

**MINUTES OF THE COMMISSIONERS COURT OF DE WITT COUNTY, TEXAS
REGULAR MEETING – JANUARY 2, 2019**

DeWitt County Commissioners Court met in regular session January 2, 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:

SWEARING IN CEREMONY OF ELECTED OFFICIALS (NO. 1)

Swearing in ceremony of Elected Officials held for County Judge Daryl L. Fowler, Commissioner Precinct No. 2 James B. Pilchick Sr., Commissioner Precinct No. 4 Richard Randle, Justice of the Peace Precinct No. 1 Peggy Mayer, Justice of the Peace Precinct No. 2 Blanca McBride, District Clerk Tabeth Gardner, County Clerk Natalie Carson and County Treasurer Carol Ann Martin.

CERTIFICATES OF DEPOSIT (NO. 2)

MOTION: Mr. Afflerbach made a motion to let expire all existing certificates of deposit and roll the funds into the Money Market Investment Account. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

LEASE AGREEMENT (NO. 3)

MOTION: Mr. Kaiser made a motion to ratify a corrected nine-month lease agreement of \$400 per month between DeWitt County and River Oaks Partners LLC for use of office space for the Justice of the Peace Pct. 2. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

PAYROLL DISBURSEMENTS (NO. 7)

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

AFFIDAVIT GRANTING PERMISSION TO ENTER PRIVATE PROPERTY (NO. 4)

MOTION: Mr. Afflerbach made a motion to receive affidavit granting permission for Texas Department of Transportation through its contractor, SB Contractors, LLC, to enter private property owned by DeWitt County along Highway 72 River Bridge over the Guadalupe River in DeWitt County, Texas in order to use said property for access and storage during the replacement project for the Highway 72 River Bridge in Commissioner Precinct No. 1. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

COUNTY CLERK OFFICE SPACE (NO. 5)

Mr. Reese has not received the lease agreement from Mr. Fenner.

No action taken.

ACCOUNTS PAYABLE (NO. 6)

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

PERSONNEL CHANGES (NO. 8)

John Renken, Equipment Operator, Precinct No. 2; step increase effective January 4, 2019; Category 17 Step 10; 20 years of employment; rate of pay to be \$1,882.66/ bi-weekly \$23.53/hour; reached the final step – no further steps; comp time will be paid at time of step

Patrice Tucker, Jailer, Sheriff Office; resignation effective December 20, 2018; 11 months of employment; comp & vacation time will be paid out on last check

Eric English, Equipment Operator, Precinct No. 4; step increase effective January 16, 2019; Category 17 Step 2; 1 year of employment; rate of pay to be \$1,508.37/bi-weekly \$18.85/hour; next possible step increase January 16, 2020; comp time will be paid at time of step

Bonnie Hoffmann, Deputy, County Clerk; step increase effective January 3, 2019; Category 1 Step 5; 7 years of employment; rate of pay to be \$1,403.57/bi-weekly \$17.54/hour; next possible step increase January 3, 2022; comp time will be paid out at time of step

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

PUBLIC COMMENT

None

ADJOURN (NO. 9)

MOTION: Mr. Kaiser made a motion to adjourn. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0. [Adjourned at 2:10 p.m.]

**MINUTES OF THE COMMISSIONERS COURT OF DE WITT COUNTY, TEXAS
REGULAR MEETING – JANUARY 9, 2019**

DeWitt County Commissioners Court met in regular session January 9, 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:

COUNTY CLERK OFFICE SPACE (NO. 1)

County Clerk Natalie Carson reported that Mr. Fenner emailed the lease agreement yesterday to her office, which in turn was forwarded to County Attorney Raymond H. Reese and Judge Fowler. Mr. Reese had not had time to review the lease agreement for today's meeting. No action taken.

ACCOUNTS PAYABLE (NO. 2)

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

PAYROLL DISBURSEMENTS (NO. 3)

No payroll disbursements

PERSONNEL CHANGES (NO. 4)

Michael Kelley, Deputy, Sheriff Office; resignation effective January 2, 2019; 3 year 8 months of employment; comp & vacation time will be paid out on last check

Steven Nelson, Patrol Deputy, Sheriff Office; resignation effective January 3, 2019; 4 year 6 months of employment; comp & vacation time will be paid out on last check

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

PUBLIC COMMENT

None

ADJOURN (NO. 5)

MOTION: Mr. Pilchick made a motion to adjourn. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0. [Adjourned at 1:35 p.m.]

**MINUTES OF THE COMMISSIONERS COURT OF DE WITT COUNTY, TEXAS
REGULAR MEETING – JANUARY 14, 2019**

DeWitt County Commissioners Court met in regular session January 14, 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. Randle gave the invocation.

NEW BUSINESS:

HANSON PROFESSIONAL SERVICES AND VERTEK LLC CONTRACT (NO. 1)

MOTION: Mr. Kaiser made a motion to receive close out documents from Hanson Professional Services Inc. and VerTek LLC on the IT cabling contract for county approval. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

FIRST NET BILLING (NO. 2)

No action taken.

PROPOSAL FOR MOTOROLA RADIO TOWER CONTRACT (NO. 3)

MOTION: Mr. Randle made a motion to approve of contract with Motorola for radio towers with a five (5) year municipal lease with the option to pay out, pricing of \$1,589,000.00 to be paid on municipal lease costs of (5) years for \$355,067.07 annually . Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

TEXAS ASSOCIATION OF COUNTIES BOARD OF DIRECTORS (NO. 4)

MOTION: Mr. Kaiser made a motion to ratify appointees to TAC Board of Directors on Election Ballot. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

SET TERMS OF CONSTITUTIONAL COUNTY COURT (NO. 5)

MOTION: Mr. Afflerbach made a motion to set terms of constitutional County Court for 2019 pursuant to Government Code § 26.002 as January 1st, April 1st, July 1st and October 1st with each term to run until the beginning of the next term. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

DEWITT COUNTY HISTORICAL COMMISSION FY2019 BUDGET (NO. 6)

MOTION: Mr. Afflerbach made a motion to receive DeWitt County Historical Commission FY2019 budget. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

EXPL LEASING LLC, ET. AL. REFUND OF TAXES (NO. 7)

MOTION: Mr. Kaiser made a motion to authorize auditor to pay the plaintiffs in lawsuits filed by EXPL Leasing Et. Al. vs. Galveston County Appraisal District, Cause Number 17-08-24,256. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

MIDCON COMPRESSION & MUSTANG GAS COMPRESSION REFUND OF TAXES (NO. 8)

MOTION: Mr. Kaiser made a motion to authorize payment for damages in matter of Midcon Compression #12-08-22,386 and Mustang Gas Compression #13-09-22,779. Mr. Afflerbach seconded the motion. Motion carried on a vote of 5-0.

ORDER AUTHORIZING EARLY PENALTY ON DELINQUENT PROPERTY TAXES (NO. 9)

MOTION: Mr. Pilchick made a motion to authorize an early additional penalty on delinquent personal property taxes under Texas Property Tax Code Section 33.11 in order to defray costs of collection. Mr. Afflerbach seconded the motion.

Commissioner Afflerbach – Aye
Commissioner Pilchick – Aye
Commissioner Kaiser – Aye
Commissioner Randle – Aye

AGREEMENT FOR TAX COLLECTION SERVICES (NO. 10)

MOTION: Mr. Kaiser made a motion to approve an Agreement for Tax Collection Services with Linebarger Goggan Blair & Sampson, LLP. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

FY2019 HOMELAND SECURITY GRANT PROGRAM (NO. 11)

MOTION: Mr. Pilchick made a motion to authorize Cyndi Smith, EMC, to apply for the FY2019 Security Grant Program to assist the volunteer fire departments in DeWitt County with radio communications. Mr. Afflerbach seconded the motion. Motion carried on a vote of 5-0.

THE WALMART FOUNDATION COMMUNITY GRANT PROGRAM (NO. 12)

MOTION: Mr. Kaiser made a motion to authorize Cyndi Smith, EMC, to apply for funding from The Walmart Foundation Community Grant Program. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

GULF BEND CENTER FY2019 BUDGET (NO. 13)

MOTION: Mr. Kaiser made a motion to receive Gulf Bend Center FY2019 budget. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

TRUANCY PREVENTION GRANT PROGRAM (NO. 14)

MOTION: Mr. Kaiser made a motion to authorize DeWitt County Juvenile Probation Department to apply for truancy prevention and formally adopt a resolution authorizing application for grant funds, Court Order Number 2019-002. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

CERTIFICATE OF COMPLETION (NO. 15)

MOTION: Mr. Afflerbach made a motion to receive certificates of completion from the County & District Clerk's Association of Texas for County Clerk Natalie Carson and District Clerk Tabeth Gardner for completing the required 20 hours of continuing education for 2018 as prescribed in Section 51.605 of the Texas Government Code. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

COUNTY CLERK OFFICE SPACE (NO. 16)

Passed

TEMPORARY RIGHT OF WAY AGREEMENT (NO. 17)

MOTION: Mr. Kaiser made a motion to approve temporary right of way agreement with Burlington Resources for installation of a dual water line along Jaeger 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. 18)

MOTION: Mr. Kaiser made a motion to approve temporary right of way agreement with Burlington Resources 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. 19)

MOTION: Mr. Kaiser made a motion to approve temporary right of way with Burlington Resources for installation of a dual water line along A. Metting 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. 20)

MOTION: Mr. Kaiser made a motion to approve temporary right of way agreement with Burlington Resources for installation of a dual water line along Salt Creek Cemetery 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. 21)

MOTION: Mr. Kaiser made a motion to approve temporary right of way agreement with Burlington Resources for installation of a dual water line along H. Koopman 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. 22)

MOTION: Mr. Kaiser made a motion to approve temporary right of way agreement with Burlington Resources for installation of a dual water line along H. Koopman 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. 23)

MOTION: Mr. Pilchick made a motion to approve permit application from Burlington Resources for installation of a dual water line along Turkey Bottom Road in Commissioner Precinct No. 2. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

TEMPORARY RIGHT OF WAY AGREEMENT (NO. 24)

MOTION: Mr. Afflerbach made a motion to approve temporary right of way agreement permit application from Burlington Resources 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 5-0.

TEMPORARY RIGHT OF WAY AGREEMENT (NO. 25)

MOTION: Mr. Kaiser made a motion to approve temporary right of way agreement with Burlington Resources 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.

PIPELINE CROSSING PERMIT (NO. 26)

MOTION: Mr. Afflerbach made a motion to approve permit application for pipeline crossing of Burlington Resources Oil & Gas Company LP to cross Nessel Road in Commissioner Precinct No. 1. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

MONTHLY REPORT OF OFFICIALS (NO. 27)

County Auditor reported that her office had received monthly reports from all officials except Flood Plain Coordinator and Elections.

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

COUNTY AUDITOR'S CASH COUNT REPORT 1ST QUARTER FY 2019 (NO. 28)

MOTION: Mr. Afflerbach made a motion to receive County Auditor's Cash Count Report 1st Quarter FY2019. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

COUNTY TREASURER'S QUARTERLY INVESTMENT REPORT (NO. 29)

MOTION: Mr. Afflerbach made a motion to receive County Treasurer's Quarterly Investment Report ending December 31, 2018. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

COUNTY TREASURER'S MONTHLY REPORT (NO. 30)

MOTION: Mr. Kaiser made a motion to receive and approve Order Approving Treasurer's Monthly Report, Order Number 2019-001. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

MINUTES (NO. 31)

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

ACCOUNTS PAYABLE (NO. 32)

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

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

BUDGET AMENDMENT REQUESTS (NO. 33)

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

PERSONNEL CHANGES (NO. 34)

Holly Mulligan, Dispatcher, Sheriff Office; hired effective January 7, 2019; Category 7 Step 1; rate of pay to be \$1,385.79/bi-weekly \$17.32/hour; next possible step increase January 7, 2020

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

BONDS (NO. 35)

None

COURTHOUSE/ANNEX EXPENDITURES/MAINTENANCE/IMPROVEMENTS (NO. 36)

Judge Fowler reported that last week the plumbing for natural gas at the annex was re-piped and the gas company discovered and fixed a leaking valve.

Judge Fowler showed the court roof tiles that had been replaced because of bullet holes.

LEGISLATIVE UPDATE (NO. 37)

Judge Fowler report there are currently two (2) bills in the working.

Judge Fowler is planning on attending the TAC Conference for newly elected officials and meeting with two (2) county judges from neighboring counties to discuss bills.

Judge Fowler received an email last week that Bee County Judge had received about the two (2) bills in the working.

DISCUSSION OF COMMISSIONER PRECINCT OPERATIONS (NO. 38)

Commissioner Afflerbach gave updates on FM 240 and Nolte Boehl Road.

Commissioner Randle reported that reconstruction on Mission Valley Road has begun.

Commissioner Pilchick and Kaiser reported routine precinct operations.

PUBLIC COMMENT

County Auditor Carrie Rea requested that the court form a grant committee to scrutinize the grant application request. The grant application is very time consuming for her office, which keeps her office from during county offices audits.

County Treasurer Carol Martin gave an update on AFLAC.

ADJOURN (NO. 39)

MOTION: Mr. Kaiser made a motion to adjourn. Mr. Randle seconded the motion. Motion carried on a vote of 5-0. [Adjourned at 11:50 a.m.]

**MINUTES OF THE COMMISSIONERS COURT OF DE WITT COUNTY, TEXAS
REGULAR MEETING – JANUARY 16, 2019**

DeWitt County Commissioners Court met in regular session January 16, 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. 3)

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

ACCOUNTS PAYABLE (NO. 2)

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

PERSONNEL CHANGES (NO. 4)

None

COUNTY CLERK OFFICE SPACE (NO. 1)

MOTION: Mr. Pilchick made a motion to enter into a lease agreement with GeoSouthern Cuero LLC and DeWitt County for office space for County Clerk's office for a period of two (2) years beginning February 1, 2019. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

PUBLIC COMMENT

None

ADJOURN (NO. 5)

MOTION: Mr. Kaiser made a motion to adjourn. Mr. Pilchick seconded the motion. Motion carried on a vote of 4-0 with Judge Fowler absent. [Adjourned at 1:50 p.m.]

**MINUTES OF THE COMMISSIONERS COURT OF DE WITT COUNTY, TEXAS
REGULAR MEETING – JANUARY 23, 2019**

DeWitt County Commissioners Court met in regular session January 23, 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. 2)

MOTION: Mr. Randle made a motion to approve quote #4206 from James Teleco for voice and data facilities to the lease space of the GeoSouthern building for \$15,251.24. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

IT Administrator Joey Trungale will contact Guardian Security to inquire about security system for the GeoSouthern building.

INFORMATION TECHNOLOGY FIBER OPTIC PROJECT (NO. 3)

IT Administrator Joey Trungale gave an update on the information technology fiber optic project.

ACCOUNTS PAYABLE (NO. 4)

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

PERSONNEL CHANGES (NO. 5)

None

COURTHOUSE ANNEX REPORT (ADDENDUM NO. 1)

Judge provided information on a quote from East End Buildings for \$2,335.00 to paint 475 linear feet of pipe at the annex. Court is seeking additional quotes.

MOTION: Mr. Pilchick made a motion to accept the bid from Jahn Refrigeration for \$13,880.00 to be paid from Fund 29 for the replacement of the heat exchange unit at the annex. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

PUBLIC COMMENT

None

ADJOURN (NO. 6)

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

**MINUTES OF THE COMMISSIONERS COURT OF DE WITT COUNTY, TEXAS
REGULAR MEETING – JANUARY 28, 2019**

DeWitt County Commissioners Court met in regular session January 28, 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. Randle gave the invocation.

NEW BUSINESS:

LETTER OF AGENT OF RECORD FOR AFLAC (NO. 1)

MOTION: Mr. Kaiser made a motion to approve letter designating official agent of record for AFLAC for DeWitt County as Daniel Lockey and Gary Kneip. Mr. Afflerbach seconded the motion. Motion carried on a vote of 5-0.

ANNUAL JAIL INSPECTION REPORT (NO. 3)

MOTION: Mr. Kaiser made a motion to receive report of Annual Inspection of DeWitt County Jail by Texas Commission on Jail Standards. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

MEMORANDUM OF UNDERSTANDING (NO. 4)

MOTION: Mr. Afflerbach made a motion to approve a Memorandum of Understanding between Cuero ISD and DeWitt County regarding the Juvenile Probation Department's community substance abuse prevention program. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

GRANT COMMITTEE (NO. 5)

MOTION: Mr. Kaiser made a motion to appoint a committee to review grant applications to include Auditor, Treasurer, County Attorney and County Judge. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

FY2019 EMPG (NO. 6)

MOTION: Mr. Afflerbach made a motion to authorize Cyndi Smith, EMC, to apply for the FY2019 Emergency Management Program Grant (EMPG) administered by the Texas Division of Emergency Management (TDEM), TXDPS. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

LCRA CDPP GRANT (NO. 7)

MOTION: Mr. Kaiser made a motion to authorize Cyndi Smith, EMC, to apply for the LCRA Community Development Partnership Program Grant in order to fund training equipment and expenses for the CERT Program for \$5,000.00. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

AUTOMATED EXTERNAL DEFIBRILLATOR (NO. 8)

MOTION: Mr. Kaiser made a motion allow the county EMC to purchase and install AED in the county courthouse and other county buildings. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

AUTHORIZE AUDITOR TO ADVERTISE FOR BIDS (NO. 9)

MOTION: Mr. Kaiser made a motion to authorize the county auditor to advertise for bids: 1) seal coating, 2) motor fuels, 3) road materials, 4) asphalt oils, 5) concrete. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

PER DIEM AND MILEAGE RATES (NO. 10)

MOTION: Mr. Randle made a motion to approve an increase of the 2019 IRS Per Diem rate of \$55/day and the IRS 2019 standard Mileage rate of \$0.58/mile to be effective as of today. Mr. Afflerbach seconded the motion. Motion carried on a vote of 5-0.

COURTHOUSE/ANNEX EXPENDITURES/MAINTENANCE/IMPROVEMENTS (NO. 23)

MOTION: Mr. Afflerbach made a motion to approve the purchase order for \$2,335.00 for the painting of the black pipe for the gas fed into the annex to be done by East End. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

HEALTHY COUNTY 2018 EMPLOYER REWARDS (NO. 2)

MOTION: Mr. Kaiser made a motion to receive 2018 Healthy County Employer Rewards for \$1,027.97 from Texas Association of Counties. Mr. Pilchick seconded the motion. Motion carried on a vote of 4-0 with Judge Fowler absent.

MEMORANDUM OF DONATION (NO. 11)

MOTION: Mr. Kaiser made a motion to approve the donation of an executive desk from the City of Cuero for use as a courtroom bench in DeWitt County Precinct No. 2 Justice of the Peace pursuant to Local Government Code section 81.032. Mr. Randle seconded the motion. Motion carried on a vote 4-0.

SALARY GRIEVANCE COMMITTEE (NO. 12)

MOTION: Mr. Kaiser made a motion to appoint nine (9) public members to the County Salary Grievance Committee pursuant to Government Code 152.014. Mr. Pilchick seconded the motion. Motion carried on a vote of 4-0 with Judge Fowler absent.

Selected Names: Janice Wilson, David Marshall Smith, Abel Rosales, Charlyn Ruth Speed, Robert Max Gibbs, Jr., Julius J. Maciel, Jr., Brandon Christopher Munoz, Royce Duane Pargmann, Shelby Alaine Zissa

Alternate Names: James David Caskey, Bruce Allen Sharp, Justin Adam Gasch, Reagen Ann Natho, Harold Edward Woytek, Edward Wesly Oakes, Janet Marie Lemke, Kristi Lynn Tessmann and Barbara Deanne Gibson

MOTION: Mr. Kaiser made a motion to appoint nine (9) public members to the County Salary Grievance Committee pursuant to Government Code Section 152.015 as named by the court. Mr. Pilchick seconded the motion. Motion carried on a vote of 4-0 with Judge Fowler absent.

COUNTY CLERK OFFICE SPACE (NO. 13)

No action taken.

PIPELINE CROSSING PERMIT (NO. 14)

MOTION: Mr. Kaiser made a motion to approve pipeline crossing permit application with Burlington Resources Oil & Gas Company LP to cross Hartman Road in Commissioner Precinct No. 1. Mr. Randle seconded the motion. Motion carried on a vote of 4-0 with Judge Fowler absent.

PIPELINE CROSSING PERMIT (NO. 15)

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

PIPELINE CROSSING PERMIT (NO. 16)

MOTION: Mr. Randle made a motion to approve permit application of Burlington Resources Oil & Gas Company LP to cross Bellevue Cemetery Road in Commissioner Precinct No. 1. Mr. Kaiser seconded the motion. Motion carried on a vote of 4-0 with Judge Fowler absent.

TEMPORARY RIGHT OF WAY AGREEMENT (NO. 17)

MOTION: Mr. Kaiser made a motion to approve temporary right way agreement with Wolverine Enterprises LLC for installation of a dual water line along SA Butler Road & Vasbinder Road in Commissioner Precinct No. 3. Mr. Pilchick seconded the motion. Motion carried on a vote of 4-0 with Judge Fowler absent.

GOVDEALS AUCTION REPORT (NO. 18)

MOTION: Mr. Kaiser made a motion to receive report from Auditor regarding the January 2019 GovDeals online auction. Mr. Pilchick seconded the motion. Motion carried on a vote of 4-0 with Judge Fowler absent.

ACCOUNTS PAYABLE (NO. 19)

MOTION: Mr. Kaiser made a motion to approve accounts payable. Mr. Randle seconded the motion. Motion carried on a vote of 4-0 with Judge Fowler absent.

BUDGET AMENDMENT REQUESTS (NO. 20)

MOTION: Mr. Randle made a motion to approve budget amendment requests. Mr. Pilchick seconded the motion. Motion carried on a vote of 4-0 with Judge Fowler absent.

PERSONNEL CHANGES (NO. 21)

Willie Carter, Part Time Equipment Operator, Precinct 1; hired effective January 28, 2019; rate of pay to be \$16.00/hour cell \$16.16/bi-weekly

Michael R. Gonzales, Equipment Operator, Precinct 4; hired effective February 4, 2019; Category 17 Step 2; rate of pay to be \$1,508.37/bi-weekly \$18.85/hour; next possible step increase February 4, 2021

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

BONDS (NO. 22)

None

LEGISLATIVE UPDATE (NO. 24)

No Legislative Update

DISCUSSION OF COMMISSIONER PRECINCT OPERATIONS (NO. 25)

Commissioners discussed normal precinct operations.

PUBLIC COMMENT

None

ADJOURN (NO. 26)

MOTION: Mr. Kaiser made a motion to adjourn. Mr. Randle seconded the motion. Motion carried on a vote of 5-0. [Adjourned 10:25 a.m.]

**MINUTES OF THE COMMISSIONERS COURT OF DE WITT COUNTY, TEXAS
REGULAR MEETING – JANUARY 30, 2019**

DeWitt County Commissioners Court met in regular session January 30, 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)

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

COUNTY CLERK OFFICE SPACE (NO. 2)

No action taken

ACCOUNTS PAYABLE (NO. 3)

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

PERSONNEL CHANGES (NO. 4)

James E. Campbell, Equipment Operator, Precinct 3; step increase effective February 5, 2019; Category 17 Step 2; 1 year of employment; rate of pay to be \$1,508.37/bi-weekly \$18.85/hour; next possible step increase February 5, 2020; comp time will be paid at time of step

David Zimmerman, Equipment Operator, Precinct 4; resignation effective February 8, 2019; 6 years 3 months of employment; comp and vacation time to be paid out

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


PUBLIC COMMENT

None

ADJOURN (NO. 5)

MOTION: Mr. Afflerbach made a motion to adjourn. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0. [Adjourned at 1:40 p.m.]

THE FOREGOING MINUTES FOR THE MONTH OF JANUARY A.D. 2019 WERE READ AND APPROVED IN REGULAR SESSION OF COURT ON THIS THE 11TH DAY OF FEBRUARY, A.D. 2019.


DARYL L. FOWLER, COUNTY JUDGE




NATALIE CARSON, DE WITT COUNTY CLERK