

MINUTES OF COMMISSIONERS COURT MEETING

I.

Attached hereto is/are public notice(s) posted for the meeting of **January 12, 2023**.

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 Dan Mueller **Present**
County Commissioner – Precinct No. 1, Jason McBroom **Present**
County Commissioner – Precinct No. 2, Luke Sternadel **Present**
County Commissioner – Precinct No. 3, Harvey Berckenhoff **Absent**
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; Melody McCoy, EMS; Jarrett Bise, EMS;
Cindy Havelka, County Auditor; Debra Maddox, Airport Manager;
Clint Sternadel, County Inspector & Office of Development & Permitting;
Cassie Austin, Court Administrator; Blake Watson, Assistant County Attorney;
Roger Wunderlich, Constable Precinct 2

V.

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

VI.

Meeting opened at **9:02 a.m.** on motion by Commissioner **Brossmann**, 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.”

INVOCATION

AGENDA ACTION:

1. **SUBJECT: Consider and take appropriate action in approving the following minutes from previous meetings:**

- i. **December 22, 2022 – Regular Meeting**

ACTION: Approved minutes from previous meeting.

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, **Absent**

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

Judge Mueller, 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 from Mr. Read.

Closed Public Comments.

PERSONS APPEARING BEFORE THE COURT: Rodney Read

See attached hereto marked "Exhibit B"

MOVED BY COMMR. Brossmann, SECONDED BY COMMR. Sternadel

Commr. McBroom, vote for **X**, vote against _____

Commr. Sternadel, vote for **X**, vote against _____

Commr. Berckenhoff, **Absent**

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

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

3. **SUBJECT: Consider and take appropriate action in approving Official Bonds.**

ACTION: Approved Official Bonds.

See attached hereto marked "Agenda Action 3 Exhibit"

PERSONS APPEARING BEFORE THE COURT: **Cindy Havelka, County Auditor**

MOVED BY COMMR. **McBroom**, SECONDED BY COMMR. **Brossmann**

Commr. McBroom, vote for **X**, vote against _____

Commr. Sternadel, vote for **X**, vote against _____

Commr. Berckenhoff, **Absent**

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

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

4. **SUBJECT: Consider and take appropriate action in re-appointing Commissioner Luke Sternadel as the Fayette County Commissioners Court Representative on the Combined Community Action Inc., Board of Directors.**

ACTION: Re-appointed Commissioner Luke Sternadel as the Fayette County Commissioners Court Representative on the Combined Community Action Inc., Board of Directors.

See attached hereto marked "Agenda Action 4 Exhibit"

PERSONS APPEARING BEFORE THE COURT: **Commissioner Luke Sternadel**

MOVED BY JUDGE **Mueller**, SECONDED BY COMMR. **Brossmann**

Commr. McBroom, vote for **X**, vote against _____

Commr. Sternadel, vote for **X**, vote against _____

Commr. Berckenhoff, **Absent**

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

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

5. **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 5 Exhibit"

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

MOVED BY COMMR. Brossmann, SECONDED BY COMMR. McBroom

Commr. McBroom, vote for **X**, vote against _____

Commr. Sternadel, vote for **X**, vote against _____

Commr. Berckenhoff, **Absent**

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

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

6. **SUBJECT: Consider and take appropriate action in releasing the portion of Raymond Lehmann Road only of the Routing Agreement & Road Use Bond Agreement with Magnolia Oil & Gas Operating, LLC, approved in Commissioners Court on February 24, 2022.**

ACTION: Released the portion of Raymond Lehmann Road only of the Routing Agreement & Road Use Bond Agreement with Magnolia Oil & Gas Operating, LLC, approved in Commissioners Court on February 24, 2022.

See attached hereto marked "Agenda Action 6 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Commissioner Luke Sternadel; Clint Sternadel, County Inspector & Office of Development & Permitting

MOVED BY COMMR. Sternadel, SECONDED BY COMMR. McBroom

Commr. McBroom, vote for **X**, vote against _____

Commr. Sternadel, vote for **X**, vote against _____

Commr. Berckenhoff, **Absent**

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

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

7. **SUBJECT: Hear report from Josh Vandever, EMS Director.**

ACTION: Accepted report from Josh Vandever, EMS Director given by Jarrett Bise.

See attached hereto marked "Agenda Action 7 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Jarrett Bise, EMS

MOVED BY COMMR. Brossmann, SECONDED BY COMMR. McBroom

Commr. McBroom, vote for **X**, vote against _____

Commr. Sternadel, vote for **X**, vote against _____

Commr. Berckenhoff, **Absent**

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

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

8. **SUBJECT: Consider and take appropriate action on a grant request from Josh Vandever, EMS Director, using American Rescue Plan Funds to purchase an ambulance.**

ACTION: Authorized a grant request from Josh Vandever, EMS Director, using American Rescue Plan Funds to purchase an ambulance.

PERSONS APPEARING BEFORE THE COURT: Jarrett Bise, EMS

See attached hereto marked "Agenda Action 8 Exhibit"

MOVED BY COMMR. McBroom, SECONDED BY COMMR. Brossmann

Commr. McBroom, vote for **X**, vote against _____

Commr. Sternadel, vote for **X**, vote against _____

Commr. Berckenhoff, **Absent**

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

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

9. **SUBJECT: Hear report from Angela Hahn, Emergency Management Coordinator & Grant Specialist.**

ACTION: Accepted report from Angela Hahn, Emergency Management Coordinator & Grant Specialist given by Judge Dan Mueller.

See attached hereto marked "Agenda Action 9 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Judge Dan Mueller

MOVED BY COMMR. McBroom, SECONDED BY COMMR. Sternadel

Commr. McBroom, vote for **X**, vote against _____

Commr. Sternadel, vote for **X**, vote against _____

Commr. Berckenhoff, **Absent**

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

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

10. **SUBJECT: Consider and take appropriate action on a grant request from the City of Ellinger using American Rescue Plan Funds.**

ACTION: Approved a grant request from the City of Ellinger using American Rescue Plan Funds for a utility tractor with a front end loader bucket and 6' mower to be used for minor road repair and maintenance in the amount of \$45,400.00.

See attached hereto marked "Agenda Action 10 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Roger Wunderlich, Constable Precinct 2; Matt Mikulanka, City of Ellinger Mayor

See attached hereto marked "Exhibit B"

MOVED BY COMMR. Sternadel, SECONDED BY JUDGE Mueller

Commr. McBroom, vote for **X**, vote against _____

Commr. Sternadel, vote for **X**, vote against _____

Commr. Berckenhoff, **Absent**

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

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

11. **SUBJECT: Consider and take appropriate action on a grant request from the Ellinger Sewer & Water Supply Corporation using American Rescue Plan Funds.**

ACTION: Accepted all comments from Michael Schlabach from the Ellinger Sewer & Water Supply Corporation on possible grant requests.

See attached hereto marked "Agenda Action 11 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Michael Schlabach, Ellinger Sewer & Water Supply Corporation; Kris Robles, Texas General Land Office

See attached hereto marked "Exhibit B"

MOVED BY COMMR. Brossmann, SECONDED BY JUDGE Mueller

Commr. McBroom, vote for **X**, vote against _____

Commr. Sternadel, vote for **X**, vote against _____

Commr. Berckenhoff, **Absent**

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

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

12. **SUBJECT: Acknowledge the fiber 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): Leonhardt Rd (Precinct 2), W. County Line Rd, Creamer Creek Rd (Precinct 3), Bird House Hill Rd near 2829 FM 1579, Kana Rd near 7130 FM 3233, Loehr Rd (Precinct 4).**

ACTION: Acknowledged the fiber 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): Leonhardt Rd (Precinct 2), W. County Line Rd, Creamer Creek Rd (Precinct 3), Bird House Hill Rd near 2829 FM 1579, Kana Rd near 7130 FM 3233, Loehr Rd (Precinct 4).

See attached hereto marked "Agenda Action 12 Exhibit"

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, **Absent**

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

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

13. **SUBJECT:** Consider and take appropriate action on request from Main Street & Tourism, City of La Grange, to use the Courthouse grounds as listed on attached request form for the following events: La Grange Uncorked – Saturday, February 11, 2023; Summer Movie Nights – Friday, June 2nd and 9th, and 16th, 2023; Oktoberfest – Saturday, October 11, 2023; Trick or Treat – Tuesday, October 31, 2023; and Schmeckenfest - Thursday, December 7, 2023.

ACTION: Approved request from Main Street & Tourism, City of La Grange, to use the Courthouse grounds as listed on attached request form for the following events: La Grange Uncorked – Saturday, February 11, 2023; Summer Movie Nights – Friday, June 2nd and 9th, and 16th, 2023; Oktoberfest – Saturday, October 11, 2023; Trick or Treat – Tuesday, October 31, 2023; and Schmeckenfest - Thursday, December 7, 2023.

See attached hereto marked “Agenda Action 13 Exhibit”

PERSONS APPEARING BEFORE THE COURT: Cassie Austin, Court Administrator

MOVED BY JUDGE Mueller, SECONDED BY COMMR. McBroom

Commr. McBroom, vote for **X**, vote against _____

Commr. Sternadel, vote for **X**, vote against _____

Commr. Berckenhoff, **Absent**

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

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

14. **SUBJECT:** Authorize the following class requests: Clint Sternadel, County Inspector, to attend the Basic Environmental Law Training Course held February 3, 2023 in Luling; Amber Hielscher, Floodplain Manager, to attend the 2023 Texas Floodplain Management Association Annual Meeting March 7-10, 2023 in Houston; Cassie Austin, Court Administrator to attend the Texas Association of Counties County Court Assistants Training Conference February 15-17, 2023 in San Marcos; Debra Maddox, Airport Manager, to attend the 14th Annual Texas Aviation Conference April 12-14, 2023 in Galveston.

ACTION: Authorized the following class requests: Clint Sternadel, County Inspector, to attend the Basic Environmental Law Training Course held February 3, 2023 in Luling; Amber Hielscher, Floodplain Manager, to attend the 2023 Texas Floodplain Management Association Annual Meeting March 7-10, 2023 in Houston; Cassie Austin, Court Administrator to attend the Texas Association of Counties County Court Assistants Training Conference February 15-17, 2023 in San Marcos; Debra Maddox, Airport Manager, to attend the 14th Annual Texas Aviation Conference April 12-14, 2023 in Galveston.

PERSONS APPEARING BEFORE THE COURT: None

MOVED BY COMMR. Brossmann, SECONDED BY COMMR. McBroom

Commr. McBroom, vote for **X**, vote against _____

Commr. Sternadel, vote for **X**, vote against _____

Commr. Berckenhoff, **Absent**

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

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

15. **SUBJECT:** Authorize reimbursement to County Surveyor for office supplies, phone service, and etc. for 2022.

ACTION: Deferred to a future meeting.

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, **Absent**

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

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

16. **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 16 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Cindy Havelka, County Auditor

MOVED BY COMMR. Brossmann, SECONDED BY COMMR. Sternadel

Commr. McBroom, vote for **X**, vote against _____

Commr. Sternadel, vote for **X**, vote against _____

Commr. Berckenhoff, **Absent**

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

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

VIII.

Meeting adjourned at 9:38 a.m., January 12, 2023, on motion by Commissioner Sternadel, seconded by Commissioner Brossmann, votes for 4, votes against 0.

APPROVED this 26th day of January, 2023.

Dan Mueller

Dan Mueller
Fayette County Judge

Jason McBroom
Commissioner, Precinct 1

Luke Sternadel
Commissioner, Precinct 2

Harvey Berckenhoff
Harvey Berckenhoff
Commissioner, Precinct 3

Drew Brossmann
Commissioner, Precinct 4

ATTEST:

Brenda Fietsam
Brenda Fietsam
County Clerk

