

MINUTES OF COMMISSIONERS COURT MEETING

I.

Attached hereto is/are public notice(s) posted for the meeting of **November 14, 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:
Sandra Mendel, Deputy Clerk; Cindy Havelka, County Auditor;
Angela Hahn, Emergency Management Coordinator;
Roger Wunderlich, Constable Precinct 2; Cassie Austin, Court Administrator;
Linda Svrcek, District Clerk; Keith Korenek, Sheriff;
Josh Vandever, EMS Director; Terri Hefner, Elections Administrator;
Donna Macik, Elections; Blake Watson, Assistant County Attorney;
Clint Sternadel, County Inspector & Office of Development & Permitting;
Debra Maddox, Airport Manager

V.

Persons in attendance during all of any part of the meeting:

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 **8:59 a.m.** on motion by Commissioner **Brossmann**,
seconded by Commissioner **Sternadel**, votes for **5**, votes against **0**.

AGENDA ACTION:

1. **SUBJECT: Consider and take appropriate action in approving the following minutes from previous meetings:**
 - i. **October 24, 2024 – Regular Meetings**
 - ii. **October 28, 2024 – Special Meetings**

ACTION: Approved Minutes from the October 24, 2024 Regular Meeting and the October 28, 2024 Special Meeting.

PERSONS APPEARING BEFORE THE COURT: Sandra Mendel, Deputy 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:

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 _____

**ACTION: Accepted all Public Comments by Michael Schlabach.
Closed Public Comments.**

**PERSONS APPEARING BEFORE THE COURT: Michael Schlabach, Fayette
County Republican Chairman and Ellinger Chamber of Commerce**

See attached hereto marked "Exhibit B"

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 _____

3. **SUBJECT: Introduction of Chris Miller Executive Director of CAPCOG and hear a brief overview of CAPCOG's programs and services.**

ACTION: Introduced Chris Miller, Executive Director of CAPCOG; and

Accepted Presentation on CAPCOG's programs and services.

PERSONS APPEARING BEFORE THE COURT: Chris Miller, Executive Director of CAPCOG; Martin Ritchey, CAPCOG

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 _____

4. **SUBJECT: Canvass and certify the results of the November 5, 2024 General Election.**

ACTION: Canvassed and Certified the Results of the November 5, 2024 General Election.

See attached hereto marked "Agenda Action 4 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Terri Hefner, Elections Administrator

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 _____

5. **SUBJECT: Consider and take appropriate action concerning the following applications requesting the division of real property: Paul Kaluza located in Precinct 3; George Rummel located in Precinct 2; Brian & Linda Svrcek located in Precinct 3.**

ACTION: Approved the following Applications requesting the division of real property: Paul Kaluza located in Precinct 3; George Rummel located in Precinct 2; Brian & Linda Svrcek 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; Paul Kaluza; Brian Svrcek

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 _____

6. **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 6 Exhibit"

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

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 _____

7. **SUBJECT: Discuss and possibly approve the purchase of an AV system for the Emergency Operations Center/training room at the EMS Station 1.**

ACTION: Approved the purchase of an AV system for the Emergency Operations Center/training room at the EMS Station 1.

See attached hereto marked "Agenda Action 7 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Angela Hahn, Emergency Management Coordinator; Josh Vandever, EMS Director

MOVED BY COMMR. Berckenhoff, SECONDED BY JUDGE Mueller

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: Consider and take appropriate action on Resolution Authorizing the Disposition of Salvage and Surplus Property, in accordance with Local Government Code 263.152-158, with said property to be offered for sale to Friendswood EMS.**

ACTION: Approved Resolution Authorizing the Disposition of Salvage and Surplus Property, in accordance with Local Government Code 263.152-158, with said property to be offered for sale to Friendswood EMS.

See attached hereto marked "Agenda Action 8 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Josh Vandever, EMS Director

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 approving and signing Designation of Sponsor's Authorized Representative and Certification of Project Funds related to Airport Layout Plan (CSJ 25ALLAGRA Airport Project).**

ACTION: Approved and Signed Designation of Sponsor's Authorized Representative and Certification of Project Funds related to Airport Layout Plan (CSJ 25ALLAGRA Airport Project).

See attached hereto marked "Agenda Action 9 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Angela Hahn, Emergency Management Coordinator; Debra Maddox, Airport Manager

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 _____

10. **SUBJECT: Consider and take appropriate action in entering into a Memorandum of Understanding between Ellinger Sewer & Water Supply Corporation and Fayette County concerning CDBG Mitigation funds.**

ACTION: Entered into a Memorandum of Understanding between Ellinger Sewer & Water Supply Corporation and Fayette County concerning CDBG Mitigation funds.

See attached hereto marked "Agenda Action 10 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Angela Hahn, Emergency Management Coordinator; Blake Watson, Assistant County Attorney; Michael Schlabach, Ellinger Sewer & Water Supply Corporation

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 _____

11. **SUBJECT:** Consider and take appropriate action in approving a Second Amendment to Paid-Up Oil, Gas and Mineral Lease of a tract of land comprising a total of one (1) acre, more or less, owned by Fayette County, Texas, in the Mary Phelps Survey, A-82, Fayette County, Texas, said Lease being between Fayette County and EnerVest Energy Institutional Fund XI-A, LP, et al, including a one-time \$400.00 lease extension bonus for three (3) additional years.

ACTION: Approved a Second Amendment to Paid-Up Oil, Gas and Mineral Lease of a tract of land comprising a total of one (1) acre, more or less, owned by Fayette County, Texas, in the Mary Phelps Survey, A-82, Fayette County, Texas, said Lease being between Fayette County and EnerVest Energy Institutional Fund XI-A, LP, et al, including a one-time \$400.00 lease extension bonus for three (3) additional years.

See attached hereto marked "Agenda Action 11 Exhibit"

PERSONS APPEARING BEFORE THE COURT: 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 _____

12. **SUBJECT: Consider and take appropriate action in signing County Bonus Form and accepting bonus payment of \$358.00 from Lessee Rosewood Resources, Inc., for a 0.54 acre tract of land out of the J.C. Duff League, Abstract 167, being part of Mulberry Creek Road in Fayette County, Texas and submit said form to Texas General Land Office.**

ACTION: Signed County Bonus Form and Accepted Bonus Payment of \$358.00 from Lessee Rosewood Resources, Inc., for a 0.54 acre tract of land out of the J.C. Duff League, Abstract 167, being part of Mulberry Creek Road in Fayette County, Texas, and

Submitted said Form to Texas General Land Office.

See attached hereto marked "Agenda Action 12 Exhibit"

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

MOVED BY COMMR. Berckenhoff, SECONDED BY JUDGE Mueller

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: Consider and take appropriate action in approving the purchase for Road & Bridge Precinct 4 of a used 2016 Red Freightliner located at Morgan Bulk, Inc., 3075 FM 1116, Gonzales, Texas 78629, for the price of \$32,500.00.**

ACTION: Approved the Purchase for Road & Bridge Precinct 4 of a used 2016 Red Freightliner located at Morgan Bulk, Inc., 3075 FM 1116, Gonzales, Texas 78629, for the price of \$32,500.00.

See attached hereto marked "Agenda Action 13 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Commissioner Drew Brossmann

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 _____

14. **SUBJECT: Acknowledge three letters from TXDOT concerning road closure on CR 320 Kruppa Rd at Williams Creek Tributary; CR 364 Foster Creek Rd at Foster Creek; and Old Hallettsville Rd at Mulberry Creek, the roadways at these locations will be closed approximately 6 months, the projects are scheduled for a April 2025 letting, typically, construction starts 2-3 months after the letting date.**

ACTION: Acknowledged three Letters from TXDOT concerning road closure on CR 320 Kruppa Rd at Williams Creek Tributary; CR 364 Foster Creek Rd at Foster Creek; and Old Hallettsville Rd at Mulberry Creek, the roadways at these locations will be closed approximately 6 months, the projects are scheduled for a April 2025 letting, typically, construction starts 2-3 months after the letting date.

See attached hereto marked "Agenda Action 14 Exhibit"

PERSONS APPEARING BEFORE THE COURT: None

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 _____

15. **SUBJECT: Authorize the following class requests: Commissioner Luke Sternadel and Commissioner Drew Brossmann to attend the V.G. Young Institute of County Government 67th Annual School for County Commissioners Court February 18-20, 2025 in Bryan; Brenda Fietsam, County Clerk and Pam Vinklarek, Deputy County Clerk to attend the Vital Statistics Virtual Conference on December 10 & 11, 2024.**

ACTION: Authorized the following class requests: Commissioner Luke Sternadel and Commissioner Drew Brossmann to attend the V.G. Young Institute of County Government 67th Annual School for County Commissioners Court February 18-20, 2025 in Bryan; Brenda Fietsam, County Clerk and Pam Vinklarek, Deputy County Clerk to attend the Vital Statistics Virtual Conference on December 10 & 11, 2024.

PERSONS APPEARING BEFORE THE COURT: None

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 _____

16. **SUBJECT: Acknowledge receipt of the 2024 Statement of Financial Position of the 155th Judicial District Community Service Department, pursuant to Texas Local Government Code 140.004.**

ACTION: Acknowledged Receipt of the 2024 Statement of Financial Position of the 155th Judicial District Community Service Department, pursuant to Texas Local Government Code 140.004.

See attached hereto marked "Agenda Action 16 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Matt O'Neil, 155th Judicial District Community Service Department

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 _____

17. **SUBJECT: Consider and take appropriate action concerning the fines and fees collected for the third Quarter of Fiscal Year 2024.**

ACTION: Accepted the Fines and Fees collected for the third Quarter of Fiscal Year 2024.

See attached hereto marked "Agenda Action 17 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Cindy Havelka, County Auditor

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 _____

18. **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 18 Exhibit"

PERSONS APPEARING BEFORE THE COURT: Cindy Havelka, County Auditor; Keith Korenek, Sheriff; Josh Vandever, EMS Director

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 _____

19. **SUBJECT: Discussion concerning County Christmas Party.**

ACTION: Accepted Comments concerning County Christmas Party.

PERSONS APPEARING BEFORE THE COURT: Cindy Havelka, County Auditor

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 10:03 a.m., November 14, 2024, on motion by Commissioner **Brossmann**, seconded by Commissioner **Sternadel**, votes for 5, votes against 0.

APPROVED this 25th day of November, 2024.

Dan Mueller

Dan Mueller
Fayette County Judge

Absent

Jason McBroom
Commissioner, Precinct 1

Luke Sternadel

Luke Sternadel
Commissioner, Precinct 2

Harvey Berckenhoff

Harvey Berckenhoff
Commissioner, Precinct 3

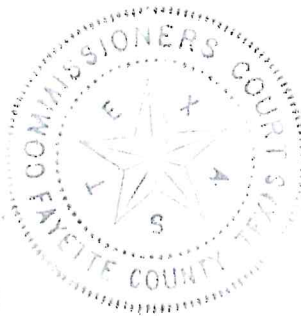
Drew Brossmann

Drew Brossmann
Commissioner, Precinct 4

ATTEST:

Brenda Fietsam

Brenda Fietsam
County Clerk



Commissioners Court November 14, 2024