

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

DeWitt County Commissioners Court met in regular session July 8, 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:**

**Drainage District (No. 1)**

MOTION: Mr. Kaiser made a motion to received Master Drainage Plan, Rules & Regulations and Drainage Criteria Manual adopted during a public meeting of the DeWitt County Drainage District #1 on June 17, 2019. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

**DeWitt County Appraisal District (No. 2)**

MOTION: Mr. Kaiser made a motion to receive proposed FY2020 Budget and post on public bulletin board. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

**Interlocal Agreement (No. 7)**

MOTION: Mr. Pilchick made a motion to approve an Interlocal Agreement between Golden Crescent Regional Planning Commission and DeWitt County for E9-1-1 Services to be effective September 1, 2019 through August 31, 2021. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

**Motorola Update (No. 37)**

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

**Right of Way (No. 6)**

MOTION: Mr. Randle made a motion to approve sale of surplus right of way of .4645 acres out of Green DeWitt League A-15 located in DeWitt County from DeWitt County to Albert Wayne Wolf for the price of \$3,480.00. Mr. Afflerbach seconded the motion. Motion carried on a vote of 5-0.

MOTION: Mr. Randle made a motion that DeWitt County purchase .269 acres out of Green DeWitt League A-15 located in DeWitt County from Albert Wayne Wolf for the purpose of right of way expansion for the price of \$3,480.00. Mr. Afflerbach seconded the motion. Motion carried on a vote of 5-0.

**Certificate of Completion (No. 3)**

MOTION: Mr. Kaiser made a motion to receive Certificate of Completion for Tax Assessor Collector Ashley D. Mraz from the Office of the Attorney General for the successful completion of the Open Meetings Act training course. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

**Certificate of Completion (No. 4)**

MOTION: Mr. Randle made a motion to receive Certificate of Completion for Tax Assessor Collector Ashley D. Mraz from the Office of the Attorney General for the successful completion of the Public Information Act training course. Mr. Afflerbach seconded the motion. Motion carried on a vote of 5-0.

**Certificate of Completion (No. 5)**

MOTION: Mr. Kaiser made a motion to receive Certificate of Completion for Tax Assessor Collector Ashley D. Mraz from Texas A&M AgriLife Extension for the successful completion of the Ethics for County Tax Assessor Collector training course. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

**County Auditor's 3rd Quarter 2019 Cash Count Report (No. 22)**

MOTION: Mr. Afflerbach made a motion to receive County Auditor's 3<sup>rd</sup> Quarter Cash Count Report. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

**County Treasurer's Quarterly Investment Report (No. 23)**

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

**County Treasurer's Monthly Report (No. 27)**

MOTION: Mr. Kaiser made a motion to receive County Treasurer's Monthly Report and approve Order Approving Treasurer's Monthly Report, Court Order Number 2019-045. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

**Floodplain Audit (No. 24)**

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

**Monthly Report of Officials (No. 25)**

County Auditor Carrie Rea reported that her office had received monthly reports from all officials except Floodplain.

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

**County Auditor's Monthly Report (No. 26)**

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.

**Accounts Payable (No. 29)**

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

**Ratified Accounts Payable (No. 30)**

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

**Budget Amendment Requests (No. 31)**

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. 32)**

David Zimmerman, Equipment Operator, Precinct 4; hired effective July 1, 2019; Category 17 Step 4; rate of pay to be \$1,601.94/bi-weekly \$20.02/hour; next possible step increase July 1, 2021

Cynthia S. Parma, Assistant Auditor, Auditor Office; resignation effective July 12, 2019; 33 years 4 months of employment; rate of pay \$1,987.92/bi-weekly \$24.85/hour; vacation and comp time to be paid out on last check

Neomi Williams, First Assistant Auditor, Auditor Office; promotion effective July 15, 2019; Category 3 Step 4; 6 years 5 months of employment; rate of pay to be \$1,669.31/bi-weekly \$20.87/hour; next possible step increase January 28, 2020; comp time balance will be paid at time of step

Keith Payne, Jailer, Sheriff Office; step increase effective July 10, 2019; Category 12 Step 3; 2 years of employment; rate of pay to be \$1,590.32/bi-weekly \$18.49/hour; next possible step increase July 10, 2022; comp time will be paid out at time of step

Shane Carver, Patrol Sergeant, Sheriff Office; step increase effective July 2, 2019; Category 14 Step 5; 7 years of employment; rate of pay to be \$2,016.80/bi-weekly \$23.45/hour; next possible step increase July 2, 2022; comp time will be paid out at time of step

Monica Mangum, Clerk, Tax Assessor Collector; hired effective June 11, 2019; Category 1 Step 1; rate of pay to be \$1,181.01/bi-weekly \$14.76/hour; next possible step increase June 11, 2020

Justin Ruiz, Clerk, Tax Assessor Collector; step increase effective July 1, 2019; Category 1 Step 4; 5 years of employment; rate of pay to be \$1,356.79/bi-weekly \$16.96/hour; next possible step increase July 1, 2021; comp time will be paid out at time of step

Steve A. Wehlmann, Constable, Precinct 2; retirement effective July 31, 2019; 13 years 6 months of employment

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. 33)**

None

**Courthouse/Annex Expenditures/Maintenance/Improvements (No. 34)**

Judge Fowler reported that the courthouse roof is being painted.

**Legislative Update (No. 35)**

No Legislative Update

**Minutes (No. 28)**

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

**Discussion of Commissioner Precinct Operations (No. 36)**

Commissioners discussed normal precinct operations.

**County Building Workshop (No. 38)**

County Auditor Carrie Rea reported that she had contacted Security Storage about possibly renting storage space in order to store some of the county offices records. Mrs. Rea reported that Security Storage climate control storage unit temperature was 80 degrees, which did not comply with storage standards.

Mr. Randle gave an update on his employees moving the county clerk's records from the archive building to the GeoSouthern building.

Mr. Randle reported on the programming meeting with the architect and construction company.

**Temporary Right of Way Agreement (No. 8)**

MOTION: Mr. Afflerbach made a motion to approve temporary right of way agreement permit application from Select Energy Services for installation of a dual water line along Baker 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. 9)**

MOTION: Mr. Afflerbach made a motion to approve temporary right of way agreement permit application from Select Energy Services for installation of a dual water line along Kozielski 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. 10)**

MOTION: Mr. Afflerbach made a motion to approve temporary right of way agreement permit application from Select Energy Services for installation of a dual water line along Arndt 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. 11)**

MOTION: Mr. Afflerbach made a motion to approve temporary right of way agreement permit application from Select Energy Services for installation of a dual water line along Boldt Road in Commissioner Precinct No. 1. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

**Temporary Right of Way Agreement (No. 12)**

Duplicate agenda item with Number 12. No action taken.

**Pipeline Crossing Permit (No. 13)**

MOTION: Mr. Afflerbach made a motion to approve pipeline crossing permit application of 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 5-0.

**Pipeline Crossing Permit (No. 14)**

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

**Pipeline Crossing Permit (No. 15)**

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

**Pipeline Crossing Permit (No. 16)**

MOTION: Mr. Afflerbach made a motion to approve pipeline crossing permit application of EOG Resources Inc. to cross Hahn Road in Commissioner Precinct No. 1. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

**Pipeline Crossing Permit (No. 17)**

MOTION: Mr. Afflerbach made a motion to approve pipeline crossing permit application of EOG Resources Inc. to cross Hahn Road in Commissioner Precinct No. 1. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

**Pipeline Crossing Permit (No. 18)**

MOTION: Mr. Afflerbach made a motion to approve pipeline crossing permit application of EOG Resources Inc. to cross Hahn Road in Commissioner Precinct No. 1. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

**Pipeline Crossing Permit (No. 19)**

MOTION: Mr. Afflerbach made a motion to approve pipeline crossing permit application of EOG Resources Inc. to cross Hahn Road in Commissioner Precinct No. 1. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

**Pipeline Crossing Permit (No. 20)**

MOTION: Mr. Afflerbach made a motion to approve pipeline crossing permit application of EOG Resources Inc. to cross Hahn Road in Commissioner Precinct No. 1. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

**Pipeline Crossing Permit (No. 21)**

MOTION: Mr. Afflerbach made a motion to approve pipeline crossing permit application of EOG Resources Inc. to cross Hahn Road in Commissioner Precinct No. 1. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

**Workshop on 2020 Budget (No. 39)**

Court held a workshop on FY 2020 budget.

**Public Comment**

None

**Adjourn (No. 40)**

MOTION: Mr. Kaiser made a motion to adjourn. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0. [Adjourned at 12:05 p.m.]

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

DeWitt County Commissioners Court met in regular session July 22, 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:**

**Schedule Public Hearing Date (No. 1)**

MOTION: Mr. Randle made a motion to schedule a public hearing date of August 12, 2019 at 9:00 a.m. in the DeWitt County Courthouse Courtroom to discuss establishing Bialek Road in Commissioner Precinct No. 4 as a No Thru Truck Traffic road. Mr. Afflerbach seconded the motion. Motion carried on a vote of 5-0.

**Schedule Public Hearing Date (No. 2)**

MOTION: Mr. Kaiser made a motion to set a public hearing for August 12, 2019 at 9:00 a.m. at DeWitt County Courthouse Courtroom to consider placing stop signs at the intersections of Simpson Ranch Road & Alfred Blaschke Road and Simpson Ranch Road & Rogge Siefert Road in Commissioner Precinct No. 3. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

**Schedule Public Hearing Date (No. 3)**

MOTION: Mr. Afflerbach made a motion to set a public hearing to consider the annual written archive plan for funding the preservation and restoration of the county clerk's records archive pursuant to Local Government Code 118.025 to be held in the DeWitt County Courtroom on August 12, 2019 at 9:00 a.m. Mr. Randle 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 to consider the annual written plan for the preservation and restoration of the district court records archive pursuant to Government Code 51.305 on August 12, 2019 in the DeWitt Count Courtroom at 9:00 a.m. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

#### **Westlaw Contract Renewal (No. 6)**

MOTION: Mr. Afflerbach made a motion to approve the renewal contract with Westlaw for the District Attorney, County Attorney and Law Library, Order ID #Q00470024 and Order ID #Q00469962. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

#### **Memorandum of Understanding (No. 12)**

MOTION: Mr. Randle made a motion to approve Memorandum of Understanding between Cuero ISD and DeWitt County regarding the Juvenile Probation Department's community substance abuse prevention program beginning September 1, 2019 through August 31, 2020. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

#### **Contract Addendum (No.13)**

MOTION: Mr. Afflerbach made a motion to approve Contract Addendum between Liberty Resources Family Services Inc. and DeWitt County Juvenile Probation Department for Placement Diversion/Family Reunification Services beginning September 1, 2019 through August 31, 2020. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

#### **Contract for Residential Services (No. 14)**

MOTION: Mr. Kaiser made a motion to approve a one-year contract for residential care services between Amador R. Rodriguez Juvenile Boot Camp & Educational Center and DeWitt County Juvenile Probation Department beginning September 1, 2019 through August 31, 2020. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

#### **Contract for Residential Services (No. 15)**

MOTION: Mr. Kaiser made a motion to approve a one-year contract for residential care services between L.I.F.E. & B.R.A.V.E. Residential Program and DeWitt County Juvenile Probation Department beginning September 1, 2019 through August 31, 2020. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

#### **Contract for Residential Services (No. 16)**

MOTION: Mr. Randle made a motion to approve a one-year contract for residential care services between Judge Ricardo H. Garcia Juvenile Detention Center and DeWitt County Juvenile Probation Department beginning September 1, 2019 through August 31, 2020. Mr. Afflerbach seconded the motion. Motion carried on a vote of 5-0.



**Residential Services Agreement (No. 17)**

MOTION: Mr. Afflerbach made a motion to approve the renewal of a one-year contract between the Victoria County Juvenile Board and the County of DeWitt for residential services of juvenile offenders beginning September 1, 2019 through August 31, 2020. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

**Residential Services Agreement (No. 18)**

MOTION: Mr. Randle made a motion to approve a Residential Services Agreement between DeWitt County Juvenile Board and Sherwood-Myrtie Fosters Home DBA Foster's Home for Children for residential services of juvenile offenders with effective dates of September 1, 2019 through August 31, 2020. Mr. Afflerbach seconded the motion. Motion carried on a vote of 5-0.

**Residential Services Agreement (No. 19)**

MOTION: Mr. Afflerbach made a motion to approve the renewal of a one-year contract between TrueCore and the County of DeWitt for residential services of juvenile offenders beginning September 1, 2019. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

**Residential Services Agreement (No. 20)**

MOTION: Mr. Kaiser made a motion to approve a contract between DeWitt County and Gulf Coast Trades Center for residential services of juvenile offenders beginning September 1, 2019 through August 31, 2020. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

**Residential Services Agreement (No. 21)**

MOTION: Mr. Kaiser made a motion to approve a contract between DeWitt County and Shoreline Inc. for residential services of juvenile offenders beginning July 1, 2019 through June 30, 2020. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

**Contract for Detention Services (No. 22)**

MOTION: Mr. Afflerbach made a motion to approve a one-year contract for residential care services between Darrell B. Hester Juvenile Detention Center and DeWitt County Juvenile Probation Department beginning September 1, 2019 through August 31, 2020. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

**Detention Services Agreement (No. 23)**

MOTION: Mr. Randle made a motion to approve the renewal of a one-year contract between the Victoria County Juvenile Board and the County of DeWitt for detention services of juvenile offenders beginning September 1, 2019. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

**Contract and Agreement (No. 24)**

MOTION: Mr. Randle made a motion to approve a 12-month Contract and Agreement for Pre-Adjudication Services of Juvenile Offenders for detention services between DeWitt County and the Nueces County Juvenile Justice Center beginning September 1, 2019 through August 31, 2020. Mr. Afflerbach seconded the motion. Motion carried on a vote of 5-0.

**Certificate of Completion (No. 7)**

MOTION: Mr. Afflerbach made a motion to receive certificate of Completion for Tax Assessor Collector Ashley D. Mraz from Texas AgriLife Extension for the successful completion of the New County Tax Assessor training course. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

**Golden Crescent Regional Planning Commission (No. 9)**

MOTION: Mr. Kaiser made a motion to re-appoint Richard Randle to the Golden Crescent Regional Planning Commission Board of Directors and James Pilchick to the at-large position. Mr. Afflerbach seconded the motion. Motion carried on a vote of 5-0.

**REDAC Voting and Non-Voting Member Nominations (No. 10)**

Court passed on this item.

**Imposition of Optional Vehicle Registration Fees 2020 (No. 11)**

Court passed on this item.

**TXDOT Right of Way Purchase (No. 5)**

MOTION: Mr. Kaiser made a motion to approve the final offer of purchase of right of way by Texas Department of Transportation for 0.4914 acres of Indianola Railroad Company survey, Abstract #251 in DeWitt County (Highway 72 West) for \$13,175.00. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

**ConocoPhillips 2020 Community Contributions Grant Application (No. 8)**

MOTION: Mr. Pilchick made a motion consider authorizing Cyndi Smith, EMC, to apply for the ConocoPhillips 2020 Community Contributions Grant in order to fund training equipment and expenses for the CERT Program for \$20,000.00. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

**Temporary Right of Way Agreement (No. 27)**

MOTION: Mr. Afflerbach made a motion to approve temporary right of way agreement permit application from Burlington Resources Oil & Gas LP for installation of a dual water line along Kubala Store Road & Haase Road in Commissioner Precinct No. 1. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

**Temporary Right of Way Agreement (No. 28)**

MOTION: Mr. Afflerbach made a motion to approve temporary right of way agreement permit application from Burlington Resources Oil & Gas LP for installation of a dual water line along Kubala Store Road & Haase Road in Commissioner Precinct No. 1. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

**Temporary Right of Way Agreement (No. 29)**

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 Alfred Blaschke 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. 30)**

MOTION: Mr. Kaiser made a motion to approve temporary right of way agreement with Select Energy Services for installation of a dual water line along Gohlke School 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 application with Burlington Resources Oil & Gas Company LP to cross Hy Koopman 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 Burlington Resources Oil & Gas Company LP to cross Hy Koopman 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 Burlington Resources Oil & Gas Company LP to cross Simecek 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 Burlington Resources Oil & Gas Company LP to cross Hasse Bros. 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 Burlington Resources Oil & Gas Company LP to cross Hasse Bros. Road in Commissioner Precinct No. 3. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

**Pipeline Crossing Permit (No. 36)**

Court passed on this item.

**Arbitrage Rebate Compliance Services Agreement between DeWitt County, Texas and First Southwest Asset Management, Inc. (No. 37)**

MOTION: Mr. Kaiser made a motion to approve arbitrage rebate compliance service agreement between DeWitt County, Texas and First Southwest Asset Management, Inc. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

**Sheriff Commissary and Inmate Trust Accounts Audit (No. 38)**

MOTION: Mr. Randle made a motion to receive DeWitt County Auditor's Audit Report on the Sheriff Commissary and Inmate Trust Accounts Audit. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

**GovDeals Auction Report (No. 39)**

MOTION: Mr. Kaiser made a motion to receive report from Auditor regarding the June 2019 GovDeals online auction. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

**Accounts Payable (No. 40)**

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

**Ratified Accounts Payable (No. 41)**

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

**Budget Amendment Requests (No. 42)**

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. 43)**

David Zimmerman, Equipment Operator, Precinct 4; cell phone allowance effective July 1, 2019; Category 17 Step 4; rate of pay \$16.16/bi-weekly

Harold Gene Davis, Pre-Trial Investigator, County Attorney; other – new appointed County Attorney effective July 1, 2019; 7 years 5 months of employment; comp & vacation time will be paid out on last check

Kimberly S. Drozd, Executive Secretary, County Attorney; retirement effective July 2, 2019; 31 years 3 months of employment; comp & vacation time will be paid out on last check

Whitney Pittman, Executive Secretary, County Attorney; hired effective July 8, 2019; Category 3 Step 1; rate of pay to be \$1,484.43/bi-weekly \$18.56/hour; next possible step increase July 8, 2020

Lonnie Parr, Equipment Operator, Precinct 1; step increase effective July 22, 2019; Category 17 Step 4; 5 years of employment; rate of pay to be \$1,601.94/bi-weekly \$20.02/hour; next possible step increase July 22, 2019; comp time will be paid out at time of step

Marshall Rauch, Part Time Equipment Operator, Precinct 1; hired effective July 9, 2019; rate of pay to be \$16.00/hour, cell phone \$16.16/bi-weekly

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. 44)**

None

**Courthouse/Annex Expenditures/Maintenance/Improvements (No. 45)**

Judge Fowler reported the painting of the outside of the courthouse would continue.

Mr. Randle reported that he had received an email from Komatsu, which contained drawings and bid specifications for the drainage issue in the basement of the courthouse.

**Legislative Update (No. 46)**

No Legislative update.

**Motorola Update (No. 48)**

Court received an update from DeWitt County Sheriff Chief Deputy John Garoni regarding Motorola project.

**Executive/Closed Session (No. 25)**

Judge Fowler announced that court would move into a closed session beginning at 10:55 a.m. on the 22<sup>nd</sup> day of July 2019 in order to review applications to fill the vacancy of Constable Precinct No. 2. Judge Fowler was designated as the official record keeper of the closed session.

**Discussion and Potential Action (No. 26)**

Pursuant to Article V, Section 18 of the Texas Constitution, Chapters of the Texas Local Government Code, and other authority, discussion and potential action may occur regarding: filling the vacancy of DeWitt County Constable Pct. 2 per LGC § 87.041 & Election Code § 145.031.

**Discussion of Commissioner Precinct Operations (No. 47)**

Commissioners discussed routine precinct operations.

**County Building Workshop (No. 49)**

Court discussed county buildings due to new annex construction.

### **Workshop on 2020 Budget (No. 50)**

Court held a workshop on FY 2020 budget.

### **Public Comment**

None

### **Adjourn (No. 51)**

MOTION: Mr. Kaiser made a motion to adjourn.

## **MINUTES OF THE COMMISSIONERS COURT OF DE WITT COUNTY, TEXAS SPECIAL MEETING – JULY 31, 2019**

DeWitt County Commissioners Court met in special session July 31, 2019 at 9:00 a.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:**

#### **2019 Certified Appraisal Values (No. 1)**

MOTION: Mr. Kaiser made a motion to receive the 2019 Certified Appraisal Roll for DeWitt County from Ashley Mraz, the DeWitt County Tax Assessor/Collector, pursuant to Tax Code §26.01(b). Mr. Pilchick seconded the motion. Motion carried on a vote of 4-0.

#### **2019 Anticipated Tax Collection Rate (No. 2)**

MOTION: Mr. Kaiser made a motion to receive the 2019 Tax Assessor/Collector's certification of the anticipated tax collection rate for the current year pursuant to Tax Code §26.04(b). Mr. Pilchick seconded the motion. Motion carried on a vote of 4-0.

#### **2019 Tax Rate Calculation (No. 3)**

### **2019 Tax Rate Calculation (No. 3)**

MOTION: Mr. Pilchick made a motion to receive the 2019 tax rate calculations required by Property Tax Code §26.04(e). Mr. Randle seconded the motion. Motion carried on a vote of 4-0.

### **2019 Budget Calendar (No. 4)**

MOTION: Mr. Randle made a motion to accept the prepared budget calendar as proposed and outlined pursuant to Local Government Code § 140.010. Mr. Pilchick seconded the motion. Motion carried on a vote of 4-0.

### **Schedule Public Hearings (No. 5)**

MOTION: Mr. Kaiser made a motion to set a public hearing date for September 9, 2019 at 9:00 a.m. in the DeWitt County Courthouse for the purpose of the FY 2020 proposed budget pursuant to LGC 111.007. Mr. Pilchick seconded the motion. Motion carried on a vote of 4-0.

MOTION: Mr. Kaiser made a motion to set a public hearing date for September 9, 2019 at 9:00 a.m. in the DeWitt County Courthouse on the tax rate pursuant to Tax Code §26.05(2)(b). Mr. Pilchick seconded the motion. Motion carried on a vote of 4-0.

MOTION: Mr. Kaiser made a motion to schedule a public hearing date for September 16, 2019 at 9:00 a.m. in the DeWitt County Courthouse for the 2<sup>nd</sup> public hearing on the proposed tax rate pursuant to Tax Code §26.05(2)(b). Mr. Pilchick seconded the motion. Motion carried on a vote of 4-0.

MOTION: Mr. Kaiser made a motion to set a public hearing date of August 12, 2019 at 9:00 a.m. in the DeWitt County Courthouse for taking a record vote on the proposed 2019 tax rate(s). Mr. Randle seconded the motion. Motion carried on a vote of 4-0.

MOTION: Mr. Kaiser made a motion to set a public hearing date for September 23, 2019 at 9:00 a.m. in the DeWitt County Courthouse for the purpose of adopting the FY 2020 budget, vote to adopt the salaries, expenses and allowances of elected officials and precinct officers, vote to ratify revenue increase and take a record vote to adopt the 2019 tax rate. Mr. Randle seconded the motion. Motion carried on a vote of 4-0.

### **Record Storage Needs (No. 6)**

MOTION: Mr. Randle made a motion to approve the leasing of three (3) storage spaces from Security Storage, a 10 x 10; a 10 x 15, and a 10 x 20, for the needs of storing government records during the construction of the new annex. Mr. Pilchick seconded the motion. Motion carried on a vote of 4-0.

### **Executive/Closed Session (No. 7)**

Mr. Afflerbach announced that the court was going into an executive/closed session at 9:50 a.m. pursuant to Government Code §551.074 for deliberating the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee, to wit:

filling the vacancy of DeWitt County Constable Precinct Two per LGC §87.041 and Election Code §145.03. Commissioners Court returned to open session at 10:07 a.m.

**Discussion and Potential Action (No. 8)**

MOTION: Mr. Kaiser made a motion that pursuant to Article V, Section 18 of the Texas Constitution, Chapters of the Local Government Code and other authority, that the court appoint Jeff Abbott as the candidate to fulfill the remaining term of retiring Constable Steven Wehlmann for Precinct No. 2 pursuant to LGC §87.041 and Election Code §145.031 to become effective as soon as bond and swearing in has been completed. Mr. Pilchick seconded the motion. Motion carried on a vote of 4-0.

**Workshop on FY 2020 (No. 9)**

Court held a workshop on FY 2020 budget.

**Public Comment**

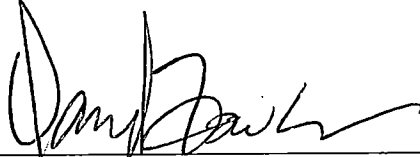
None


**Adjourn (No. 10)**

MOTION: Mr. Kaiser made a motion to adjourn. Mr. Randle seconded the motion. Motion carried on a vote of 4-0. [Adjourned at 10:50 a.m.]

THE FOREGOING MINUTES FOR THE MONTH OF JULY A.D. 2019 WERE READ AND APPROVED IN REGULAR SESSION OF COURT ON THIS THE 12TH DAY OF AUGUST, A.D. 2019.



  
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DARYL L. FOWLER, COUNTY JUDGE

ATTEST:   
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NATALIE CARSON, COUNTY CLERK