

**MINUTES OF THE COMMISSIONERS COURT OF DE WITT COUNTY, TEXAS
REGULAR MEETING – AUGUST 14, 2023**

DeWitt County Commissioners Court met in regular session August 14, 2023 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, Precinct No. 2
Commissioner James Kaiser, Precinct No. 3
Commissioner Brian Carson, 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:

Public Hearing (No. 1)

Public Hearing was held at 9:12 a.m. in order to provide opportunity for public comments on the proposed annual written archive plan for funding the preservation and restoration of the county clerk's records archive pursuant to Local Government Code 118.025. No one was present to speak for or against.

Close Public Hearing (No. 2)

Judge Fowler closed the public hearing at 9:16 a.m.

Rule on Public Hearing (No. 3)

MOTION: Mr. Kaiser made a motion to approve the annual archive plan for preservation and restoration of the county clerk's record archive pursuant to Local Government Code §118.025. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Public Hearing (No. 4)

Public Hearing was held at 9:17 a.m. pursuant to Chapter 251 of the Texas Transportation Code and other authority, a public hearing will be conducted regarding the naming by the Commissioners Court of that certain public road ("Subject Road") in DeWitt County, Texas, located in the Arneckeville, Texas area and in Commissioner Precinct 4 of said county (said road intersecting with Hiller Road therein) and with the Subject Road comprising approximately 5.416 total acres more or less (surface estate only), and being a part of the Mumford House Survey

(Abstract No. 226) in DeWitt County, Texas, and more particularly described by metes and bounds in the following public instruments of record (the contents of which are incorporated by reference): the Official Minutes of the Commissioners Court, dated September 24, 1976 and recorded in Volume O, Pages 328-329 of the Official Minutes of the Commissioners Court on file with the County Clerk of DeWitt County, Texas; that certain general warranty deed dated June 25, 1976 from Alfreda Poehler, et al., as Grantors, to the County, as Grantee, filed on September 24, 1976 pursuant to Instrument No. 72243 and recorded on September 29, 1976 in Volume 237, Pages 22-26 of the Deed Records of DeWitt County, Texas; and that certain resolution of acceptance of the Commissioners Court dated September 24, 1976, filed on September 24, 1976 pursuant to Instrument No. 72243, and recorded on September 29, 1976 in Volume 237, Pages 26-27 of the Deed Records of DeWitt County, Texas. Please take notice that the Subject Road may be named by the Commissioners Court after the conclusion of the public hearing on the meeting date described above, or alternatively, at a subsequent public meeting date of the Commissioners Court.

Robert Garcia spoke in favor of the naming of the road and suggested a road name of Red Bird Lane. No one was present to speak against the naming of the road.

Discussion and Potential Action (No. 5)

MOTION: Mr. Carson made a motion to adopt Court Order Number 2023-021 approving and confirming the prior acceptance of the County on September 24, 1976 of a certain public road into the public road and bridge system of DeWitt County, Texas, said road located in DeWitt County, Texas, a part of the Mumford House Survey (Abstract No. 226) in Commissioner Precinct No. 4 and approving the name as Red Bird Lane. Mr. Afflerbach seconded the motion. Motion carried on a vote of 5-0.

Executive/Closed Session (No. 6)

Court did not go into executive/closed session.

Letter of Support (No. 7)

MOTION: Mr. Afflerbach made a motion to re-classify the new portion of FM 240 currently Lee/Carter Avenue as a major collector. Mr. Carson Seconded the motion. Motion carried on a vote of 5-0.

MOTION: Mr. Afflerbach made a motion that the existing portion of FM 240 from US 87 to west of Van Vleck Ave to be classified as local in the DeWitt County Road System. Mr. Carson seconded the motion. Motion carried on a vote of 5-0.

Certified Tax Appraisal Roll (No. 8)

MOTION: Mr. Kaiser made a motion to accept the Certified Tax Appraisal Roll from DeWitt County Tax Assessor Collector Ashley D. Mraz for the FY2023 for DeWitt County. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

MOTION: Mr. Kaiser made a motion to accept the Certified Tax Appraisal Roll from the DeWitt County Tax Assessor Collector Ashley D. Mraz for the DeWitt County Roads. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

2023 Anticipated Tax Collection Rate (No. 9)

MOTION: Mr. Kaiser made a motion to receive the 2023 Tax Assessor/Collector's certification of the anticipated tax collection rate at 100%. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

2023 Tax Rate Calculation (No. 10)

MOTION: Mr. Kaiser made a motion to receive the 2023 tax rate calculations required by Property Tax Code §26.04 and worksheet. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

2023 Proposed Tax Rate (No. 11)

MOTION: Mr. Kaiser made a motion to propose the 2023-2024 tax rate of 0.36601 Maintenance and Operating and a debt rate of zero. Mr. Pilchick seconded the motion.

Record Vote: Commissioner Precinct 1 "Aye"
Commissioner Precinct 2 "Aye"
Commissioner Precinct 3 "Aye"
Commissioner Precinct 4 "Aye"
Judge Fowler "Aye"

Schedule Public Hearings (No. 12)

MOTION: Mr. Kaiser made a motion to set the budget calendar date of August 28, 2023 at 9:00 a.m. at the DeWitt County Courthouse Courtroom to conduct a public hearing on the FY 2024 proposed budget, public hearing on the tax rate, adopt the FY 2024 budget and the 2023 tax rate. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

District Attorney Law Library Contract Renewal (No. 17)

MOTION: Mr. Kaiser made a motion to approve ratification of renewal contract with Westlaw for the law library budget, Order ID Number Q-06939007. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

MOTION: Mr. Kaiser made a motion to approve ratification of Order ID Number Q-06891643 for the District Attorney's portion of the law library budget. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Request for Qualifications (No. 14)

MOTION: Mr. Kaiser made a motion to authorize the county auditor to advertise for requests for qualifications (RFQ) for engineering professional services to assist DeWitt County in its application(s) for and implementation of one or more contracts from the General Land Office (GLO's CDBG – MIT) Regional Method of Distribution (MOD) program. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Interlocal Agreement (No. 15)

MOTION: Mr. Afflerbach made a motion to approve interlocal agreement for E9-1-1 Services between Golden Crescent Regional Planning Commission and DeWitt County effective September 1, 2023 through August 31, 2025. Mr. Carson seconded the motion. Motion carried on a vote of 5-0.

Regional Public Defender Program (No. 16)

MOTION: Mr. Afflerbach made a motion to approve an Interlocal Agreement with Lubbock County acting through the Regional Public Defender for Capital Cases and pursuant to the Fair Defense Act, Texas Code of Criminal Procedure 26.044(b) and Texas Government Code Chapter 791; authorize the payment of the invoices. Mr. Carson seconded the motion. Motion carried on a vote of 5-0.

Resolution to Adopt Banking Signature Authority, Court Order No 2023-019 (No. 18)

MOTION: Mr. Kaiser made a motion to adopt Banking Resolution for signature authority on DeWitt County Bank Accounts, Court Order No. 2023-019. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Optional Vehicle Registration Fees 2024 (No. 19)

MOTION: Mr. Kaiser made a motion to approve optional vehicle registration fees for 2024 for County Road and Bridge fee amounts for \$10.00 pursuant to Transportation Code 502.401. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Affidavit Granting Permission to Enter Private Property (No. 20)

MOTION: Mr. Carson made a motion to receive affidavit granting permission to enter private property owned by Clifford Diebel at 4027 Mission Valley Road. Mr. Afflerbach seconded the motion. Motion carried on a vote of 5-0.

Order Appointing Assistant County Auditor (No. 21)

MOTION: Mr. Kaiser made a motion to receive court order from the 24th, 135th and 267th Judicial District Judges appointing Michael Dietzel as Assistant County Auditor. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Certificate of Attendance (No. 22)

MOTION: Mr. Kaiser made a motion to receive Certificate of Attendance from the Texas Secretary of State for Elections Administrator Melissa Alcazar for successfully completing 16.75 hours of professional education and development by attending the 41st Annual Election Law Seminar for County Election Officials on July 31 - August 2, 2023. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Detention & Residential Services Agreement (No. 24)

MOTION: Mr. Kaiser made a motion to renew a one-year contract between the Bell County Juvenile Board and the County of DeWitt for pre-adjudication detention and post-adjudication residential treatment services of juvenile offenders beginning September 1, 2023 through August 31, 2024. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Memorandum of Understanding (No. 23)

MOTION: Mr. Kaiser made a motion to renew a one year agreement between DeWitt County Juvenile Probation Department and Cuero Independent School District for substance abuse classes for juveniles beginning September 1, 2023 through August 31, 2024. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Residential Services Agreement (No. 25)

MOTION: Mr. Kaiser made a motion to renew a one year contract for residential treatment services between the Father Flanagan's Boys' Home and DeWitt County Juvenile Probation Department beginning September 1, 2023 through August 31, 2024. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Detention & Residential Services Agreement (No. 26)

MOTION: Mr. Kaiser made a motion to approve renewal of a one-year contract between the Garza County Juvenile Board and the County of DeWitt for pre-adjudication detention and post-adjudication residential services of juvenile offenders beginning September 1, 2023 through August 31, 2024. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Detention & Residential Services Agreement (No. 27)

MOTION: Mr. Kaiser made a motion to approve renewal of a one-year contract between the Grayson County Juvenile Board and the County of DeWitt for pre-adjudication detention and post-adjudication secure residential services of juvenile offenders beginning September 1, 2023 through August 31, 2024. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Detention Services Agreement (No. 28)

MOTION: Mr. Kaiser made a motion to approve renewal of a one-year contract between the Guadalupe County Juvenile Services and the County of DeWitt for pre-adjudication detention services of juvenile offenders beginning October 1, 2023 through September 30, 2024. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Residential Services Agreement (No. 29)

MOTION: Mr. Kaiser made a motion to approve renewal of a one-year contract for residential treatment services between the Gulf Coast Trades Center and the County of DeWitt beginning September 1, 2023 through August 31, 2024. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Residential Services Agreement (No. 30)

MOTION: Mr. Kaiser made a motion to approve renewal of a one-year contract between the Hays County Juvenile Board and the County of DeWitt for residential treatment services of juvenile offenders beginning September 1, 2023 through August 31, 2024. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Residential Services Agreement (No. 31)

MOTION: Mr. Kaiser made a motion to approve renewal of a one-year contract between Lutheran Social Services of the South, Inc. and the County of DeWitt for residential treatment services of juvenile offenders beginning September 1, 2023 through August 31, 2024. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Residential Services Agreement (No. 32)

MOTION: Mr. Kaiser made a motion to approve renewal of a one-year contract between the Center for Success and Independence at Rockdale Academy and the County of DeWitt for secure long-term residential services of juvenile offenders beginning September 1, 2023 through August 31, 2024. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Residential Services Agreement (No. 33)

MOTION: Mr. Kaiser made a motion to approve renewal of a one-year contract between Rite of Passage Inc. and the County of DeWitt for long term residential treatment services of juvenile offenders beginning September 1, 2023 through August 31, 2024. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Detention Services Agreement (No. 34)

MOTION: Mr. Kaiser made a motion to approve renewal of a contract between San Patricio County Juvenile Board and the County of DeWitt for detention services of juveniles beginning August 1, 2023 through December 31, 2023. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Residential Services Agreement (No. 35)

MOTION: Mr. Kaiser made a motion to approve renewal of a one-year contract between Shoreline Inc. and the County of DeWitt for residential services of juvenile offenders beginning September 1, 2023 through August 31, 2024. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Residential Services Agreement (No. 36)

MOTION: Mr. Kaiser made a motion to approve renewal of a two-year contract for post-adjudication residential treatment services between the Travis County Juvenile Probation Department and the County of DeWitt beginning September 1, 2023 through August 31, 2025. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Detention Services Agreement (No. 37)

MOTION: Mr. Kaiser made a motion to approve 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, 2023 through August 31, 2024. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Residential Services Agreement (No. 38)

MOTION: Mr. Kaiser made a motion to approve renewal of a one-year contract between the Victoria County Juvenile Board and the County of DeWitt for residential treatment services of juvenile offenders beginning September 1, 2023 through August 31, 2024. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Temporary Right of Way (No. 39)

MOTION: Mr. Kaiser made a motion to approve temporary right of way application with EOG Resources for installation of temporary water line along Hahn Road in Commissioner Precinct No. 1. Mr. Afflerbach seconded the motion. Motion carried on a vote of 5-0.

Authorize Auditor to Advertise for Bids (No. 40)

MOTION: Mr. Kaiser made a motion to authorize the county auditor to advertise for bids: 1) road maintenance and improvements, 2) asphalt maintenance and improvements. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

County Specific Incentive Program (No. 13)

MOTION: Mr. Kaiser made a motion to approve implementation of the Healthy County: County Specific Incentive Program effective October 1, 2023. Mr. Carson seconded the motion. Motion carried on a vote of 5-0.

Monthly Report of Officials (No. 41)

County Auditor Carrie Rea reported that the auditor's office had received reports from all officials except Election Administrator and District Attorney.

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. 42)

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. 43)

MOTION: Mr. Kaiser made a motion to receive and approve Court Order No. 2023-020 Approving Treasurer's Monthly Report. Mr. Pilchick seconded the motion. Motion carried on a vote of 4-0 with Mr. Afflerbach absent.

Minutes (No. 44)

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

Accounts Payable (No. 45)

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

Ratified Accounts Payable (No. 46)

MOTION: Mr. Kaiser 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. 47)

None

Personnel Policy (No. 48)

MOTION: Mr. Afflerbach made a motion to approve social media policy changes implementing SB 1893. Mr. Carson seconded the motion. Motion carried on a vote of 5-0.

Payroll Reports (No. 49)

MOTION: Mr. Kaiser made a motion to receive and ratify payroll reports for the pay period of July 8th through July 21st and July 22nd through August 4th. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Bonds (No. 50)

None

Courthouse/Annex/Museum Expenditures/Maintenance/Improvements (No. 51)

Judge Fowler reported on the following:

1. Rooms that had been vacated by the Probation Department have been painted at the Weber Annex Building. He has visited with Health Department and Extension Agents regarding which office space each wanted. There is still two (2) office spaces left open with one (1) of the offices will be for the Veteran's Officer.
2. Victoria Air performed quarterly maintenance last week at the DeWitt County Annex.
3. Plumbing issues: repaired flush valve at the DeWitt County Annex, repaired urinal at the courthouse and repaired water fountain on the second floor of the courthouse.
4. Sheriff presented Judge Fowler with a work order for the fire/water suppression (RPG) and a pump needs to be rebuilt.

Mr. Afflerbach gave an update on the DeWitt County Historical Museum second floor air conditioner problems.

Legislative Update (No. 52)

Judge Fowler will meet with other county judges throughout the Eagle Ford Shale on September 7th in Tilden to discuss a lobbyist contract. He reported that Steve Holzheuser is looking at retiring.

Affidavit Granting Permission to Enter Private Property (Addendum No. 1)

MOTION: Mr. Afflerbach made a motion to receive affidavit granting permission to enter private property owned by Texas Department of Criminal Justice on Old Gonzales Road to clear the fence line in Commissioner Precinct No. 1. Mr. Carson seconded the motion. Motion carried on a vote of 5-0.

Discussion of Commissioner Precinct Operations (No. 53)

Commissioner Precinct No. 1 reported on work on Ed Blackwell Road and Old Gonzales Road which would be the two match project bridges, working on ditches and drainage work and will be ready to redo the road.

Commissioner Precinct No. 2 reported on routine maintenance operations.

Commissioner Precinct No. 3 reported on routine maintenance operations.

Commissioner Precinct No. 4 reported on routine maintenance operations.

Workshop on FY2024 Budget (No. 54)

Court held a workshop on FY2024 Budget. Judge Fowler announced the filing of the proposed FY2024 budget with the County Clerk and posting online.

Public Announcements/Comments (No. 55)

None

Adjourn (No. 56)

MOTION: Mr. Carson made a motion to adjourn. [Adjourned at 12:25 p.m.]

MINUTES OF THE COMMISSIONERS COURT OF DE WITT COUNTY, TEXAS REGULAR MEETING – AUGUST 28, 2023

DeWitt County Commissioners Court met in regular session August 28, 2023 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, Precinct No. 2
Commissioner James Kaiser, Precinct No. 3
Commissioner Brian Carson, 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:

Public Hearing on the Proposed FY2024 Budget and the 2023 Tax Rate (No. 1)

Public hearing was held in order to provide opportunity for public comments on the proposed FY2024 budget and the 2023 tax rate.

District Attorney Rob Lassmann, Assistant District Attorney Timothy Poynter, Assistant District Attorney Carrie Moy, District Attorney Executive Secretary/Victim's Assistance Coordinator Chyann Sammons spoke regarding the District Attorney's budget.

Citizens Jode Zavesky, John Atchisson, Cathy Cisneros & Richard Randle spoke regarding the proposed county budget including the District Attorney's budget.

Close Public Hearing (No. 2)

Judge Fowler closed the public hearing.

Recess

Court recessed until 1:30 p.m.

Reconvened

Court reconvened at 1:35 p.m.

Pay Scale/Job Classifications for FY24 (No. 5)

MOTION: Mr. Afflerbach made a motion to receive the Pay Scale and Job Classifications for DeWitt County Employees during FY2024. Mr. Carson seconded the motion. Motion carried on a vote of 5-0.

Award of Contract (No. 7)

MOTION: Mr. Kaiser made a motion to receive recommendation from Grant Committee to approve Public Management contract for Professional Administration Services for the Texas General Land Office Community Development Block Grant – Mitigation (CDBG-MIT) Regional Method of Distribution (MOD) Program. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Department of State Health Services Contract (No. 8)

MOTION: Mr. Kaiser made a motion to approve the contract between the Department of State Health Services and Cuero-DeWitt County Health Department, in the amount of \$75,738.00, effective dates of 9/1/2023 through 8/31/2025, Program Name RLSS/LPHS RLSS/Local Public Health System-PnP. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Interlocal Agreement for Environmental Public Health Services (No. 9)

MOTION: Mr. Kaiser made a motion to approve the Interlocal Agreement between Victoria County Public Health Department and DeWitt County for environmental public health services for a one-year term beginning October 1, 2023 at a rate of \$5,709.60 a month. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Interlocal Agreement (No. 10)

MOTION: Mr. Kaiser made a motion to approve the Interlocal Agreement between DeWitt County and the City of Yorktown for 24-Hour Law Enforcement Services for a term beginning October 1, 2023 and ending September 30, 2024. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Detention Services Agreement (No. 11)

MOTION: Mr. Afflerbach made a motion to approve a one-year contract between Rite of Passage Inc. and the County of DeWitt for short-term detention services of juveniles beginning September 1, 2023 through August 31, 2024. Mr. Carson seconded the motion. Motion carried on a vote of 5-0.

Grant Application for Home-Delivered Meals (No. 12)

Mark Bethane with Community Action Committee of Victoria addressed the court thanking the county for their support.

MOTION: Mr. Kaiser made a motion to adopt Resolution Number 2023-025 authorizing a county grant in support of services provided by Community Action Committee of Victoria. Mr. Afflerbach seconded the motion. Motion carried on a vote of 5-0.

Grant Application for Home-Delivered Meals (No. 13)

Dan Cupone with Meals on Wheels South Texas addressed the court thanking the court for their support.

MOTION: Mr. Kaiser made a motion to adopt Resolution Number 2023-026 authorizing a county grant in support of services provided by Meals on Wheels of South Texas in the amount of \$7,500.00. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

County Road Inventory (No. 14)

MOTION: Mr. Afflerbach made a motion to authorize county judge to submit updates of the county road inventory to TxDOT before the deadline. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

Independent External Audit (No. 15)

MOTION: Mr. Kaiser made a motion to authorize the annual outside audit of DeWitt County financial statements for the year ending September 30, 2023 by Harrison Waldrop & Uherek. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Temporary Right of Way (No. 16)

MOTION: Mr. Pilchick made a motion to approve temporary right of way permit applications from Qwik Pipe Inc. for installation of two (2) temporary water lines along Turkey Bottom Road in Commissioner Precinct No. 2. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

Pipeline Crossing Permit (No. 17)

MOTION: Mr. Pilchick made a motion to approve pipeline crossing permit application for a pipeline from SilverBow Resources Operating LLC to cross Rathkamp-Dreyer Road in Commissioner Precinct No. 2. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

Accounts Payable (No. 18)

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

Ratified Accounts Payable (No. 19)

MOTION: Mr. Kaiser 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. 20)

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

Personnel Policy (No. 21)

None

Payroll Reports (No. 22)

MOTION: Mr. Kaiser made a motion to receive and ratify approval of payroll reports. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Bonds (No. 23)

Bond of Desirae Poth-Garibay as County Treasurer.

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

Courthouse/Annex/Museum Expenditures/Maintenance/Improvements (No. 24)

Mr. Afflerbach reported that the raccoons appear to be gone from the DeWitt County Historical Museum attic, traps were set and were not tripped the next day. County will have to reschedule the installers; their materials were stored in one of the rooms. All of the existing damage was removed except for the plenum. Mr. Afflerbach spoke with Weaver & Jacobs about blown in insulation.

Mr. Afflerbach reported that the fence has been built and completed at the prison 100 acres property except for the ditches. Judge Fowler has been presented with an amended post-closing agreement with the terms that has to be signed in Austin.

Judge Fowler reported that the ground on the outside of the courthouse where the water was standing has been built up and put the lid up a little higher so it should not pool.

Legislative Update (No. 25)

Judge Fowler reported that he has a meeting scheduled for September 7, 2023 in Tilden with EagleFord Shale judges to discuss where the coalition will be and work on getting a contract together with the Cornerstone Group for professional services.

Discussion of Commissioner Precinct Operations (No. 26)

Commissioner Precinct No. 1 reported on working on Old Gonzales Road and Ed Blackwell Road installing culvert pipes, ends on culvert pipes, concrete work, both bridges and two (2) box culverts of concrete work are completed. He is also doing wing walls on some box culverts on Schleicher Road, Hasse Road and Jackson Road. The wing walls broke completely loose from the box culverts, they laid over and water is washing out a groove out into the road so we are having those replaced to try to stop the erosion.

Judge Fowler discussed an email that Mr. Afflerbach should have been copied on from him that was addressed to Charles Kimbrough about discovery of the City of Cuero incorporating that one section of road into the city limits heading over to the prison. Mr. Afflerbach report that it was discovered last week that he city has an easement across the 100 acres purchased from the prison. Mr. Afflerbach has built a brand new bridge and then found out it is in the city.

Mr. Afflerbach inquired, regarding FM 240, at what point will the county be ready to clear the right of way.

Commissioner Precinct No. 2 reported on normal operations.

Commissioner Precinct No. 3 reported on normal maintenance.

Commissioner Precinct No. 4 reported on still re-building Wolf Hollow Road and Bialek Road.

Workshop on Road Maintenance and Asphalt Bids (No. 27)

Court held a workshop on road maintenance and asphalt bids.

Public Announcements/Comments (No. 28)

None

Action on Proposed FY2024 Budget (No. 3)

County Treasurer Carol Ann Martin, County Auditor Carrie Rea, Justice of the Peace Precinct No. 2 Blanca McBride and Sheriff Carl Bowen addressed the court regarding the budget.

MOTION: Mr. Kaiser made a motion to adopt Commissioners Court Order Number 2023-023 amended FY 2024 budget of DeWitt County. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Action on Tax Rate (No. 4)

MOTION: Mr. Kaiser made a motion to adopt Court Order Number 2023-024 that the property tax rate be increased by the adoption of a tax rate of 0.36601, which is effectively an 8.35% increase in the tax rate. Mr. Pilchick seconded the vote.

Record Vote: Commissioner Precinct No. 1 "Aye"
Commissioner Precinct No. 2 "Aye"
Commissioner Precinct No. 3 "Aye"
Commissioner Precinct No. 4 "Aye"
Judge Fowler "Aye"

Order Setting Salary of DeWitt County Officials and Employees for FY2024 (No. 6)

MOTION: Mr. Kaiser made a motion to approve the Salary Order FY2024 Court Order #2023-022 for the DeWitt County Officials and Employees. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Adjourn (No. 29)

MOTION: Mr. Kaiser made a motion to adjourn. Adjourned at 2:50 p.m.

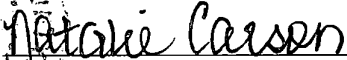
THE FOREGOING MINUTES FOR THE MONTH OF AUGUST A.D. 2023 WERE READ AND APPROVED IN REGULAR SESSION OF COURT ON THIS THE 11TH DAY OF SEPTEMBER, A.D. 2023.



DARYL L. FOWLER, COUNTY JUDGE



ATTEST:



NATALIE CARSON, COUNTY CLERK