

**MINUTES OF THE COMMISSIONERS COURT OF DE WITT COUNTY, TEXAS
REGULAR MEETING – MAY 1, 2019**

DeWitt County Commissioners Court met in regular session May 1, 2019 at 1:30 p.m. in the County Courtroom at the DeWitt County Courthouse in Cuero, Texas, with the following members present:

County Judge Daryl L. Fowler
Commissioner Curtis Afflerbach, Precinct No. 1
Commissioner James B. Pilchick Sr., Precinct No. 2
Commissioner James Kaiser, Precinct No. 3
Commissioner Richard Randle, Precinct No. 4

CALL TO ORDER; PLEDGE OF ALLEGIANCE & INVOCATION

Judge Fowler called the meeting to order and led everyone in the pledge of allegiance. Mr. Afflerbach gave the invocation.

NEW BUSINESS:

PAYROLL DISBURSEMENTS (NO. 1)

None

COUNTY CLERK OFFICE SPACE (NO. 4)

County Clerk Natalie Carson reported that City of Cuero Fire Marshall/Fire Chief did an inspection on the new office space and she received a Certificate of Occupancy from the city which is displayed by the front door as required. Ryan Varela is working on fixing the offset in the floor between the carpet and tile flooring for safety reasons. Ms. Carson also reported that she had received a quote for the cleaning of the outside glass windows and doors.

MOTOROLA UPDATE (NO. 3)

DeWitt County Sheriff was not present in court to give an update regarding Motorola project.

RESOLUTION FOR SIGNATURE AUTHORITY (NO. 2)

MOTION: Mr. Kaiser mad a motion to adoption Resolution, County Order Number 2019-036, to update Inmate Trust and Tax Assessor Collector accounts. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

ACCOUNTS PAYABLE (NO. 5)

MOTION: Mr. Randle made a motion to approve accounts payable. Mr. Afflerbach seconded the motion. Motion carried on a vote of 5-0.

PERSONNEL CHANGES (NO. 6)

Zachary Mraz, Jailer, Sheriff Office; hired effective April 8, 2019; Category 12 Step 1; rate of pay to be \$1,489.73/bi-weekly \$17.32/hour; next possible step increase April 8, 2020

Ariana Vavrusa, Part-Time Deputy, Sheriff Office; hired April 24, 2019; rate of pay to be \$20.63/hour

Susan C. Dreyer, Tax Assessor-Collector; retirement effective May 3, 2019; 35 years 11 months of employment; no comp time to payout

Raymond H. Reese, County Attorney; retirement effective June 28, 2019; 24 years 9 months of employment; no comp time to payout

Ashley D. Mraz, Tax Assessor-Collector; appointed effective May 4, 2019; 12 years 7 months of employment; rate of pay to be \$70,020.00/annually; comp & vacation time will be paid out on last check

Sierra Anzualda, Clerk, Tax Assessor-Collector; hired effective April 22, 2019; Category 1 Step 1; rate of pay to be \$1,181.01/bi-weekly \$14.76/hour; next possible step increase April 22, 2020

MOTION: Mr. Kaiser made a motion to approve personnel changes. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

BONDS (NO. 7)

MOTION: Mr. Randle made a motion to cancel two (2) \$100,000.00 bonds on Susie Dreyer, one (1) to DeWitt County and one (1) to the Governor of State of Texas. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

MOTION: Mr. Randle made a motion to approve two (2) \$100,000.00 bonds, one (1) indemnified to the Governor of the State of Texas and one (1) indemnified to DeWitt County for Ashley D. Mraz as Tax Assessor Collector interim. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Court discussed the issue that both bonds were made indemnified to the Governor of the State of Texas instead of one being indemnified to DeWitt County Commissioners Court. Court recessed until JHC Insurance Agency could fix the issue.

Due to Mr. Randle needing to leave in order to attend another meeting, Mr. Randle withdrew his previous motion to approve the bonds of Ashley D. Mraz.

MOTION: Mr. Pilchick made a motion to approve bond number 64626173 whereas Ashley D. Mraz, the principal, is bound unto Commissioners Court of DeWitt County for \$100,000.00 effective May 4, 2019. Mr. Afflerbach seconded the motion. Motion carried on a vote of 4-0 with Mr. Randle absent.

PUBLIC COMMENT

Emergency Management Coordinator Cyndi Smith reminded the court of the Sky Warning Training that was going to be held in Meyersville on May 2, 2019 and Nordheim on May 6, 2019.

ADJOURN (NO. 8)

MOTION: Mr. Kaiser made a motion to adjourn. Mr. Pilchick seconded the motion. Motion carried on a vote of 4-0 with Mr. Randle absent. [Adjourned at 2:45 p.m.]

MINUTES OF THE COMMISSIONERS COURT OF DE WITT COUNTY, TEXAS REGULAR MEETING – MAY 8, 2019

DeWitt County Commissioners Court met in regular session May 8, 2019 at 1:30 p.m. in the County Courtroom at the DeWitt County Courthouse in Cuero, Texas, with the following members present:

County Judge Daryl L. Fowler
Commissioner Curtis Afflerbach, Precinct No. 1
Commissioner James B. Pilchick Sr., Precinct No. 2
Commissioner James Kaiser, Precinct No. 3
Commissioner Richard Randle, Precinct No. 4

CALL TO ORDER; PLEDGE OF ALLEGIANCE & INVOCATION

Judge Fowler called the meeting to order and led everyone in the pledge of allegiance. Mr. Randle gave the invocation.

NEW BUSINESS:

PAYROLL DISBURSEMENTS (NO. 1)

MOTION: Mr. Afflerbach made a motion to approve payroll disbursements. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

MOTOROLA UPDATE (NO. 2)

Sheriff Carl Bowen gave an update regarding Motorola project.

ACKNOWLEDGEMENT OF TRANSFER OF TAX ROLLS (NO. 6)

MOTION: Mr. Kaiser made a motion to receive document acknowledging transfer of tax rolls from outgoing DeWitt County Tax Assessor-Collector Susie Dreyer to incoming DeWitt County Tax Assessor-Collector Ashley Mraz. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

AGREEMENT TO CONTRIBUTE RIGHT OF WAY FUNDS (NO. 7)

MOTION: Mr. Kaiser made a motion to approve the agreement with Texas Department of Transportation to contribute funds for right of way acquisition and eligible utility adjustments for State Highway 72, ROW CSJ-0270-02-0405, at five (5) annual payments of \$60,000.00 beginning October 1, 2019 and ending October 1, 2023. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

ROAD MATERIALS (NO. 5)

MOTION: Mr. Kaiser made a motion to approve Colorado materials as alternate supplier for Item R (PG64-22) and Brauntex for Item S (HMAC D) of the annual Road Materials Bid. Mr. Afflerbach seconded the motion. Motion carried on a vote of 5-0.

ROAD CONSTRUCTION SERVICES BID (NO. 8)

MOTION: Mr. Afflerbach made a motion to approve Order #2019-038 authorizing extension of Contract for Road Construction Services with ABN Construction to \$5.5 million thru September 30, 2019. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

AUTHORIZE AUDITOR TO SELL SURPLUS PROPERTY (NO. 9)

MOTION: Mr. Randle made a motion to authorize County Auditor to sell surplus property: Inventory #4404; Inventory #4506; and 2009 Chevrolet Tahoe (as per contract) pursuant to Local Government Code 263, Subchapter D by means of an online auction. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

COUNTY CLERK OFFICE SPACE (NO. 10)

No action taken.

ACCOUNTS PAYABLE (NO. 11)

MOTION: Mr. Afflerbach made a motion to approve accounts payable. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

PERSONNEL CHANGES (NO. 12)

None

PROFESSIONAL SERVICES AGREEMENT (NO. 3)

MOTION: Mr. Randle made a motion to approve an agreement between DeWitt County and Rawley McCoy & Associates for professional services involving the DeWitt County Annex construction project. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

COUNTY ANNEX CONSTRUCTION PROJECT (NO. 4)

MOTION: Mr. Randle made a motion to set an estimated county annex construction project budget at \$7 million. Mr. Pilchick seconded the motion. Motion carried on a vote of 4-0 with Judge Fowler not voting.

PUBLIC COMMENT

None

ADJOURN (NO 13)

MOTION: Mr. Afflerbach made a motion to adjourn. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0. [Adjourned at 2:15 p.m.]

**MINUTES OF THE COMMISSIONERS COURT OF DE WITT COUNTY, TEXAS
REGULAR MEETING – MAY 13, 2019**

DeWitt County Commissioners Court met in regular session May 13, 2019 at 9:00 a.m. in the County Courtroom at the DeWitt County Courthouse in Cuero, Texas, with the following members present:

County Judge Daryl L. Fowler
Commissioner Curtis Afflerbach, Precinct No. 1
Commissioner James B. Pilchick Sr., Precinct No. 2
Commissioner James Kaiser, Precinct No. 3
Commissioner Richard Randle, Precinct No. 4

CALL TO ORDER; PLEDGE OF ALLEGIANCE & INVOCATION

Judge Fowler called the meeting to order and led everyone in the pledge of allegiance. Mr. Afflerbach gave the invocation.

NEW BUSINESS:

SCHEDULE PUBLIC HEARING DATE (NO. 1)

MOTION: Mr. Pilchick made a motion to schedule a hearing date of June 10, 2019 at 9:00 a.m. in the DeWitt County Courthouse for the purpose of establishing a 35 MPH speed limit on Sapp Road in Commissioner Precinct No. 2. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

SCHEDULE PUBLIC HEARING DATE (NO. 2)

MOTION: Mr. Kaiser made a motion to schedule a public hearing to establish a 45 MPH speed limit sign on Tamm Road in Commissioner Precinct No. 3 date of June 10, 2019. in the DeWitt County Courthouse Courtroom at 9:00 a.m. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

SCHEDULE PUBLIC HEARING DATE (NO. 3)

MOTION: Mr. Kaiser made a motion to schedule a public hearing date of June 10, 2019 in the DeWitt County Courthouse Courtroom at 9:00 a.m. for the consideration of a 45 MPH speed limit on Callahan Road in Commissioner Precinct No. 3. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

SCHEDULE PUBLIC HEARING DATE (NO. 4)

MOTION: Mr. Afflerbach made a motion to schedule a public hearing date of June 10, 2019 at 9:00 a.m. in the DeWitt County Courthouse for the purpose of establishing a 35 MPH speed limit on Biemer Road & Spies Road in Commissioner Precinct No. 1. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

PROPOSAL OF EASEMENT (NO. 5)

Court discussed the request for proposal of easement between DeWitt County and City of Cuero in Commissioner Pct. 1. No action taken.

RIGHT OF WAY AND EASEMENT AGREEMENT (NO. 6)

MOTION: Mr. Kaiser made a motion to approve a Right of Way and Easement Agreement with BHP Billiton Petroleum (Eagle Ford Gathering) LLC for installation of two pipelines, a right of way and a 40-foot easement. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

PUBLIC SAFETY (NO. 8)

County Attorney Raymond H. Reese addressed the court with respect to the discharge of firearms in subdivisions that come under the jurisdiction of a commissioner's court (LGC 235.021) and the authority to regulate the discharge of firearms for public safety reasons (LGC 235.022).

Keith Samples addressed the court with his concerns to the discharge of firearms in the subdivision in which he resides.

No action taken.

WORKSHOP ON SUBDIVISION PROCEDURE (NO. 7)

MOTION: Mr. Pilchick made a motion that the county engage with Bickerstaff, Heath, Delgado & Acosta on the development of new subdivision regulations. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

RIGHT OF WAY (NO. 9)

MOTION: Mr. Kaiser made a motion to appoint Richard Randle as the agent to purchase and sell surplus right of way from Wayne Wolf on Green-DeWitt Road. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

DE WITT COUNTY ATTORNEY TEMPORARY EMPLOYEE (NO. 11)

MOTION: Mr. Afflerbach made a motion that the DeWitt County Attorney be allowed to hire a temporary attorney to be paid at a rate of \$60.00/hour beginning date of May 13, 2019 and ending date of June 28, 2019. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

MEMORANDUM OF UNDERSTANDING (NO. 10)

MOTION: Mr. Kaiser made a motion to approve the memorandum of understanding between the Texas Department of State Health Services and Cuero-DeWitt County Health Department for the Health Department clinic to obtain medications through the ITEMS (Inventory Tracking Electronic Asset Management System) platform for the outpatient treatment of sexually transmitted diseases (STDs) or for tuberculosis (TB) services. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

VETERANS SERVICE OFFICER/INDIGENT HEALTH CARE COORDINATOR (NO. 12)

No action taken.

PRELIMINARY APPRAISED VALUES FOR 2019 (NO. 14)

MOTION: Mr. Kaiser made a motion to receive letter from the DeWitt County Appraisal District, dated April 29, 2019, regarding the preliminary appraised values for 2019 required by § 26.01(e) of the Texas Property Tax Code. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

DE WITT COUNTY CONSTABLE PCT. 2 (NO. 13)

MOTION: Mr. Afflerbach made a motion to advertise for the position of Constable Precinct No. 2 to be taken and person to be selected prior to July 31, 2019. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

INTERLOCAL COOPERATIVE AGREEMENT FOR HOUSING INMATES (NO. 20)

MOTION: Mr. Pilchick made a motion to enter an agreement between DeWitt County, Texas and Gonzales County, Texas to provide housing and care of certain inmates at a rate of \$50 per day. Mr. Randle seconded the motion. Motion carried on a vote of 5-0. [Court Order Number 2019-039]

TOBACCO SETTLEMENT PROCEEDS PAYMENT (NO. 15)

MOTION: Mr. Pilchick made a motion to receive 2019 Texas Department of State Health Services payment from tobacco settlement proceeds in the amount of \$16,561.72. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

TEXAS COUNTY AND DISTRICT RETIREMENT SYSTEM (NO. 16)

MOTION: Mr. Afflerbach made a motion to receive plan assessment for plan year 2020 effective January 1, 2020 and designate the contribution rate as 7.79% for the next plan year. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

CERTIFICATION OF FUNDS (NO. 18)

MOTION: Mr. Kaiser made a motion to receive letter from County Auditor certifying donations for DeWitt County Emergency Management Coordinator at the amount of \$4,500.00 from Conoco Phillips Company for the LEPC program. Mr. Afflerbach seconded the motion. Motion carried on a vote of 5-0.

MOTION: Mr. Kaiser made a motion to receive letter from County Auditor certifying donations for DeWitt County Emergency Management Coordinator for certification of funds from

United Health Group in the amount of \$500.00 for the purpose of training or equipment for the DeWitt CERT program. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

MOTION: Mr. Pilchick made a motion to receive letter from County Auditor certifying donations for DeWitt County Sheriff's Office for a donation of \$1,000.00 from Enlink Midstream Operating, LP for Law Enforcement needs. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

MOTION: Mr. Kaiser made a motion to receive letter from County Auditor certifying donations for DeWitt County Sheriff's Office, certification of funds from Devon Energy Corporation as per section 111.0108 of Texas Government Code, amount of \$7,500.00 from Devon Energy. These funds have been received for Law Enforcement needs. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

AERIAL FIREWORKS BAN (NO. 19)

No action taken.

CERTIFICATES OF COMPLETION (NO. 21)

MOTION: Mr. Kaiser made a motion to receive Certificates of Completion for Justice of the Peace Pct. 2 Blanca McBride from Texas State University Texas Justice Court Training Center for the successful completion of the Justice of the Peace Stage 3 program. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

PREDATOR TRAPPER REPORT (NO. 22)

MOTION: Mr. Kaiser made a motion to receive the final activity report for the Texas A&M Wildlife Services predator trapper for 2018-2019 season and the monthly activity reports for March 2019 and April 2019. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

COMMISSIONERS COURT MEETING SCHEDULE (NO. 23)

MOTION: Mr. Afflerbach made a motion to cancel the regularly scheduled Monday Commissioners Court Meeting of May 27, 2019 due to Memorial Day. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

COMMISSIONERS COURT MEETING SCHEDULE (NO. 24)

MOTION: Mr. Kaiser made a motion to cancel the June 12, 2019 meeting due to a schedule conflict with the South Texas County Judges & Commissioners Annual Conference. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

DE WITT COUNTY GRANT APPLICATION & APPROVAL POLICY (NO. 17)

Passed until May 22, 2019 meeting.

DECLARE FIXED ASSETS AS SALVAGE (NO. 41)

MOTION: Mr. Kaiser made a motion to declare fixed assets as salvage pursuant to Local Government Code §263.152(A). Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

MONTHLY REPORT OF OFFICIALS (NO. 42)

County Auditor reported that her office had received monthly report from all officials except Sheriff.

MOTION: Mr. Kaiser made a motion to approve monthly report of officials. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

COUNTY AUDITOR'S MONTHLY REPORT (NO. 43)

MOTION: Mr. Kaiser made a motion to receive County Auditor's Monthly Report. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

COUNTY TREASURER'S MONTHLY REPORT (NO. 44)

MOTION: Mr. Randle made a motion to receive County Treasurer's Monthly Report and approve Order Approving Treasurer's Monthly Report of 2019-037. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

MINUTES (NO. 45)

MOTION: Mr. Pilchick made a motion to approve minutes of the previous term of court. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

ACCOUNTS PAYABLE (NO. 46)

MOTION: Mr. Randle made a motion to approve accounts payable. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

BUDGET AMENDMENT REQUESTS (NO. 47)

MOTION: Mr. Kaiser made a motion to approve budget amendment requests. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

PERSONNEL CHANGES (NO. 48)

Celina Rodriguez, Deputy, Sheriff Office; step increase effective May 22, 2019; Category 15 Step 3; 2 years of employment; rate of pay to be \$1,824.68/bi-weekly \$21.22/hour; next possible step increase May 22, 2022; comp time will be paid out on next check

Andrew Jay Condie, Temporary Attorney, County Attorney; hired as a temporary/seasonal employee, preceding appointment of the unexpired term of County Attorney Raymond Reese effective May 13, 2019 thru June 28, 2019; rate of pay \$65.00/hour

MOTION: Mr. Kaiser made a motion to approve personnel changes. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

BONDS (NO. 49)

None

COURTHOUSE/ANNEX EXPENDITURES/MAINTENANCE/IMPROVEMENTS (NO. 50)

Trane performed the semi-annual service work check and found an actuator on the third floor was not working properly.

LEGISLATIVE UPDATE (NO. 51)

Judge Fowler gave an update on HB 4280 and SB 2260.

PIPELINE CROSSING PERMIT (NO. 25)

MOTION: Mr. Kaiser made a motion to approve pipeline crossing permit with Burlington Resources Oil & Gas LP to cross Schulle Road in Commissioner Precinct No. 1. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

PIPELINE CROSSING PERMIT (NO. 26)

MOTION: Mr. Pilchick made a motion to approve permit application of Burlington Resources Oil & Gas LP to cross Whitley Road in Commissioner Precinct No. 2. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

PIPELINE CROSSING PERMIT (NO. 27)

MOTION: Mr. Pilchick made a motion to approve permit application on of Burlington Resources Oil & Gas LP to cross St. Clair Road in Commissioner Precinct No. 2. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

PIPELINE CROSSING PERMIT (NO. 28)

MOTION: Mr. Kaiser made a motion to approve pipeline crossing permit with DCP Midstream to cross Nordheim Cemetery Road in Commissioner Precinct No. 3. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

PIPELINE CROSSING PERMIT (NO. 29)

MOTION: Mr. Kaiser made a motion to approve pipeline crossing permit with DCP Midstream to cross Gilbert Mueller Road in Commissioner Precinct No. 3. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

PIPELINE CROSSING PERMIT (NO. 30)

MOTION: Mr. Kaiser made a motion to approve pipeline crossing permit with DCP Midstream to cross Nordheim Slickfield Road in Commissioner Precinct No. 3. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

PIPELINE CROSSING PERMIT (NO. 31)

MOTION: Mr. Kaiser made a motion to approve pipeline crossing permit with DCP Midstream to cross Slickfield Road in Commissioner Precinct No. 3. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

PIPELINE CROSSING PERMIT (NO. 32)

MOTION: Mr. Kaiser made a motion to approve pipeline crossing permit with DCP Midstream to cross Buesing Road in Commissioner Precinct No. 3. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

PIPELINE CROSSING PERMIT (NO. 33)

MOTION: Mr. Kaiser made a motion to approve pipeline crossing permit with DCP Midstream to cross Dahse Road in Commissioner Precinct No. 3. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

PIPELINE CROSSING PERMIT (NO. 34)

MOTION: Mr. Kaiser made a motion to approve pipeline crossing permit with DCP Midstream to cross Hanson Road in Commissioner Precinct No. 3. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

PIPELINE CROSSING PERMIT (NO. 35)

MOTION: Mr. Kaiser made a motion to approve pipeline crossing permit with DCP Midstream to cross Remmers Road in Commissioner Precinct No. 3. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

TEMPORARY RIGHT OF WAY AGREEMENT (NO. 36)

MOTION: Mr. Kaiser made a motion to approve temporary right of way agreement with Burlington Resources Oil & Gas LP for installation of a dual water line along Gruenau Road in Commissioner Precinct No. 3. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

TEMPORARY RIGHT OF WAY AGREEMENT (NO. 37)

MOTION; Mr. Kaiser made a motion to approve temporary right of way agreement with Burlington Resources Oil & Gas LP for installation of a dual water line along A. Metting Road & Gus Meyer Road in Commissioner Precinct No. 3. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

TEMPORARY RIGHT OF WAY AGREEMENT (NO. 38)

MOTION: Mr. Kaiser made a motion to approve temporary right of way agreement with Burlington Resources Oil & Gas LP for installation of a dual water line along Klein Road in Commissioner Precinct No. 3. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

COUNTY CLERK OFFICE SPACE (NO. 39)

No update

AUTHORIZE AUDITOR TO ADVERTISE FOR BIDS (NO. 40)

MOTION: Mr. Afflerbach made a motion to authorize the county auditor to advertise for bids for bridge construction on Dubose Ranch Road and Matejek Road. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

DISCUSSION OF COMMISSIONER PRECINCT OPERATIONS (NO. 52)

Commissioners discussed normal precinct operations.

PUBLIC COMMENT

None

ADJOURN (NO. 53)

MOTION: Mr. Pilchick made a motion to adjourn. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0. [Adjourned at 11:35 a.m.]

**MINUTES OF THE COMMISSIONERS COURT OF DE WITT COUNTY, TEXAS
REGULAR MEETING – MAY 15, 2019**

DeWitt County Commissioners Court met in regular session May 15, 2019 at 1:30 p.m. in the County Courtroom at the DeWitt County Courthouse in Cuero, Texas, with the following members present:

County Judge Daryl L. Fowler
Commissioner James B. Pilchick Sr., Precinct No. 2
Commissioner James Kaiser, Precinct No. 3

CALL TO ORDER; PLEDGE OF ALLEGIANCE & INVOCATION

Judge Fowler called the meeting to order and led everyone in the pledge of allegiance. Mr. Pilchick gave the invocation.

NEW BUSINESS:

PAYROLL DISBURSEMENTS (NO. 1)

None

WESTLAW CONTRACT RENEWAL (NO. 2)

District Attorney Rob Lassmann presented information on contract options with Westlaw for the District Attorney, County Attorney, and law library. Mr. Lassmann will provide the court with the contracts when he receives them. No action taken.

MOTOROLA UPDATE (NO. 4)

Court receive an update from DeWitt County Sheriff regarding Motorola project.

MOTION: Mr. Kaiser made a motion to receive the factory acceptance test plan dated May 14, 2019. Mr. Pilchick seconded the motion. Motion carried on a vote of 3-0.

COUNTY CLERK OFFICE SPACE (NO. 5)

No update.

PROPOSED DEWITT COUNTY SAFETY MANUAL (NO. 3)

Safety Office Cyndi Smith will provide the proposed DeWitt County Safety Manual to the commissioners for their review. No action taken.

ACCOUNTS PAYABLE (NO. 6)

MOTION: Mr. Pilchick made a motion to approve accounts payable. Mr. Kaiser seconded the motion. Motion carried on a vote of 3-0.

PERSONNEL CHANGES (NO. 7)

Jessica Bechtold, Deputy, Sheriff Office; hired effective May 8, 2019; Category 15 Step 2; rate of pay to be \$1,774.39/bi-weekly \$20.63/hour cell \$16.16; next possible step increase May 8, 2021

MOTION: Mr. Kaiser made a motion to approve personnel changes. Mr. Pilchick seconded the motion. Motion carried on a vote of 3-0.

TEMPORARY RIGHT OF WAY AGREEMENT (ADDENDUM NO. 1)

MOTION: Mr. Kaiser made a motion to approve temporary right of way agreement from Select Energy Services for installation of a dual water line along Oliver Road in Commissioner Precinct No. 1. Mr. Pilchick seconded the motion. Motion carried on a vote of 3-0.

PUBLIC COMMENT

Mr. Pilchick discussed his concerns with the attic. The District Attorney wants to remove a lateral file cabinet from the attic and put four (4) filing cabinets in the attic but David Slovacek is worried about the weight since the architect brought up the issue of the weight of the file cabinets in the attic.

ADJOURN (NO. 8)

MOTION: Mr. Kaiser made a motion to adjourn. Mr. Pilchick seconded the motion. Motion carried on a vote of 3-0. [Adjourned at 2:00 p.m.]

**MINUTES OF THE COMMISSIONERS COURT OF DE WITT COUNTY, TEXAS
REGULAR MEETING – MAY 22, 2019**

DeWitt County Commissioners Court met in regular session May 22, 2019 at 1:30 p.m. in the County Courtroom at the DeWitt County Courthouse in Cuero, Texas, with the following members present:

Commissioner Curtis Afflerbach, Precinct No. 1
Commissioner James Kaiser, Precinct No. 3
Commissioner Richard Randle, Precinct No. 4

CALL TO ORDER; PLEDGE OF ALLEGIANCE & INVOCATION

Mr. Afflerbach called the meeting to order and led everyone in the pledge of allegiance. Mr. Randle gave the invocation.

NEW BUSINESS:

PAYROLL DISBURSEMENTS (NO. 1)

MOTION: Mr. Kaiser made a motion to approve payroll disbursements. Mr. Randle seconded the motion. Motion carried on a vote of 3-0.

MOTOROLA UPDATE (NO. 2)

No update

DEWITT COUNTY GRANT APPLICATION & APPROVAL POLICY (NO. 3)

MOTION: Mr. Kaiser made a motion to approve the DeWitt County Grant Application & Approval Policy. Mr. Randle seconded the motion. Motion carried on a vote of 3-0.

RESOLUTION FOR SIGNATURE AUTHORITY (NO. 4)

MOTION: Mr. Randle made a motion to adopt Court Order Number 2019-040, a signature authority resolution, to update Tax Assessor Collector accounts. Mr. Kaiser seconded the motion.
• Motion carried on a vote of 3-0.

DESIGNATE AMERICAN DISABILITIES ACT (ADA) COORDINATOR (NO. 5)

Passed

ACCOUNTS PAYABLE (NO. 6)

MOTION: Mr. Kaiser made a motion to approve accounts payable. Mr. Randle seconded the motion. Motion carried on a vote of 3-0.

PERSONNEL CHANGES (NO. 7)

Cheyenne Peters, Part-Time Assistant, Elections; resignation effective May 13, 2019; 9 months of employment

Jayden Webb, Equipment Operator, Precinct 3; hired as a seasonal/temporary employee from May 14, 2019 thru August 16, 2019; rate of pay to be \$18.27/hour

MOTION: Mr. Kaiser made a motion to approve personnel changes. Mr. Randle seconded the motion. Motion carried on a vote of 3-0.

BONDS (NO. 8)

None

PUBLIC COMMENT

None

ADJOURN (NO. 9)

MOTION: Mr. Kaiser made a motion to adjourn. Mr. Randle seconded the motion. Motion carried on a vote of 3-0. [Adjourned at 1:42 p.m.]

**MINUTES OF THE COMMISSIONERS COURT OF DE WITT COUNTY, TEXAS
REGULAR MEETING – MAY 29, 2019**

DeWitt County Commissioners Court met in regular session May 29, 2019 at 1:30 p.m. in the County Courtroom at the DeWitt County Courthouse in Cuero, Texas, with the following members present:

Commissioner Curtis Afflerbach, Precinct No. 1
Commissioner James B. Pilchick Sr., Precinct No. 2
Commissioner James Kaiser, Precinct No. 3
Commissioner Richard Randle, Precinct No. 4

CALL TO ORDER; PLEDGE OF ALLEGIANCE & INVOCATION

Mr. Afflerbach called the meeting to order and led everyone in the pledge of allegiance. Mr. Randle gave the invocation.

NEW BUSINESS:

PAYROLL DISBURSEMENTS (NO. 2)

None

TAC RISK MANAGEMENT (NO. 2)

Court heard a presentation from Texas Association of Counties Southeast Region Risk Management Consultant Joe Szewczyk. No action taken.

TEXAS GENERAL LAND OFFICE GRANT (NO. 3)

Court received information on Economic Revitalization grant program from Texas General Land Office. No action taken.

MOTOROLA UPDATE (NO. 5)

Court received an update from DeWitt County Chief Deputy Sheriff John Garoni regarding the Motorola project. No action taken.

CHILD WELFARE BOARD APPOINTMENTS (NO. 4)

MOTION: Mr. Pilchick made a motion to approve appointments to the DeWitt County Child Welfare Board. Mr. Kaiser seconded the motion. Motion carried on a vote of 4-0.

DECLARE FIXED ASSETS AS SALVAGE (NO. 6)

Passed

PIPELINE CROSSING PERMIT (NO. 7)

MOTION: Mr. Kaiser made a motion to approve pipeline permit application with Burlington Resources Oil & Gas LP to cross Rogge Seifert Road in Commissioner Precinct No. 3. Mr. Pilchick seconded the motion. Motion carried on a vote of 4-0.

TEMPORARY RIGHT OF WAY AGREEMENT (NO. 8)

MOTION: Mr. Kaiser made a motion to approve temporary right of way agreement with Burlington Resources Oil & Gas LP for installation of a dual water line along Lincke Road & Kubala Store Road in Commissioner Precinct No. 1. Mr. Randle seconded the motion. Motion carried on a vote of 4-0.

ACCOUNTS (NO. 9)

MOTION: Mr. Kaiser made a motion to approve accounts payable minus the \$200.00 registration fee. Mr. Pilchick seconded the motion. Motion carried on a vote of 4-0.

PERSONNEL CHANGES (NO. 10)

Norman Saenz, Deputy, Sheriff Office; hired effective May 20, 2019 ; Category 15 Step 1; rate of pay to be \$1,724.09/bi-weekly \$20.05/hour cell \$16.16; next possible step increase May 20, 2020

MOTION: Mr. Kaiser made a motion to approve personnel changes. Mr. Randle seconded the motion. Motion carried on a vote of 4-0.

PUBLIC COMMENT

Mr. Afflerbach reported that his employees did a county burn of a trailer load of papers from county offices last week. He reported that due to the amount of papers being burned and the high temperature, his employees had to periodically sit in the trucks with air conditioning to keep from having heat strokes. Mr. Afflerbach requested that the county consider hiring a company to shred all of the papers that his employees had been burning for county offices.

ADJOURN (NO. 11)

MOTION: Mr. Kaiser made a motion to adjourn. Mr. Pilchick seconded the motion. Motion carried on a vote of 4-0. [Adjourned at 2:25 p.m.]

THE FOREGOING MINUTES FOR THE MONTH OF MAY A.D. 2019 WERE READ AND APPROVED IN REGULAR SESSION OF COURT ON THIS THE 10TH DAY OF JUNE, A.D. 2019.



SARYL L. FOWLER, COUNTY JUDGE





NATALIE CARSON, DE WITT COUNTY CLERK