MINUTES OF COMMISSIONERS COURT MEETING

I.

Attached hereto is/are public notice(s) posted for the meeting of January 14, 2021.

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 Absent
County Commissioner – Precinct No. 1, Jason McBroom Present Pro-Tem
County Commissioner – Precinct No. 2, Luke Sternadel Present
County Commissioner – Precinct No. 3, Harvey Berckenhoff Present
County Commissioner – Precinct No. 4, Drew Brossmann Present

IV.

County Officials/County Personnel present during all or any part of the meeting:
Brenda Fietsam, County Clerk; Josh Vander, EMS Director; Clint Sternadel, County Inspector & Office Development & Permitting; Cassie Austin, Court Administrator; Debra Maddox, Airport Coordinator; Paul Zapalac, Recycle Center Supervisor; Mark Zinglemann, Sheriff Department; Craig Moreau, Emergency Management Coordinator; Angela Hahn, Assistant Emergency Management Coordinator; Chris Story, Part Time Assistant Emergency Management Coordinator; Megan Dupuis, Assistant County Auditor; Brianna Vinklarek, First Assistant County Auditor; Kathy Kleiber, Part Time Assistant Auditor

V.

Persons in attendance during all of any part of the meeting:
"See Attached Exhibit A"

VI.

Meeting opened at 10:30 a.m. on motion by Commissioner Berckenhoff, seconded by Commissioner Sternadel, 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." I N V O C A T I O N

AGENDA ACTION:

1. SUBJECT: Consider and take appropriate action regarding extending, modifying and revising, if necessary, the Declaration of Local Disaster for Fayette County, Texas that was signed into order on December 23, 2020.

ACTION: Extended the Declaration of Local Disaster for Fayette County, Texas that was signed into order on December 23, 2020, for an additional 14 days.

"See attached hereto marked Agenda Action 1 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Cassie Austin, Court Administrator

MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Brossmann.

Commr. McBroom, vote for X, vote against Pro-Tem

Commr. Sternadel, vote for X, vote against

Commr. Berckenhoff, vote for $\underline{\mathbf{X}}$, vote against

Commr. Brossmann, vote for $\underline{\mathbf{X}}$, vote against

Judge Weber, vote for ______, vote against Absent

- 2. SUBJECT: Consider and take appropriate action in approving the following minutes from previous meetings:
 - I. December 23, 2020 Regular Meeting
 - II. December 31, 2020 m- Special Meeting

ACTION: Approved minutes from previous meetings.

PERSONS APPEARING BEFORE THE COURT: Brenda Fietsam, County Clerk

MOVED BY COMMR. Sternadel, SECONDED BY COMMR. Brossmann.
Commr. McBroom, vote for X, vote against Pro-Tem
Commr. Sternadel, vote for X, vote against
Commr. Berckenhoff, vote for X, vote against
Commr. Brossmann, vote for $\underline{\mathbf{X}}$, vote against
Judge Weber, vote for , vote against Absent

3.	SUBJECT: Open public comments – petitions, requests or statements by the public. Close.
	ACTION: Accepted all public comments.
	Closed public comments.
	PERSONS APPEARING BEFORE THE COURT: Rodney Reid, Ledbetter VFD Commissioner Berckenhoff; Craig Moreau, Emergency Managemen Coordinator
	MOVED BY COMMR. Sternadel, SECONDED BY COMMR. Brossmann. Commr. McBroom, vote for X, vote against Pro-Tem Commr. Sternadel, vote for X, vote against Commr. Berckenhoff, vote for X, vote against Commr. Brossmann, vote for X, vote against Judge Weber, vote for, vote against Absent
4.	SUBJECT: Consider and take appropriate action concerning the application from Steven Brown requesting a variance to allow the division of real property. ACTION: Accepted the application from Steven Brown requesting a variance to allow the division of real property. "See attached hereto marked Agenda Action 4 Exhibit".
,	PERSONS APPEARING BEFORE THE COURT: Clint Sternadel, County Inspector & Office Development & Permitting
	MOVED BY COMMR. Sternadel, SECONDED BY COMMR. Brossmann. Commr. McBroom, vote for X, vote against Pro-Tem Commr. Sternadel, vote for X, vote against Commr. Berckenhoff, vote for X, vote against Commr. Brossmann, vote for X, vote against Judge Weber, vote for , vote against Absent

5.	SUBJECT: Consider and take appropriate action in accepting and awarding a bid(s) for the runway repair at Fayette Regional Air Center.
	ACTION: Accepted Bid and Awarded Bid to Terracon for the runway repair at Fayette Regional Air Center, conditionally if amount doesn't exceed \$50,000.00.
	"See attached hereto marked Agenda Action 5 Exhibit"
	PERSONS APPEARING BEFORE THE COURT: Debra Maddox, Airport Administrator; Cassie Austin, Court Administrator; Kathy Kleiber, Assistant Part Time Auditor
	MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Brossmann. Commr. McBroom, vote for X, vote against Pro-Tem Commr. Sternadel, vote for X, vote against Commr. Berckenhoff, vote for X, vote against Commr. Brossmann, vote for X, vote against Judge Weber, vote for, vote against Absent
6.	SUBJECT: Consider and take appropriate action in approving the purchase of asphalt crack repair materials for the Fayette Regional Air Center.
	ACTION: Approved the purchase of asphalt crack repair materials for the Fayette Regional Air Center. "See attached hereto marked Agenda Action 6 Exhibit".
	PERSONS APPEARING BEFORE THE COURT: Debra Maddox , Airport Manager MOVED BY COMMR. Brossmann , SECONDED BY COMMR. McBroom . Commr. McBroom, vote for X , vote against Pro-Tem Commr. Sternadel, vote for X , vote against Commr. Berckenhoff, vote for X , vote against Lower Brossmann, vote for X , vote against Judge Weber, vote for, vote against

7.	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 attached hereto marked Agenda Action 7 Exhibit".
	PERSONS APPEARING BEFORE THE COURT: Clint Sternadel, County Inspector & Office of Development & Permitting
	MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Brossmann. Commr. McBroom, vote for X, vote against Pro-Tem Commr. Sternadel, vote for X, vote against Commr. Berckenhoff, vote for X, vote against Commr. Brossmann, vote for X, vote against Judge Weber, vote for, vote against Absent
8.	SUBJECT: Discuss, accept and approve proposed modifications and amendments to the Fayette County Subdivision Regulations.
	ACTION: Accepted and Approved modifications and amendments to the Fayette County Subdivision Regulations, with concerns to existing RV Parks, they will be allowed 24 months to be in full compliance with the Fayette County RV Park Requirements or cease operations; and An expansion of any current RV Park is required for the entire limits of the RV Park to be in compliance with the entire RV Park Requirements.
Á	"See attached hereto marked Agenda Action 8 Exhibit". PERSONS APPEARING BEFORE THE COURT: Clint Sternadel, County Inspector & Office of Development & Permitting.
	MOVED BY COMMR. McBroom , SECONDED BY COMMR. Sternadel. Commr. McBroom, vote for X , vote against Pro-Tem Commr. Sternadel, vote for X , vote against Commr. Berckenhoff, vote for X , vote against Commr. Brossmann, vote for X , vote against Judge Weber, vote for, vote against Absent

9. SUBJECT: Accept and approve Application for Permit to Lay Temporary Water Line in Road Right-of-Way, submitted by Magnolia Oil & Gas Operating, LLC for said water lines to be placed along Deer Haven Road (Precinct 2), public county road located in Fayette County, Texas. ACTION: Approved the Application for Permit to Lay Temporary Water Line in Road Right-of-Way, submitted by Magnolia Oil & Gas Operating, LLC for said water lines to be placed along Deer Haven Road (Precinct 2), public county road located in Fayette County, Texas. "See attached hereto marked Agenda Action 9 Exhibit". PERSONS APPEARING BEFORE THE COURT: Clint Sternadel, County **Inspector & Office of Development & Permitting** MOVED BY COMMR. Sternadel, SECONDED BY COMMR. Brossmann. Commr. McBroom, vote for X, vote against Pro-Tem Commr. Sternadel, vote for X, vote against Commr. Berckenhoff, vote for X, vote against Commr. Brossmann, vote for X, vote against Judge Weber, vote for , vote against Absent Hear report from Craig Moreau, Emergency Management 10. **SUBJECT:** Coordinator. ACTION: Accepted report from Craig Moreau, Emergency Management Coordinator. PERSONS APPEARING BEFORE THE COURT: Craig Moreau, Emergency Management Coordinator; Chris Story, Part Time Assistant Emergency Management MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Brossmann. Commr. McBroom, vote for X, vote against Pro-Tem Commr. Sternadel, vote for X, vote against Commr. Berckenhoff, vote for X, vote against Commr. Brossmann, vote for X, vote against

Judge Weber, vote for , vote against Absent

11. SUBJECT: Approve and enter into Terms and Conditions Agreement between Pediatric Emergency Standards, Inc., (DBA Handtevy) and Fayette County, Texas on behalf of Fayette County EMS, for training protocols, and reference materials used to treat pediatrics emergencies. ACTION: Approved and Entered into Terms and Conditions Agreement between Pediatric Emergency Standards, Inc., (DBA Handtevy) and Fayette County, Texas on behalf of Fayette County EMS, for training protocols, and reference materials used to treat pediatrics emergencies. "See attached hereto marked Agenda Action 11 Exhibit". PERSONS APPEARING BEFORE THE COURT: Josh Vandever, EMS Director MOVED BY COMMR. Brossmann, SECONDED BY COMMR. Berckenhoff. Commr. McBroom, vote for X, vote against Pro-Tem Commr. Sternadel, vote for **X**, vote against Commr. Berckenhoff, vote for X, vote against Commr. Brossmann, vote for **X**, vote against Judge Weber, vote for , vote against Absent SUBJECT: Approve and enter into an Agreement between Station Automation, 12. Inc., (DBA PSTrax) and Fayette County, Texas on behalf of Fayette County EMS, for software that allows tracking of expenses and inventory of narcotics, fleet maintenance records, and medical supplies. ACTION: Approved and Entered into an Agreement between Station Automation, Inc., (DBA PSTrax) and Fayette County, Texas on behalf of Fayette County EMS, for software that allows tracking of expenses and inventory of narcotics, fleet maintenance records, and medical supplies, for a 4 year term. "See attached hereto marked Agenda Action 12 Exhibit". PERSONS APPEARING BEFORE THE COURT: Josh Vandever, EMS Director MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Sternadel. Commr. McBroom, vote for X, vote against Pro-Tem Commr. Sternadel, vote for X, vote against Commr. Berckenhoff, vote for X, vote against Commr. Brossmann, vote for X, vote against

Judge Weber, vote for , vote against Absent

13.	SUBJECT: Acknowledge monthly calls, collection, and financial report from EMS Director Josh Vandever.
	ACTION: Accepted monthly calls, collection, and financial report from EMS Director Josh Vandever.
	"See attached hereto marked Agenda Action 13 Exhibit".
	PERSONS APPEARING BEFORE THE COURT: Josh Vandever, EMS Director
	MOVED BY COMMR. Brossmann , 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. Brossmann, vote for X , vote against Judge Weber, vote for, vote against
14.	SUBJECT: Consider, discuss, and take appropriate action by signing Interlocal Agreement between Fayette County and the City of Ellinger, being a city within the CAPCOG Region and Fayette County, concerning providing uniform addressing data and to develop and enhance emergency service delivery related to 9-1-1 GIS data accuracy and coverage.
	ACTION: Signed Interlocal Agreement between Fayette County and the City of Ellinger, being a city within the CAPCOG Region and Fayette County, concerning providing uniform addressing data and to develop and enhance emergency service delivery related to 9-1-1 GIS data accuracy and coverage.
,44.	"See attached hereto marked Agenda Action 14 Exhibit". PERSONS APPEARING BEFORE THE COURT: Cassie Austin, Court Administrator
	MOVED BY COMMR. Sternadel, SECONDED BY COMMR. Brossmann. Commr. McBroom, vote for X, vote against Pro-Tem Commr. Sternadel, vote for X, vote against Commr. Berckenhoff, vote for X, vote against Commr. Brossmann, vote for X, vote against Judge Weber, vote for, vote against Absent

15. SUBJECT: Consider and take appropriate action concerning Fayette County purchasing for Precinct 3 a used 2016 ProStar International (VIN #3HSDJAPRIGN376546), presently located at Herrmann International, 512 West Alamo, Brenham, Texas 77933, for \$39,000.00 payable to Herrmann International, using Precinct 3 Road and Bridge funds that are available and in the 2021 Precinct 3 budget, and authorizing County personnel to sign all necessary and required paperwork.

ACTION: Approved Fayette County purchasing for Precinct 3 a used 2016 ProStar International (VIN #3HSDJAPRIGN376546), presently located at Herrmann International, 512 West Alamo, Brenham, Texas 77933, for \$39,000.00 payable to Herrmann International, using Precinct 3 Road and Bridge funds that are available and in the 2021 Precinct 3 budget; and

Authorized County personnel to sign all necessary and required paperwork.

"See attached hereto marked Agenda Action 15 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Commissioner Berckenhoff

MOVED BY COMMR. Brossmann, SECONDED BY COMMR. McBroom.
Commr. McBroom, vote for X, vote against Pro-Tem
Commr. Sternadel, vote for X, vote against
Commr. Berckenhoff, vote for X, vote against
Commr. Brossmann, vote for X, vote against
Judge Weber, vote for, vote against Absent

16. SUBJECT: Consider and take appropriate action concerning Fayette County purchasing for Precinct 4 a new 2021 Armor Lite 40' bottom dump (VIN #56EA53K21MA000480), presently located at Alamo City Trailer Sales, LLC, 17515 IH-10 E, Luling, Texas 78648, for \$32,300.00 with trade-in value of \$5,000.00 being a total value of \$27,400.00 payable to Alamo City Trailer Sales, LLC, using Precinct 4 Road and Bridge funds that are available and in the 2021 Precinct 4 budget, and authorizing County personnel to sign all necessary and required paperwork.

ACTION: Approved the purchase Fayette County purchasing for Precinct 4 a new 2021 Armor Lite 40' bottom dump (VIN #56EA53K21MA000480), presently located at Alamo City Trailer Sales, LLC, 17515 IH-10 E, Luling, Texas 78648, for \$32,300.00 with trade-in value of \$5,000.00 being a total value of \$27,400.00 payable to Alamo City Trailer Sales, LLC, using Precinct 4 Road and Bridge funds that are available and in the 2021 Precinct 4 budget; and

Authorized County personnel to sign all necessary and required paperwork.

"See attached hereto marked Agenda Action 16 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Commissioner Brossmann

MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Sternadel.
Commr. McBroom, vote for X, vote against Pro-Tem
Commr. Sternadel, vote for X, vote against
Commr. Berckenhoff, vote for X, vote against
Commr. Brossmann, vote for $\underline{\mathbf{X}}$, vote against
Judge Weber, vote for, vote against Absent

17. SUBJECT: Consider and take appropriate action concerning Fayette County purchasing for the Recycle Center two new trailers, presently located at Jansky Sand & Gravel, Inc., 101 Front Street, Hallettsville, Texas 77964, for \$3,200.00 payable to Jansky Sand & Gravel, Inc., using Recycle Center funds that are available and in the 2021 Recycle Center budget, and authorizing County personnel to sign all necessary and required paperwork.

ACTION: Approved the purchasing for the Recycle Center two new trailers, presently located at Jansky Sand & Gravel, Inc., 101 Front Street, Hallettsville, Texas 77964, for \$3,200.00 payable to Jansky Sand & Gravel, Inc., using Recycle Center funds that are available and in the 2021 Recycle Center budget; and

Authorized County personnel to sign all necessary and required paperwork.

"See attached hereto marked Agenda Action 17 Exhibit".

PERSONS APPEARING BEFORE THE COURT: Paul Zapalac, Recycle Center Supervisor

MOVED BY COMMR. Brossmann, SECONDED BY COMMR. Sternadel. Commr. McBroom, vote for X, vote against Pro-Tem Commr. Sternadel, vote for X, vote against Commr. Berckenhoff, vote for X, vote against

Commr. Brossmann, vote for X, vote against

Judge Weber, vote for , vote against Absent

18. SUBJECT: Acknowledge the new service drop plans of Colorado Valley Telephone Cooperative, Inc (CVTC) to install new buried fiber optic cables and copper cables within the corridors of the following road(s): Makinson Rd (Precinct 1), Bauer Rd (Precinct 2), County Line Rd and Airport Rd (Precinct 3), Bryant Rd (Precinct 4).

ACTION: Allowed the new service drop plans of Colorado Valley Telephone Cooperative, Inc (CVTC) to install new buried fiber optic cables and copper cables within the corridors of the following road(s): Makinson Rd (Precinct 1), Bauer Rd (Precinct 2), County Line Rd and Airport Rd (Precinct 3), Bryant Rd (Precinct 4).

"See attached hereto marked Agenda Action 18 Exhibit".

PERSONS APPEARING BEFORE THE COURT:

MOVED BY COMMR. McBroom, SECONDED BY COMMR. Brossmann
Commr. McBroom, vote for <u>X</u> , vote against <u>Pro-Tem</u>
Commr. Sternadel, vote for X, vote against
Commr. Berckenhoff, vote for X, vote against
Commr. Brossmann, vote for X, vote against
Judge Weber, vote for, vote against Absent

19. SUBJECT: Consider and take appropriate action in accepting and awarding a bid(s) to an architect frim for the Founder's Park renovation.

ACTION: Deferred to a later meeting.

PERSONS APPEARING BEFORE THE COURT: Cassie Austin, Court Administrator

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

20.	SUBJECT: Authorize Commissioners & County Judge, to attend the 63rd Annual School for County Commissioners Court to be held on February 2-4, 2021 in Bryan/College Station, Texas.
	ACTION: Allowed Commissioners & County Judge, to attend the 63rd Annual School for County Commissioners Court to be held on February 2-4, 2021 in Bryan/College Station, Texas.
	Diyan/Conege Station, Texas.
	PERSONS APPEARING BEFORE THE COURT:
	MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Brossmann.
	Commr. McBroom, vote for X, vote against Pro-Tem
	Commr. Sternadel, vote for $\underline{\mathbf{X}}$, vote against
	Commr. Berckenhoff, vote for X, vote against
	Commr. Brossmann, vote for X, vote against
	Judge Weber, vote for, vote against Absent
21.	SUBJECT: Consider and take appropriate action in approving Official Bonds.
<i>M</i> 1.	SOBJECT, Consider and take appropriate action in approving Official Bonds.
	ACTION: Approved Official Bonds.
	PERSONS APPEARING BEFORE THE COURT: Kathy Kleiber, Assistant Part
	Time Auditor
	MOVED BY COMMR. Sternadel, SECONDED BY COMMR. Berckenhoff.
	Commr. McBroom, vote for $\underline{\mathbf{X}}$, vote against $\underline{\mathbf{Pro-Tem}}$
	Commr. Sternadel, vote for \underline{X} , vote against
	Commr. Berckenhoff, vote for X, vote against
	Commr. Brossmann, vote for $\underline{\mathbf{X}}$, vote against
	Judge Weber, vote for, vote against Absent

22.	SUBJECT: Consider and take appropriate action concerning amending/modifying the Fayette County Commissioners Court Temporary Order Concerning COVID-19, that was signed and approved in Commissioners Court on March 31, 2020.
	ACTION: Deferred to a future meeting.
	"See attached hereto marked Agenda Action 22 Exhibit".
	PERSONS APPEARING BEFORE THE COURT: Kathy Kleiber, Assistant Part Time Auditor; Brenda Fietsam, County Clerk; Brianna Vinklarek, First Assistant Auditor; Megan Dupuis, Assistant Auditor; Craig Moreau, Emergency Management Coordinator
	MOVED BY COMMR. McBroom, SECONDED BY COMMR. Berckenhoff Commr. McBroom, vote for X, vote against Pro-Tem Commr. Sternadel, vote for X, vote against Commr. Berckenhoff, vote for X, vote against Commr. Brossmann, vote for X, vote against Judge Weber, vote for, vote against Absent
23.	SUBJECT: Consider and take appropriate action in approving a Covid-19 Standardized Policy for the Leave and Return to work guidelines.
	ACTION: Deferred until future meeting.
	PERSONS APPEARING BEFORE THE COURT: Kathy Kleiber, Assistant Part Time Auditor; Brianna Vinklarek, First Assistant Auditor; Craig Moreau, Emergency Management Coordinator
	MOVED BY COMMR. McBroom , SECONDED BY COMMR. Berckenhoff. Commr. McBroom, vote for X , vote against Pro-Tem Commr. Sternadel, vote for X , vote against Commr. Berckenhoff, vote for X , vote against Ludge Weber, vote for vote against Absent

24. 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.

PERSONS APPEARING BEFORE THE COURT: Kathy Kleiber, Assistant Auditor Part Time

MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Brossmann.
Commr. McBroom, vote for <u>X</u> , vote against <u>Pro-Tem</u>
Commr. Sternadel, vote for X, vote against
Commr. Berckenhoff, vote for $\underline{\mathbf{X}}$, vote against
Commr. Brossmann, vote for X, vote against
Judge Weber, vote for , vote against Absent

Meeting adjourned at 12:03 p.m., January 14, 2020, on motion by Commissioner Sternadel, seconded by Commissioner Berckenhoff, votes for 4, votes against 0.

APPROVED this 28th day of January, 2021.

Joseph Weber

Fayette County Judge

Jason McBroom

Commissioner, Preginet

Luke Sternadel

Commissioner, Precinct 2

Harvey Berckephoff

Commissioner, Precinct 3

Drew Brossmann

Commissioner, Precinct 4

ATTEST:

Brenda Fietsam

County Clerk

Commissioners Court January 14, 2020

Meeting adjourned at 12:03 p.m., January 14, 2020, on motion by Commissioner Sternadel, seconded by Commissioner Berckenhoff, votes for 4, votes against 0.

APPROVED this 28th day of January, 2021. Joseph Weber Fayette County Judge Jason McBroom Commissioner, Precinct Luke Sternadel Commissioner, Precinct 2 Harvey Berckenhoff Commissioner, Precinct 3 Drew Brossmann Commissioner, Precinct 4 ATTEST: Brenda Fietsam County Clerk

Commissioners Court January 14, 2020