

MINUTES OF COMMISSIONERS COURT MEETING

I.

Attached hereto is/are public notice(s) posted for the meeting of **July 11, 2024**.

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 **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; Blake Watson, Assistant County Attorney;
Jeremey Castleberry, CIT Investigator & Deputy Sheriff;
Angela Hahn, Emergency Management Coordinator;
Cindy Havelka, County Auditor; Cassie Austin, Court Administrator;
Paul Zapalac, Precinct 4 Justice of the Peace & Recycle Center Supervisor;
Clint Sternadel, County Inspector & Office of Development & Permitting

V.

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

VI.

INVOCATION

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.”

VII.

Meeting opened at **9:02 a.m.** on motion by Commissioner **Brossmann**, seconded by Commissioner **Berckenhoff**, votes for **5**, votes against **0**.

AGENDA ACTION:

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

- i. **June 27, 2024 – Regular Meeting**

ACTION: Approved minutes from the June 27, 2024 Regular 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, vote for **X**, vote against _____

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.

PERSONS APPEARING BEFORE THE COURT: None

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

**ACTION: Accepted All Public Comments.
Closed Public Comments.**

**PERSONS APPEARING BEFORE THE COURT: Jacob Aswad; Clara Smith;
Patrick McClaugherty**

See attached hereto marked "Exhibit B"

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

3. **SUBJECT: Consider and take appropriate action in extending and renewing the Declaration of Local Disaster which was ordered by Fayette County Judge Dan Mueller on July 5, 2024 concerning recent major rainfall, threat of flooding, and other weather related damage in, and threatened to Fayette County.**

ACTION: No action taken.

PERSONS APPEARING BEFORE THE COURT: Angela Hahn, Emergency Management Coordinator

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

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

4. **SUBJECT: Consider and take appropriate action concerning the following applications requesting the division of real property: CCI Round Top LLC located in Precinct 2.**

ACTION: Approved the following application requesting the division of real property: CCI Round Top LLC located in Precinct 2.

See attached hereto marked "Agenda Action 4 Exhibit"

PERSONS APPEARING BEFORE THE COURT: 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, vote for **X**, vote against _____

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

6. **SUBJECT: Approve the Routing Agreement and Road Use Bond Agreement submitted by Magnolia Oil & Gas Operating, LLC, for said Company's overweight loads to travel, as indicated on the attached map, on the following road: Hills Road (Precinct 2), a public county road in Fayette County, Texas.**

ACTION: Approved the Routing Agreement and Road Use Bond Agreement submitted by Magnolia Oil & Gas Operating, LLC, for said Company's overweight loads to travel, as indicated on the attached map, on the following road: Hills Road (Precinct 2), a public county road in Fayette County, Texas.

See attached hereto marked "Agenda Action 6 Exhibit"

PERSONS APPEARING BEFORE THE COURT: 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, vote for **X**, vote against _____

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

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

7. **SUBJECT: Consideration and approval for the Fayette County Elections Office to enter into Joint Election Agreements with Local Political Subdivisions who will have an election on Tuesday, November 3, 2024.**

ACTION: Approved the Fayette County Elections Office to enter into Joint Election Agreements with Local Political Subdivisions who will have an election on Tuesday, November 3, 2024.

PERSONS APPEARING BEFORE THE COURT: Cassie Austin, Court Administrator

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

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

ACTION: Deferred to the next scheduled meeting on July 25, 2024.

PERSONS APPEARING BEFORE THE COURT: Angela Hahn, Emergency Management Coordinator

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

9. **SUBJECT: Consider and take appropriate action in setting a date for a public hearing concerning the County Clerk Archive Plan for 2025.**

ACTION: Set date of August 8, 2024 at 9:00 a.m. for a public hearing concerning the County Clerk Archive Plan for 2025.

PERSONS APPEARING BEFORE THE COURT: Brenda Fietsam, County Clerk

MOVED BY JUDGE Mueller, 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 Mueller, vote for **X**, vote against _____

10. **SUBJECT: Consider and take appropriate action concerning a salvage surplus item that was not sold at online auction.**

ACTION: Allowed the Recycle Center Supervisor to go out for a sealed bid for the sale of a vehicle, a salvage surplus item, which was not sold at online auction.

PERSONS APPEARING BEFORE THE COURT: Paul Zapalac, Precinct 4 Justice of the Peace & Recycle Center Supervisor; Blake Watson, Assistant County Attorney

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

11. **SUBJECT:** Authorize the following class requests: Paul Zapalac, Justice of the Peace, Precinct 4, to attend the Criminal Law Interactive Experience Workshop July 15-16, 2024 in San Antonio; Cassie Austin, Court Administrator, Brenda Fietsam, County Clerk, and Luke Sternadel, Commissioner Precinct 4, to attend the County Administrative Training: County Budget on July 15, 2024 held in College Station, Texas; Deputy Clerks Crystal Landry and Sandra Mendel, to attend the Texas College of Probate Judges Conference August 29-30, 2024 in San Antonio.

ACTION: Authorized the following class requests: Paul Zapalac, Justice of the Peace, Precinct 4, to attend the Criminal Law Interactive Experience Workshop July 15-16, 2024 in San Antonio; Cassie Austin, Court Administrator, Brenda Fietsam, County Clerk, and Luke Sternadel, Commissioner Precinct 2, to attend the County Administrative Training: County Budget on July 15, 2024 held in College Station, Texas; Deputy Clerks Crystal Landry and Sandra Mendel, to attend the Texas College of Probate Judges Conference August 29-30, 2024 in San Antonio.

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

12. **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 12 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, vote for **X**, vote against _____

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

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

13. SUBJECT: Budget Workshop.

**ACTION: Opened Budget Workshop for 2025.
Accepted All Comments.**

PERSONS APPEARING BEFORE THE COURT: Cindy Havelka, County Auditor; Cassie Austin, Court Administrator

Break at 9:36 a.m.

MOVED BY JUDGE Mueller, 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 Mueller, vote for **X**, vote against _____

Reconvened at 9:56 a.m.

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

**ACTION: Accepted All Comments.
Closed Budget Workshop.**

See attached hereto marked "Agenda Action 13 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Cindy Havelka, County Auditor; Cassie Austin, Court Administrator

MOVED BY JUDGE Mueller, 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 Mueller, vote for **X**, vote against _____

VIII.

Meeting adjourned at 11:16 a.m., July 11, 2024, on motion by Judge **Mueller**, seconded by Commissioner **Brossmann**, votes for 5, votes against 0.

APPROVED this 25th day of July, 2024.

Dan Mueller

Dan Mueller
Fayette County Judge

Jason McBroom

Jason McBroom
Commissioner, Precinct 1

Luke Sternadel

Luke Sternadel
Commissioner, Precinct 2

Absent

Harvey Berckenhoff
Commissioner, Precinct 3

Drew Brossmann

Drew Brossmann
Commissioner, Precinct 4

ATTEST:

Brenda Fietsam

Brenda Fietsam
County Clerk

Commissioners Court July 11, 2024

