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## MINUTES OF COMMISSIONERS COURT MEETING

### I.

Attached hereto is/are public notice(s) posted for the meeting of **February 13, 2020**.

### II.

The minutes of the Regular Meeting of Fayette County, Texas, Commissioners Court held in the Commissioners Courtroom (3<sup>rd</sup> 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:  
**Mandy Kasper, County Clerk; Brenda Fietsam, County Clerk; Cassie Austin, Court Administrator; Kathy Kleiber, Auditor; Blake Watson, Assistant County Attorney; Randy Noviskie, Chief Deputy Sheriff; Clint Sternadel, County Inspector & Office of Development & Permitting; Judy Blaha, EMS; Keith Korenek, Sheriff; Sharon Muzny, EMS Director; Harold Streicher, Assistant County Attorney; Mark Zimmerman, Deputy Sheriff**

### V.

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

### VI.

Meeting opened at **9:17 a.m.** on motion by Commissioner **Berckenhoff**, seconded by Commissioner **McBroom**, 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.”

#### I N V O C A T I O N

**AGENDA ACTION:**

- 1. SUBJECT: Open and hold Public Hearing concerning proposed adoption and passage of a Resolution by the Commissioners Court that states that Fayette County, Texas elects to become eligible to participate in Tax Abatement, and concerning the proposed establishment and adoption of Guidelines and Criteria Governing Tax Abatement Agreements to be entered into by Fayette County.**

**ACTION: Opened Public Hearing.**

**PERSONS APPEARING BEFORE THE COURT: Harold Streicher, Assistant County Attorney; Jerry Schatte; Tom Hudson; Deborah Frank; Cliff Giese; Mike Whitten; Dick Frenzel; Lee Fritsch; Brandon Schielack; Wilson Huffer; Dennis Sentenac; Evan Horn, Ernest & Young**

**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 \_\_\_\_\_

**ACTION: Accepted all comments concerning proposed adoption and passage of a Resolution by the Commissioners Court that states that Fayette County, Texas elects to become eligible to participate in Tax Abatement, and concerning the proposed establishment and adoption of Guidelines and Criteria Governing Tax Abatement Agreements to be entered into by Fayette County.**

**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 \_\_\_\_\_

**1A. SUBJECT: Close Public Hearing.**

**ACTION: Closed Public Hearing.**

PERSONS APPEARING BEFORE THE COURT:

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 \_\_\_\_\_

**2. SUBJECT: Consider and take appropriate action, and adopt and sign a Resolution and Order that Fayette County, Texas elects to immediately become eligible to participate in Tax Abatement.**

**ACTION: Adopted and Signed a Resolution and Order that Fayette County, Texas elects to immediately become eligible to participate in Tax Abatement. "See attachment hereto marked Agenda Action 2 Exhibit."**

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

MOVED BY COMMR. **Muras**, SECONDED BY JUDGE **Weber**.

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

Commr. Sternadel, vote for \_\_\_\_\_, vote against **X**

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

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

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

3. **SUBJECT: Consider, discuss, and take appropriate action, and establish, adopt, and sign Guidelines & Criteria Governing Tax Abatement Agreements to be entered into and granted by Fayette County, Texas.**

**ACTION: Accepted all comments. Information will be made available to the public via website & Commissioners will have hard copies. Deferred until regular scheduled meeting on 02/27/2020. "See attachment hereto marked Agenda Action 3 Exhibit."**

**PERSONS APPEARING BEFORE THE COURT: Harold Streicher, Assistant County Attorney; Dennis Sentenac; Lee Fritsch; Deborah Frank; Wilson Huffer; Mike Whitten**

**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 \_\_\_\_\_

4. **SUBJECT: Open and hold Public Hearing on proposed ordinance prohibiting the disposal or processing of municipal or industrial solid waste in Fayette County, and specifically designating the area(s) of Fayette County in which the disposal or processing of municipal or industrial solid waste is not prohibited.**

**ACTION: Opened Public Hearing.**

**ACTION: Accepted all comments on proposed ordinance prohibiting the disposal or processing of municipal or industrial solid waste in Fayette County, and specifically designating the area(s) of Fayette County in which the disposal or processing of municipal or industrial solid waste is not prohibited. "See attachment hereto marked Agenda Action 4 Exhibit."**

**PERSONS APPEARING BEFORE THE COURT: Blake Watson, Assistant County Attorney; Dennis Sentenac; Harold Streicher, Assistant County Attorney; Mike Whitten; Deborah Frank; Jerry Schatte**

**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 \_\_\_\_\_

- 4A. **SUBJECT: Close Public Hearing.**

**ACTION: Closed Public Hearing.**

**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 \_\_\_\_\_

**Recessed at 10:58 a.m.**

**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 \_\_\_\_\_

**Reconvened at 11:12 a.m.**

**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 \_\_\_\_\_

- 5. SUBJECT: Consider, discuss, and take appropriate action, and adopt and sign an Order and Ordinance Prohibiting the Disposal or Processing of Municipal Solid Waste or Industrial Solid Waste in Fayette County, Texas.**

**ACTION: Adopted and Signed an Order and Ordinance Prohibiting the Disposal or Processing of Municipal Solid Waste or Industrial Solid Waste in Fayette County, Texas.**

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

**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 in approving the following minutes from previous meetings:**

- I. **January 23, 2020 – Regular Meeting 9:00am**
- II. **January 23, 2020 – Regular Meeting 1:30pm**

**ACTION: Approved minutes from previous meetings.**

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

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

**ACTION: Opened public comments. Accepted comments from Kris Robles about grants for small business owners affected by Hurricane Harvey from GLO. Judge Weber made comments about the Census that is starting in the next few months. Closed public comments.**

**PERSONS APPEARING BEFORE THE COURT: Kris Robles, GLO**

**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 presentation, discuss, consider and take appropriate action concerning presentation from Arx Advantage concerning the proposed development named La Grange Springs, and in approving a Resolution of Support.**

**ACTION: Accepted presentation from Arx Advantage concerning the proposed development named La Grange Springs. Approved Resolution of Support. Authorized Judge Weber to sign a Resolution of Support. "See attachment hereto marked Agenda Action 8 Exhibit."**

**PERSONS APPEARING BEFORE THE COURT: Robbye Meyer, ARX Advantage; Dennis Sentenac**

**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: Hear presentation, discuss, consider, and take appropriate action concerning presentation from Ambulance Medical Billing.**

**ACTION: Accepted presentation from Ambulance Medical Billing.**

**ACTION: Requested Ambulance Medical Billing to come to Commissioners Court every quarter to give updates.**

**PERSONS APPEARING BEFORE THE COURT: Dana Evans, AMB Senior Director of Operations; Sharon Muzny, EMS Director**

**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 \_\_\_\_\_

**10. 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 10 Exhibit."**

**PERSONS APPEARING BEFORE THE COURT: Sharon Muzny, EMS Director; Dana Evans, AMB Senior Director of Operations**

**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 \_\_\_\_\_

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

**ACTION: Accepted all comments concerning the EMS Headquarters and Station One Construction Project.**

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

**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 \_\_\_\_\_

**12. SUBJECT: Consider and take appropriate action concerning the application from Daniel Muras Estate, requesting a variance to allow the division of their real property.**

**ACTION: Approved application from Daniel Muras Estate, requesting a variance to allow the division of their real property. "See attachment hereto marked Agenda Action 2 Exhibit."**

**PERSONS APPEARING BEFORE THE COURT: Clint Sternadel, County Inspector & Office of Development & Permitting; Kevin Von Minden, BEFCO**

**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 \_\_\_\_\_

**13. SUBJECT: Consider and take appropriate action concerning the application from Antonio Espinosa, requesting a variance to allow the division of their real property.**

**ACTION: Approved the application from Antonio Espinosa, requesting a variance to allow the division of their real property. "See attachment hereto marked Agenda Action 13 Exhibit."**

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

**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 \_\_\_\_\_

**14. SUBJECT: Hear monthly report from Clint Sternadel, County Inspector & Office of Development & Permitting.**

**ACTION: Accepted monthly report from Clint Sternadel, County Inspector & Office of Development & Permitting. "See attachment hereto marked Agenda Action 14 Exhibit."**

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

**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 \_\_\_\_\_

**15. SUBJECT: Consider and take appropriate action concerning approving the revised list of election judges reflecting consolidated precincts and temporary reassignments for the March 3, 2020 Joint Primary Election.**

**ACTION: Approved revised list of election judges reflecting consolidated precincts and temporary reassignments for the March 3, 2020 Joint Primary Election. "See attachment hereto marked Agenda Action 15 Exhibit."**

**PERSONS APPEARING BEFORE THE COURT:**

**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 \_\_\_\_\_

16. **SUBJECT: Consider and take appropriate action, and approve the amount of a processing fee (suggested amount: \$250.00) for each crossing of a County Road by small cables, and approve a written permit form with criteria and conditions for a request for Permit to lay small cables across a County Road for the purpose of acquiring geophysical, treatment, and monitoring data emitted from an oil & gas well before, during, and after the well completion and “fracking” process.**

**ACTION: Approved the amount of a processing fee of \$250.00 for each crossing of a County Road by small cables, and Approved a written permit form with criteria and conditions for a request for Permit to lay small cables across a County Road for the purpose of acquiring geophysical, treatment, and monitoring data emitted from an oil & gas well before, during, and after the well completion and “fracking” process.**

**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 \_\_\_\_\_

**Recessed at 12:26 p.m.**

**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 \_\_\_\_\_

**Reconvened at 12:32 p.m.**

**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 \_\_\_\_\_

17. **SUBJECT: Consider and take appropriate action concerning the request from MicroSeismic, Inc., to be granted a permit to lay cables across designated county roads in Precinct 2, to monitor and record real time data generated by the completion and "fracking" process of an oil and gas well located in Precinct 2.**

**ACTION: Approved request from MicroSeismic, Inc., to be granted a permit to lay cables across designated county roads in Precinct 2, to monitor and record real time data generated by the completion and "fracking" process of an oil and gas well located in Precinct 2. "See attachment hereto marked Agenda Action 17 Exhibit."**

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

**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 \_\_\_\_\_

18. **SUBJECT: Consider and take appropriate action, and approve an administrative and processing fee (suggested amount: \$500.00) for researching and processing requests by owners of real property requesting that Fayette County prepare and enter an Order abandoning, disclaiming, and vacating the interests of Fayette County and of the public in abandoned, unused, undeveloped public road and/or public alley dedications to the public, and public easements.**

**ACTION: Approved an administrative and processing fee \$500.00 for researching and processing requests by owners of real property requesting that Fayette County prepare and enter an Order abandoning, disclaiming, and vacating the interests of Fayette County and of the public in abandoned, unused, undeveloped public road and/or public alley dedications to the public, and public easements.**

**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 \_\_\_\_\_

**19. SUBJECT: Consider and take appropriate action, including signing an Order, regarding a request by Hugo and Vicki Rodriguez, for Fayette County, on behalf of the County and the public, to disclaim an interest in, and to vacate the interest of the County and the public, and/or to abandon streets and alleys platted and which appear on a private, professional, sealed survey of property owned by Hugo and Vicki Rodriguez, in the Green DeWitt Survey, A-165, in the community of Ledbetter, Fayette County, Texas.**

**ACTION: Approved and Signed an Order, regarding a request by Hugo and Vicki Rodriguez, for Fayette County, on behalf of the County and the public, to disclaim an interest in, and to vacate the interest of the County and the public, and/or to abandon streets and alleys platted and which appear on a private, professional, sealed survey of property owned by Hugo and Vicki Rodriguez, in the Green DeWitt Survey, A-165, in the community of Ledbetter, Fayette County, Texas.**

**PERSONS APPEARING BEFORE THE COURT: Harold Streicher, Assistant County Attorney; Vickie Rodriguez**

**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. Muras, vote for **X**, vote against \_\_\_\_\_

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

20. **SUBJECT: Consider and take appropriate action by accepting and approving the written plan of Fayette Water Supply Corporation (FWSC) to bore under Creamer Creek Road (Precinct 3), and to place and install a new water service line and meter for a customer located at property ID R30793, and requiring Fayette Water Supply Corporation to make repairs of any resultant damage done to the roadway, sides, ditches, and right-of-way of Creamer Creek Road, all back to a finished natural grade, and requiring FWSC to continue to return and do paving work, compacting, restoring, and monitoring of the roadway, sides, ditches, and right-of-way of said County Road so that said County Road continues to remain in the condition it was in prior to the work by FWSC.**

**ACTION: Accepted and Approved the written plan of Fayette Water Supply Corporation (FWSC) to bore under Creamer Creek Road (Precinct 3), and to place and install a new water service line and meter for a customer located at property ID R30793, and requiring Fayette Water Supply Corporation to make repairs of any resultant damage done to the roadway, sides, ditches, and right-of-way of Creamer Creek Road, all back to a finished natural grade, and Required FWSC to continue to return and do paving work, compacting, restoring, and monitoring of the roadway, sides, ditches, and right-of-way of said County Road so that said County Road continues to remain in the condition it was in prior to the work by FWSC. "See attachment hereto marked Agenda Action 20 Exhibit."**

**PERSONS APPEARING BEFORE THE COURT: Jim Rebeck, Fayette Water Supply Corporation**

**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 \_\_\_\_\_

21. **SUBJECT: Consider and take appropriate action by accepting and approving the written plan of Fayette Water Supply Corporation to bore under Lidiak Road (Precinct 4), and to place and install a new water service line and meter for a customer located at property ID R34920, and requiring Fayette Water Supply Corporation to make repairs of any resultant damage done to the roadway, sides, ditches, and right-of-way of Lidiak Road, all back to a finished natural grade, and requiring FWSC to continue to return and do paving work, compacting, restoring, and monitoring of the roadway, sides, ditches, and right-of-way of said County Road so that said County Road continues to remain in the condition it was in prior to the work by FWSC.**

**ACTION: Accepted and Approved the written plan of Fayette Water Supply Corporation to bore under Lidiak Road (Precinct 4), and to place and install a new water service line and meter for a customer located at property ID R34920, and Requiring Fayette Water Supply Corporation to make repairs of any resultant damage done to the roadway, sides, ditches, and right-of-way of Lidiak Road, all back to a finished natural grade, and requiring FWSC to continue to return and do paving work, compacting, restoring, and monitoring of the roadway, sides, ditches, and right-of-way of said County Road so that said County Road continues to remain in the condition it was in prior to the work by FWSC. "See attachment hereto marked Agenda Action 21 Exhibit."**

**PERSONS APPEARING BEFORE THE COURT: Jim Rebeck, Fayette Water Supply Corporation**

**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 \_\_\_\_\_

22. **SUBJECT: Consider and take appropriate action by accepting and approving the plan of Colorado Valley Telephone Cooperative, Inc (CVTC) to install new buried copper cables within the corridors of the following road(s): Demel Rd (Precinct 2), and Speed Ln (Precinct 3), and requiring CVTC to be responsible for repairs, and/or being required to make repairs, of direct or collateral damage, if any, caused by CVTC, and/or its contractors, to the preceding road(s), and to other utilities utilizing the public right-of-ways.**

**ACTION: Accepted and Approved the plan of Colorado Valley Telephone Cooperative, Inc (CVTC) to install new buried copper cables within the corridors of the following road(s): Demel Rd (Precinct 4), and Speed Ln (Precinct 3), and Required CVTC to be responsible for repairs, and/or being Required to make repairs, of direct or collateral damage, if any, caused by CVTC, and/or its contractors, to the preceding road(s), and to other utilities utilizing the public right-of-ways. "See attachment hereto marked Agenda Action 22 Exhibit."**

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 \_\_\_\_\_

23. **SUBJECT: Consider and take appropriate action by accepting and approving the plan of Colorado Valley Telephone Cooperative, Inc (CVTC) to install new buried fiber optic cables within the corridors of the following road(s): Jurecka Rd, Haw Creek Rd, Treybig Loop, Laird Rd, Konetzke Ln (Precinct 2), Airport Rd, (Precinct 3), and W Guenther Rd (Precinct 4), and requiring CVTC to be responsible for repairs, and/or being required to make repairs, of direct or collateral damage, if any, caused by CVTC, and/or its contractors, to the preceding road(s), and to other utilities utilizing the public right-of-ways.**

**ACTION: Accepted and Approved the plan of Colorado Valley Telephone Cooperative, Inc (CVTC) to install new buried fiber optic cables within the corridors of the following road(s): Jurecka Rd, Haw Creek Rd, Treybig Loop, Laird Rd, Konetzke Ln (Precinct 2), Airport Rd, (Precinct 3), and W Guenther Rd (Precinct 4), and Required CVTC to be responsible for repairs, and/or being Required to make repairs, of direct or collateral damage, if any, caused by CVTC, and/or its contractors, to the preceding road(s), and to other utilities utilizing the public right-of-ways. "See attachment hereto marked Agenda Action 23 Exhibit."**

PERSONS APPEARING BEFORE THE COURT:

**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 \_\_\_\_\_

24. **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 water line to be placed along Krenek Road, Rudolph Road, Baca Road, Schumacher Road and Kasmiersky Road (Precinct 2), public county roads located in Fayette County, Texas.**

**ACTION: Accepted the Application for Permit to Lay Temporary Water Line in Road Right-of-Way, submitted by Fayette Service Company, LLC, for said water line to be placed along Krenek Road, Rudolph Road, Baca Road, Schumacher Road and Kasmiersky Road (Precinct 2), public county roads located in Fayette County, Texas. "See attachment hereto marked Agenda Action 24 Exhibit."**

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

**MOVED BY COMMR. Sternadel, 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 \_\_\_\_\_

25. **SUBJECT: Consider and take appropriate action concerning approving and signing the Inmate Healthcare Services Agreement between Fayette County, Texas and Tejas Health Care.**

**ACTION: Approved and Signed the Inmate Healthcare Services Agreement between Fayette County, Texas and Tejas Health Care. "See attachment hereto marked Agenda Action 25 Exhibit."**

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

**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 \_\_\_\_\_

26. **SUBJECT: Consider and take appropriate action in approving the creation of a new employee position for Road & Bridge Precinct 4.**

**ACTION: Approved the creation of a new employee position for Road & Bridge Precinct 4.**

**PERSONS APPEARING BEFORE THE COURT: Commissioner Tom Muras**

**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 \_\_\_\_\_

27. **SUBJECT: Consider and take appropriate action on bids of property not sold at Sheriff's Sale – Cause No. 1836 - La Grange ISD.**

**ACTION: Rejected bids of property not sold at Sheriff's Sale – Cause No. 1836 - La Grange ISD. "See attachment hereto marked Agenda Action 27 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 \_\_\_\_\_

28. **SUBJECT: Consider and take appropriate action in acknowledging the 2019 Racial Profiling Report as submitted by the Fayette County Constable Precinct #1.**

**ACTION: Acknowledged the 2019 Racial Profiling Report as submitted by the Fayette County Constable Precinct #1. "See attachment hereto marked Agenda Action 28 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 \_\_\_\_\_

29. **SUBJECT: Consider and take appropriate action in acknowledging the 2019 Racial Profiling Report as submitted by the Fayette County Sheriff's Department.**

**ACTION: Acknowledged the 2019 Racial Profiling Report as submitted by the Fayette County Sheriff's Department. "See attachment hereto marked Agenda Action 29 Exhibit."**

PERSONS APPEARING BEFORE THE COURT:

**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 \_\_\_\_\_

30. **SUBJECT: Consider and take appropriate action in acknowledging the Certificates of Course Completion for the Public Information Act and Open Meetings Act for Craig Moreau, Emergency Management Coordinator.**

**ACTION: Acknowledged the Certificates of Course Completion for the Public Information Act and Open Meetings Act for Craig Moreau, Emergency Management Coordinator. "See attachment hereto marked Agenda Action 30 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 \_\_\_\_\_

31. **SUBJECT: Consider and take appropriate action in authorizing Jessica Pietsch, Deputy District Clerk, to attend the 2020 Texas Conference on Criminal Justice Information System Reporting, to be held on March 8-10, 2020, in Denton, Texas.**

**ACTION: Authorized Jessica Pietsch, Deputy District Clerk, to attend the 2020 Texas Conference on Criminal Justice Information System Reporting, to be held on March 8-10, 2020, in Denton, 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 \_\_\_\_\_

32. **SUBJECT: Consider and take appropriate action in authorizing Clint Sternadel, County Inspector, to attend the Texas On-site Wastewater Association 2020 Annual Conference, to be held on March 9-11, 2020, in Waco, Texas.**

**ACTION: Authorized Clint Sternadel, County Inspector, to attend the Texas On-site Wastewater Association 2020 Annual Conference, to be held on March 9-11, 2020, in Waco, Texas.**

PERSONS APPEARING BEFORE THE COURT:

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 \_\_\_\_\_

33. **SUBJECT: Consider and take appropriate action in authorizing Tamah Bullock-Thomas, Deputy Clerk, to attend the Texas College of Probate Judges, to be held on March 5-6, 2020, in Austin, Texas.**

**ACTION: Authorized Tamah Bullock-Thomas, Deputy Clerk, to attend the Texas College of Probate Judges, to be held on March 5-6, 2020, in Austin, Texas.**

PERSONS APPEARING BEFORE THE COURT:

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 \_\_\_\_\_

34. **SUBJECT: Consider and take appropriate action in authorizing County Judge Joe Weber to attend the Texas College of Probate Judges, to be held on March 5-6, 2020, in Austin, Texas.**

**ACTION: Authorized County Judge Joe Weber to attend the Texas College of Probate Judges, to be held on March 5-6, 2020, in Austin, Texas.**

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 \_\_\_\_\_

35. **SUBJECT: Consider and take appropriate action in approving the Technical Refresh Quotation regarding “Hindsight” Fault Tolerant Digital Logging Recorder System for the Fayette County Sheriff’s Department.**

**ACTION: Approved and Accepted the Technical Refresh Quotation regarding “Hindsight” Fault Tolerant Digital Logging Recorder System for the Fayette County Sheriff’s Department. “See attachment hereto marked Agenda Action 35 Exhibit.”**

**PERSONS APPEARING BEFORE THE COURT: Kathy Kleiber, Auditor; Randy Noviskie, Chief Deputy Sheriff**

**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 \_\_\_\_\_

36. **SUBJECT: Consider and take appropriate action approving the 2020 Fayette County Attorney Forfeiture Budget.**

**ACTION: Approved 2020 Fayette County Attorney Forfeiture Budget.**

**PERSONS APPEARING BEFORE THE COURT: Kathy Kleiber, 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 \_\_\_\_\_

**37. SUBJECT: Consider and take appropriate action in approving audit and FY2019 Chapter 59 Asset Forfeiture Reports by Law Enforcement Agencies (Sheriff & Fayette County Narcotics Unit) as required by Article 59.06 of the Code of Criminal Procedure.**

**ACTION: Deferred until next regular meeting.**

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

**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 \_\_\_\_\_

**38. SUBJECT: Consider and take appropriate action discussing 2020 Catapult Employee Health Onsite Checkups and possibly authorizing the County Auditor to plan this event.**

**ACTION: Accepted all comments and Authorized 2020 Catapult Employee Health Onsite Checkups and possibly authorizing the County Auditor to plan this event.**

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

**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 \_\_\_\_\_

- 39. SUBJECT: Consider and take appropriate action approving the Annual Records Retention Plan Update Agreement with Records Consultants, Inc.**

**ACTION: Approved the Annual Records Retention Plan Update Agreement with Records Consultants, Inc.**

**PERSONS APPEARING BEFORE THE COURT: Kathy Kleiber, 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 \_\_\_\_\_

- 40. 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 attachment hereto marked Agenda Action 40 Exhibit."**

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

**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 \_\_\_\_\_

VIII.

Meeting adjourned at **1:13 p.m., February 13, 2020**, on motion by Commissioner **McBroom**, seconded by Commissioner **Sternadel**, votes for **5**, votes against **0**.

**APPROVED this 27th day of February, 2020.**

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Joseph Weber  
Fayette County Judge

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Jason McBroom  
Commissioner, Precinct 1

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Luke Sternadel  
Commissioner, Precinct 2

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Harvey Berckenhoff  
Commissioner, Precinct 3

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Tom Muras  
Commissioner, Precinct 4

ATTEST:

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Brenda Fietsam  
County Clerk