

MINUTES OF COMMISSIONERS COURT MEETING

I.

Attached hereto is/are public notice(s) posted for the meeting of **June 23, 2022.**

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, Drew Brossmann **Present**

IV.

County Officials/County Personnel present during all or any part of the meeting:
Brenda Fietsam, County Clerk; Cassie Austin, Court Administrator;
Cindy Havelka, County Auditor; Josh Vandever, EMS Director;
Angela Hahn, Grant Specialist; Craig Moreau, Emergency Management Coordinator;
Keith Korenek, Sheriff; Randy Noviskie, Chief Deputy Sheriff;
Blake Watson, Assistant County Attorney; Debra Maddox, Airport Manager;
Paula Vogel, Human Resources Manager

V.

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

VI.

Meeting opened at **9:00 a.m.** on motion by Commissioner **Brossmann**, 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. **June 9, 2022 – Regular Meeting**
- ii. **June 16, 2022 – Special Meeting**

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. Brossmann, 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 Public Comments.

Accepted Public Comments.

Closed Public Comments.

**PERSONS APPEARING BEFORE THE COURT: Brenda Fietsam, County Clerk;
Judge Joe Weber**

MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Brossmann

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 **X**, vote against _____

3. **SUBJECT: Consider and take appropriate action in signing a proclamation recognizing Workforce Solutions Rural Capital Area for 35 years of Service to Fayette County.**

ACTION: Signed a proclamation recognizing Workforce Solutions Rural Capital Area for 35 years of Service to Fayette County.

See Attached hereto marked "Agenda Action 3 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Kelly Moreno, Workforce Solutions; Brian Hernandez, Workforce Solutions; Rachel Genzer, WSRCA; Roberto Perez, Workforce Solutions; Jaime D. Rodriguez, Workforce Solutions; Cherisa Price-Wells, WSRCA; Carl Braun, WSRCA

MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Brossmann

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 **X**, vote against _____

4. **SUBJECT: Hear report from Craig Moreau, Emergency Management Coordinator.**

ACTION: Accepted report from Craig Moreau, Emergency Management Coordinator.

See Attached hereto marked "Agenda Action 4 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Craig Moreau, Emergency Management Coordinator; Cassie Austin, Court Administrator; Keith Korenek, Sheriff

MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Brossmann

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 **X**, vote against _____

5. **SUBJECT: Consider and take appropriate action concerning the application from Tim Larson requesting the division of real property located in Precinct 3.**

ACTION: Approved the application from Tim Larson requesting the division of real property located in Precinct 3.

See Attached hereto marked "Agenda Action 5 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 _____

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 **X**, vote against _____

6. **SUBJECT: Consider and take appropriate action on conditional approval of the preliminary plat of Smithville RV Park.**

ACTION: Approved the preliminary plat of Smithville RV Park.

See Attached hereto marked "Agenda Action 6 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 _____

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 **X**, vote against _____

7. **SUBJECT: Approve the Application for Permit to Lay Temporary Water Line in Road Right-of-Way, submitted by Magnolia Oil & Gas Operating, LLC for said water line to be placed along Teinert Road (Precinct 1), a 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 line to be placed along Teinert Road (Precinct 1), a public county road located in Fayette County, Texas.

See Attached hereto marked "Agenda Action 7 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 _____
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 **X**, vote against _____

8. **SUBJECT: Hear report from Angela Hahn, Grant Specialist.**

ACTION: Accepted report from Angela Hahn, Grant Specialist.

See Attached hereto marked "Agenda Action 8 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Angela Hahn, Grant Specialist; Keith Korenek, Sheriff; 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 **X**, vote against _____

9. **SUBJECT: Consider and take appropriate action in entering into an Interlocal Contract with Capital Area Council of Governments (CAPCOG) for Implementation of Solid Waste Management Activities, FY 2022, for equipment and upgrades to the Citizens Collection Station, known as the Recycling Center.**

ACTION: Consider and take appropriate action in entering into an Interlocal Contract with Capital Area Council of Governments (CAPCOG) for Implementation of Solid Waste Management Activities, FY 2022, for equipment and upgrades to the Citizens Collection Station, known as the Recycling Center.

See Attached hereto marked "Agenda Action 9 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Angela Hahn, Grant Specialist; Blake Watson, Assistant County Attorney

MOVED BY COMMR. Brossmann, 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. Brossmann, vote for **X**, vote against _____
Judge Weber, vote for **X**, vote against _____

10. **SUBJECT: Consider and take appropriate action in entering into an Agreement with the City of Fayetteville regarding the use of American Rescue Funds for the purchase of generators and other associated project costs.**

ACTION: Entered into an Agreement with the City of Fayetteville regarding the use of American Rescue Funds for the purchase of generators and other associated project costs.

See Attached hereto marked "Agenda Action 10 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Angela Hahn, Grant Specialist; Blake Watson, Assistant County Attorney

MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Brossmann

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 **X**, vote against _____

11. **SUBJECT: Discuss, consider and take appropriate action concerning request from Gardenia Janssen Animal Shelter for American Rescue Plan funds.**

ACTION: Approved request from Gardenia Janssen Animal Shelter for American Rescue Plan funds.

See Attached hereto marked "Agenda Action 11 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Angela Hahn, Grant Specialist; Teresa Stanley-Brown, GJAS; Frank Reichert, GJAS

MOVED BY COMMR. Brossmann, 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. Brossmann, vote for **X**, vote against _____

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

12. **SUBJECT: Consider and take appropriate action in signing a Resolution approving and accepting the FY22 Motor Vehicle Crime Prevention Authority Statement of MVCPA Auxiliary Grant Award for the automatic license plate reader (ALPR) system for the Sheriff's Office.**

ACTION: Signed a Resolution approving and accepting the FY22 Motor Vehicle Crime Prevention Authority Statement of MVCPA Auxiliary Grant Award for the automatic license plate reader (ALPR) system for the Sheriff's Office.

See Attached hereto marked "Agenda Action 12 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Angela Hahn, Grant Specialist, Keith Korenek, Sheriff; Randy Noviskie, Chief Deputy Sheriff

MOVED BY COMMR. Brossmann, 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. Brossmann, vote for **X**, vote against _____

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

13. **SUBJECT: Consider and take appropriate action, in accordance with Local Government Code 263.152-158, on a Resolution Authorizing the Disposition of Salvage and Surplus Property, concerning three (3) LifePak 12s, with said property to be offered for recycle and/or sale at an online auction by Rene Bates Auctioneers, Inc.**

ACTION: Approved Resolution Authorizing the Disposition of Salvage and Surplus Property, concerning three (3) LifePak 12s, with said property to be offered for recycle and/or sale at an online auction by Rene Bates Auctioneers, Inc.

See Attached hereto marked "Agenda Action 13 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Blake Watson, Assistant County Attorney; Josh Vandever, EMS Director; Cassie Austin, Court Administrator; Randy Noviskie, Chief Deputy Sheriff

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 **X**, vote against _____

14. **SUBJECT: Consider and take appropriate action on a Lease Agreement between Fayette County, Lessor, owner of the Fayette Regional Air Center Airport, and Sammi & Travis Hill, Lessee, for lease of airport hangar #25.**

ACTION: Approved a Lease Agreement between Fayette County, Lessor, owner of the Fayette Regional Air Center Airport and Sammi & Travis Hill, Lessee, for lease of airport hangar #25.

See Attached hereto marked "Agenda Action 14 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Debra Maddox, Airport Manager

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. Brossmann, vote for **X**, vote against _____

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

15. **SUBJECT: Consider, discuss, and take appropriate action in potentially approving a sublease for the Fayette County Baylor School Lands from Mr. Cecil Tinney to the Tinney Cattle Company LLC.**

ACTION: Approved a sublease for the Fayette County Baylor School Lands from Mr. Cecil Tinney to the Tinney Cattle Company LLC.

See Attached hereto marked "Agenda Action 15 Exhibit"

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

MOVED BY COMMR. Brossmann, 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. Brossmann, vote for **X**, vote against _____

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

16. **SUBJECT: Consider and take appropriate action concerning a Lease Agreement (renewal) for rental of land for a Materials and Equipment Yard for Precinct 3, between Fayette County and Douglas Mica and wife Sandra Mica.**

ACTION: Approved a Lease Agreement (renewal) for rental of land for a Materials and Equipment Yard for Precinct 3, between Fayette County and Douglas Mica and wife Sandra Mica.

See Attached hereto marked "Agenda Action 16 Exhibit"

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

MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Brossmann

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 **X**, vote against _____

17. **SUBJECT:** Authorize the following class requests: Brenda Fietsam, County Clerk, to attend the Annual County and District Clerks' Association of Texas Conference to be held July 10-14, 2022 in Waco; Linda Svrcek, District Clerk to attend the 127th Annual County & District Clerks' Association Conference to be held on July 10-14 , 2022 in Waco, Texas; Josh Vandever, EMS Director, and one additional EMS employee to attend the Texas EMS Alliance Leadership Track – EMS Evolution 2022, August 8-10, 2022 in Horseshoe Bay, Texas.

ACTION: Authorized the following class requests: Brenda Fietsam, County Clerk, to attend the Annual County and District Clerks' Association of Texas Conference to be held July 10-14, 2022 in Waco; Linda Svrcek, District Clerk to attend the 127th Annual County & District Clerks' Association Conference to be held on July 10-14 , 2022 in Waco, Texas; Josh Vandever, EMS Director, and one additional EMS employee to attend the Texas EMS Alliance Leadership Track – EMS Evolution 2022, August 8-10, 2022 in Horseshoe Bay, Texas.

See Attached hereto marked "Agenda Action 17 Exhibit"

PERSONS APPEARING BEFORE THE COURT: None

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. Brossmann, vote for **X**, vote against _____

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

18. **SUBJECT:** Consider and take appropriate action concerning the purchase of a new 2022 Dodge truck, presently located at Brenham Dodge, 1880 Highway 290 W., Brenham, Texas 77833, for \$48,968.00 payable to Brenham Dodge, using Precinct 2 Road and Bridge funds that are available and in the 2022 Precinct 2 budget, and authorizing County personnel to sign all necessary and required paperwork.

ACTION: Approved the purchase of a new 2022 Dodge truck, presently located at Brenham Dodge, 1880 Highway 290 W., Brenham, Texas 77833, for \$48,968.00 payable to Brenham Dodge, using Precinct 2 Road and Bridge funds that are available and in the 2022 Precinct 2 budget; and

Authorized County personnel to sign all necessary and required paperwork.

See Attached hereto marked "Agenda Action 18 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Commissioner Luke Sternadel

MOVED BY COMMR. Brossmann, 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. Brossmann, vote for **X**, vote against _____

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

19. **SUBJECT:** Consider and take appropriate action in approving 2021 Budget Amendments.

ACTION: Approved 2021 Budget Amendments.

See Attached hereto marked "Agenda Action 19 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Cindy Havelka, County Auditor

MOVED BY COMMR. Berckenhoff, SECONDED BY COMMR. Brossmann

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 **X**, vote against _____

20. **SUBJECT: Consider and take appropriate action concerning the Fayette County Employee Health Insurance Renewal with the Texas Association of County Health and Employee Benefits Pool (TAC HEBP) effective 10/01/22.**

ACTION: Approved Renewal, with no changes, of the Fayette County Employee Health Insurance Renewal with the Texas Association of County Health and Employee Benefits Pool (TAC HEBP) effective 10/01/22.

PERSONS APPEARING BEFORE THE COURT: Cindy Havelka, County Auditor; Paula Vogel, Human Resources Manager

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. Brossmann, vote for **X**, vote against _____

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

21. **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 Attached hereto marked "Agenda Action 21 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Cindy Havelka, County Auditor; Blake Watson, Assistant County Attorney; Josh Vandever, EMS Director; Randy Noviskie, Chief Deputy Sheriff

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. Brossmann, vote for **X**, vote against _____

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

22. **SUBJECT: Enter into closed (executive) session pursuant to Government Code, Section 551.0785, to deliberate a matter that includes a consideration of information in the medical records of an employee for a benefit from the plan, including a benefit provided by the Sick Leave Pool, Section 2.18 of the Fayette County Personnel Policy Manual, with final action to be taken in open session.**

ACTION: Entered into closed session at 10:45 a.m.

PERSONS APPEARING BEFORE THE COURT: None

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 **X**, vote against _____

23. **SUBJECT: Return and reconvene to open meeting.**

ACTION: Reconvened into open meeting at 11:03 a.m.

PERSONS APPEARING BEFORE THE COURT: None

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 **X**, vote against _____

24. **SUBJECT: Consider and take appropriate action deemed necessary, including a final action, decision or vote on the matters deliberated in closed session.**

ACTION: Granted Sick Leave Pook hours to a Fayette County Employee for 3 months or 520 hours starting the June 26, 2022 pay period.

PERSONS APPEARING BEFORE THE COURT: None

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. Brossmann, vote for **X**, vote against _____

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

25. **SUBJECT: Budget Workshop.**

**ACTION: Accepted all comments.
Closed Budget Workshop**

PERSONS APPEARING BEFORE THE COURT: Cindy Havelka, County Auditor; Debra Maddox, Airport Manager; Keith Korenek, Sheriff; Cassie Austin, Court Administrator; William Bernsen

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 **X**, vote against _____

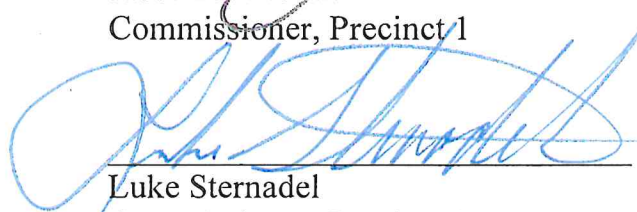
VIII.


Meeting adjourned at 12:17 p.m., June 23, 2022, on motion by Commissioner Berckenhoff, seconded by Commissioner Brossmann, votes for 5, votes against 0.

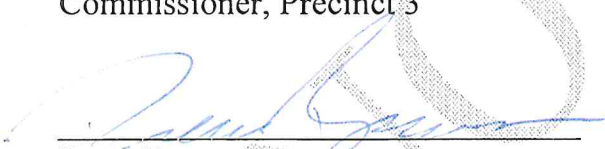
APPROVED this 14th day of July, 2022


Joseph Weber
Fayette County Judge



Jason McBroom
Commissioner, Precinct 1


Luke Sternadel
Commissioner, Precinct 2


Harvey Berckenhoff
Commissioner, Precinct 3


Drew Brossmann
Commissioner, Precinct 4

ATTEST:


Brenda Fietsam
County Clerk