be the Fayette County Depository Bank beginning July 1, 2019.**

ACTION: Approved and entered into a County Depository Pledge Contract with Fayette Savings Bank, ssb, which will be the Fayette County Depository Bank beginning July 1, 2019. See attachment hereto marked "Agenda Action 12 Exhibit".

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

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 _

13. **SUBJECT: Consider and take appropriate action in approving and entering into an Automated Clearing House (ACH) Originator Agreement with Fayette Savings Bank, ssb.**

ACTION: Approved and signed both Automated Clearing House (ACH) Originator Agreements with Fayette Savings Bank, ssb. See attachment hereto marked "Agenda Action 13 Exhibit".

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

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 ___

14. **SUBJECT: Consider and take appropriate action in entering into a Release of Lease and/or associated documents in order to terminate the lease of Mike Kulhanek, of FAYCO, Inc. dba Fayette Aviation, and/or of Mico Machine Company with Fayette County, said lease concerning a land lease and property interests at the Fayette Regional Air Center, and to terminate all involvement and obligations of Mike Kulhanek and of the aforesaid entities concerning said lease and property interests.**

ACTION: Deferred until next regular scheduled or special meeting.

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 ___

15. **SUBJECT: Consider and take appropriate action concerning entering into a land lease between Wallace Albrecht and Fayette County, to enable Wallace Albrecht to lease the land, owned by Fayette County, under Hanger Number 11 at the Fayette Regional Air Center, said land lease to be for a term of twenty years, with one five-year option extension, said land lease providing that the sole ownership of the Hanger Number 11 structure shall pass to, and vest in, Fayette County, Texas at the end of the twenty year lease, or at the end of the twenty-five year lease if the option is exercised.**

ACTION: Deferred until next regular scheduled or special meeting.

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 ___

16. **SUBJECT: Consider and take appropriate action in signing a Resolution of approval and support that grant funds go to the City of Schulenburg for a new generator for the Schulenburg Police Department, the grant submission being from Rebuild Texas Fund, 2019 Preparedness Grant Award.**

ACTION: Signed Resolution of approval and support that grant funds go to the City of Schulenburg for a new generator for the Schulenburg Police Department, the grant submission being from Rebuild Texas Fund, 2019 Preparedness Grant Award. See attachment hereto marked "Agenda Action 16 Exhibit".

ADDITIONAL COMMENTS: Janet Carrigan will forward any possible grants for the County in the future.

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

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

17. **SUBJECT: Discuss, consider and take appropriate action concerning Fayette County creating a full time grant writer position, budgeting funds for the position, and concerning hiring a permanent grant writer to handle and process all Fayette County grants.**

ACTION: Agreed to look into Fayette County creating a full time grant writer position, budgeting funds for the position, and concerning hiring a permanent grant writer to handle and process all Fayette County grants.

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

18. **SUBJECT: Consider and take appropriate action concerning a request from the Community and Economic Development Manager, on behalf of the City of La Grange, to extend the visitor hours for the Courthouse until 7:00 p.m., and to utilize the Courthouse restrooms, which will be supervised by a docent provided by Main Street, for the following event: La Grange Art Stroll on the Square, Saturday, June 8, 2019.**

ACTION: Granted request from the Community and Economic Development Manager, on behalf of the City of La Grange, to extend the visitor hours for the Courthouse until 7:00 p.m., and to utilize the Courthouse restrooms, which will be supervised by a docent provided by Main Street, for the following event: La Grange Art Stroll on the Square, Saturday, June 8, 2019.

PERSONS APPEARING BEFORE THE COURT:

MOVED BY COMMR. Muras, 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 ___

19. **SUBJECT:** Consider and take appropriate action in approving the written plan of Fayette Water Supply Corporation to bore under Boulton Creek Road (Precinct 3), and place and install a new water service line and meter for a customer located at property ID R34099, and requiring Fayette Water Supply Corporation to make repairs of any resultant damage done to the roadway, sides, ditches, and right-of-way of Boulton Creek Road, and to do paving work, compacting, and restoring the roadway, sides, ditches, and right-of-way, all back to a finished natural grade.

ACTION: Approved written plan of Fayette Water Supply Corporation to bore under Boulton Creek Road (Precinct 3), and place and install a new water service line and meter for a customer located at property ID R34099, and requiring Fayette Water Supply Corporation to make repairs of any resultant damage done to the roadway, sides, ditches, and right-of-way of Boulton Creek Road, and to do paving work, compacting, and restoring the roadway, sides, ditches, and right-of-way, all back to a finished natural grade. See attachment hereto marked "Agenda Action 19 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Jim Rebecsek, Fayette County Water Supply;

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

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 _

20. **SUBJECT: Consider and take appropriate action in approving the written plan of Fayette Water Supply Corporation to bore under Citzler Road (Precinct 1), and place and install a new water service line and meter for a customer located at property ID R74418, and requiring Fayette Water Supply Corporation to make repairs of any resultant damage done to the roadway, sides, ditches, and right-of-way of Citzler Road, and to do paving work, compacting, and restoring the roadway, sides, ditches, and right-of-way, all back to a finished natural grade.**

ACTION: Approved written plan of Fayette Water Supply Corporation to bore under Citzler Road (Precinct 1), and place and install a new water service line and meter for a customer located at property ID R74418, and requiring Fayette Water Supply Corporation to make repairs of any resultant damage done to the roadway, sides, ditches, and right-of-way of Citzler Road, and to do paving work, compacting, and restoring the roadway, sides, ditches, and right-of-way, all back to a finished natural grade. See attachment hereto marked "Agenda Action 20 Exhibit".

ADDITIONAL COMMENTS: Jim Rebecsek agreed to start noting in the written plan what type of road they would be boring under along with other items.

PERSONS APPEARING BEFORE THE COURT: Jim Rebecsek, Fayette County Water Supply; 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 ___

21. **SUBJECT: Consider and take appropriate action concerning the Application for Permit to Lay Temporary Water Line in Road Right-of-Way, submitted by GeoSouthern Operating II, LLC, for said temporary water line to be placed along C H Allen Road (Precinct 2), a public county road located in Fayette County, Texas, said authorization and permit to be effective May 1, 2019.**

ACTION: Approved Application for Permit to Lay Temporary Water Line in Road Right-of-Way, submitted by GeoSouthern Operating II, LLC, for said temporary water line to be placed along C H Allen Road (Precinct 2), a public county road located in Fayette County, Texas, said authorization and permit to be effective May 1, 2019. See attachment hereto marked "Agenda Action 21 Exhibit".

ADDITIONAL COMMENTS: Harold Streicher will look to see if permits have to come through Commissioners' Court since it is not permanent. Maybe it can be done in a monthly report for these temporary permits; distinction needs to be made.

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

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. Muras, vote for **X**, vote against ___
Judge Weber, vote for **X**, vote against _

22. **SUBJECT: Consider and take appropriate action concerning the Application for Permit to Lay Temporary Water Line in Road Right-of-Way, submitted by Fayette Service Company, LLC, for said temporary water line to be placed along Krenek Rd, Rudolph Rd, and Baca Rd (Precinct 2), public county roads located in Fayette County, Texas.**

ACTION: Allowed Application for Permit to Lay Temporary Water Line in Road Right-of-Way, submitted by Fayette Service Company, LLC, for said temporary water line to be placed along Krenek Rd, Rudolph Rd, and Baca Rd (Precinct 2), public county roads located in Fayette County, Texas. See attachment hereto marked "Agenda Action 22 Exhibit".

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

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

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

23. **SUBJECT: Consider and take appropriate action in accepting a perpetual Right of Way Easement conveyed and donated to Fayette County, Texas, by Steven W. Lehmann and Terry A. Lehmann for public road, bridge, and highway purposes on the tract of land described in the Right of Way Easement, said tract of donated land being along Piney Creek Road and at Piney Creek, where a new bridge will be constructed, and authorizing the County Judge to show such acceptance by signing said Right of Way Easement on behalf of Fayette County.**

ACTION: Approved a perpetual Right of Way Easement conveyed and donated to Fayette County, Texas, by Steven W. Lehmann and Terry A. Lehmann for public road, bridge, and highway purposes on the tract of land described in the Right of Way Easement, said tract of donated land being along Piney Creek Road and at Piney Creek, where a new bridge will be constructed in Precinct 1, and authorizing the County Judge to show such acceptance by signing said Right of Way Easement on behalf of Fayette County.

ADDITIONAL COMMENTS: The Lehmann Brothers were publicly recognized for their contribution to the county.

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 _

24. **SUBJECT: Consider and take appropriate action concerning discussing and possibly approving an Order to Adopt Ordinance Prohibiting Solid Waste Disposal in Fayette County, Texas.**

ACTION: Deferred until next regular scheduled meeting.

ADDITIONAL COMMENTS: It was requested to have Public Hearings.

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

MOVED BY COMMR. Muras, 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 ___

25. **SUBJECT: Consider and take appropriate action concerning discussing applications, procedures, and fees for road bonds (road use agreement) regarding damage to county roads caused by, or to be caused by oil exploration and production, and by other heavy equipment, and also discussing applications, procedures and fees for entering into road usage agreements.**

ACTION: Deferred until next regular scheduled or special meeting.

ADDITIONAL COMMENTS: Judge Weber recommended that the Commissioners approach these companies early on in hopes that they will work with us on the issues.

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

MOVED BY COMMR. McBroom, 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 _

26. **SUBJECT: Consider and take appropriate action concerning approving Fayette County Driveway Standards, and approving standards for mailboxes and their placement, and concerning adopting applications, permits, procedures, and fees required to be completed and paid prior to authorizing the placement in County rights-of-way of a driveway entrance to private property, and, similarly, prior to placing mailboxes along and/or in County rights-of-ways.**

ACTION: Deferred until next regular scheduled or special meeting.

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. Berkenhoff, vote for **X**, vote against __
Commr. Muras, vote for **X**, vote against __
Judge Weber, vote for **X**, vote against __

27. **SUBJECT: Consider and take appropriate action concerning the adoption of all final changes made to Personnel Policy Manual, Section 7.01, and to the Alcohol and Drug Abuse Policy for CDL Drivers, so that updated copies can be distributed to all employees.**

ACTION: Deferred until next regular scheduled or special meeting.

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. Berkenhoff, vote for **X**, vote against __
Commr. Muras, vote for **X**, vote against __
Judge Weber, vote for **X**, vote against __

28. **SUBJECT: Consider and take appropriate action on Resolution Authorizing the Disposition of Salvage and Surplus Property, in accordance with Local Government Code 263.152-158, with said property to be offered for sale at an online auction by Rene' Bates Auctioneers, Inc.**

ACTION: Signed Resolution Authorizing the Disposition of Salvage and Surplus Property, in accordance with Local Government Code 263.152-158, with said property to be offered for sale at an online auction by Rene' Bates Auctioneers, Inc. See attachment hereto marked "Agenda Action 28 Exhibit".

ADDITIONAL COMMENTS: Light fixtures from the airport were accidentally omitted from previous list and will be sold on Rene Bates Online Auction so they do not have to be stored.

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

MOVED BY COMMR. McBroom, 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 _

29. **SUBJECT: Consider and take appropriate action concerning Fayette County purchasing for Precinct 2 a used 2012 Day Cab Peterbilt (VIN 1XPWD49X8CD139598), presently located at V & T Truck Center, 5001 Whitehurst Drive, Longview, Texas 75602, for \$47,750.00 payable to V & T Truck Center, using Precinct 2 Road and Bridge funds that are available and in the 2019 Precinct 2 budget, and authorizing County personnel to sign all necessary and required paperwork.**

ACTION: Approved Fayette County purchasing for Precinct 2 a used 2012 Day Cab Peterbilt (VIN 1XPWD49X8CD139598), presently located at V & T Truck Center, 5001 Whitehurst Drive, Longview, Texas 75602, for \$47,750.00 payable to V & T Truck Center, using Precinct 2 Road and Bridge funds that are available and in the 2019 Precinct 2 budget, and authorizing County personnel to sign all necessary and required paperwork. See attachment hereto marked "Agenda Action 29 Exhibit".

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 ___

30. **SUBJECT: Consider and discuss setting a date, time and location for a Payroll Workshop to be held by the Commissioners Court.**

ACTION: Approved for a Payroll Workshop to be held by the Commissioners Court.

ADDITIONAL COMMENTS: Kathy Kleiber will look into dates; need to have it before June 4, 2019.

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

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

31. **SUBJECT: Consider and take appropriate action in authorizing Randy Noviskie, Chief Deputy, to attend the Chief Deputy Annual Conference June 11-14, 2019, in Kerrville, Texas.**

ACTION: Allowed Randy Noviskie, Chief Deputy, to attend the Chief Deputy Annual Conference June 11-14, 2019, in Kerrville, Texas.

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 _

32. **SUBJECT: Consider and take appropriate action in authorizing Nelda Rubio, Indigent Health Care Coordinator, to attend the Region 7 County Indigent Health Care Program Training, May 15-16, 2019, in Waco, Texas.**

ACTION: Allowed Nelda Rubio, Indigent Health Care Coordinator, to attend the Region 7 County Indigent Health Care Program Training, May 15-16, 2019, in Waco, Texas.

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 _

33. **SUBJECT: Consider and take appropriate action in authorizing Doady Rogers, Paramedic, to attend the Centre for Emergency Health Sciences, Critical Care Skills Class, August 8, 2019, in Spring Branch, Texas.**

ACTION: Authorized Doady Rogers, Paramedic, to attend the Centre for Emergency Health Sciences, Critical Care Skills Class, August 8, 2019, in Spring Branch, Texas.

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 _

34. **SUBJECT: Consider and take appropriate action concerning Fines and Fees collected during the period of January 01, 2019 to March 31, 2019.**

ACTION: Approved Fines and Fees collected during the period of January 01, 2019 to March 31, 2019. See attachment hereto marked "Agenda Action 34 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. 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 ___

35. **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 35 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. 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 **12:17 p.m., May 16, 2019**, on motion by Commissioner **Muras**, seconded by Commissioner **Sternadel**, votes for **5**, votes against **0**.

APPROVED this **30th** day of **May**, 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