

**MINUTES OF THE COMMISSIONERS COURT OF DE WITT COUNTY, TEXAS
REGULAR MEETING – MAY 11, 2020**

DeWitt County Commissioners Court met in regular session May 11, 2020 at 9:00 a.m. in the County Courtroom at the DeWitt County Courthouse in Cuero, Texas, with the following members present:

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

Call to Order; Pledge of Allegiance & Invocation

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

New Business:

Public Hearing (No. 1)

Public Hearing held in order to provide opportunity for public comments on establishing a 45 MPH speed limit on Matthew-Adams Road in Commissioner Precinct No. 2. Stephen Graves spoke against establishing a 45 MPH speed limit. Mr. Graves requested that the speed limit to be less than 45 MPH. No one was present to speak for establishing a 45 MPH speed limit.

Close Public Hearing (No. 2)

Judge Fowler closed the public hearing.

Rule on Public Hearing (No. 3)

MOTION: Mr. Pilchick made a motion establishing a 45 MPH speed limit on the entire length of Matthew-Adams Road in Commissioner Precinct No. 2 effective today. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

Public Hearing (No. 4)

Public Hearing held in order to provide opportunity for public comments on establishing a 35 MPH speed limit on Primitive Baptist Church Road in Commissioner Precinct No. 2. Stephen Graves spoke in favor of establishing a 35 MPH speed limit. No one was present to speak against establishing a 35 MPH speed limit.

Close Public Hearing (No. 5)

Judge Fowler closed the public hearing.

Rule on Public Hearing (No. 6)

MOTION: Mr. Pilchick made a motion establishing a 35 MPH speed limit on the entire length of Primitive Baptist Church Road in Commissioner Precinct No. 2 effective today. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

Public Hearing (No. 7)

Public Hearing held in order to provide opportunity for public comments on establishing a 35 MPH speed limit on Benbow Road in Commissioner Precinct No. 2. No one was present to speak either for or against establishing a speed limit.

Close Public Hearing (No. 8)

Judge Fowler closed the public hearing.

Rule on Public Hearing (No. 9)

MOTION: Mr. Pilchick made a motion establishing a 35 MPH speed limit on the entire length of Benbow Road in Commissioner Precinct No. 2 effective today. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

Public Hearing (No. 10)

Public Hearing held in order to provide opportunity for public comments on establishing a 35 MPH speed limit on Edgar Leesville Road in Commissioner Precinct No. 2. Stephen Graves spoke in favor of establishing a 35 MPH speed limit. No one was present to speak against setting the speed limit.

Close Public Hearing (No. 11)

Judge Fowler closed the public hearing.

Rule on Public Hearing (No. 12)

MOTION: Mr. Pilchick made a motion establishing a 35 MPH speed limit on the entire length of Edgar Leesville Road in Commissioner Precinct No. 2 effective today. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

Agreement to Contribute Right of Way Funds (No. 13)

MOTION: Mr. Kaiser made a motion to approve the agreement with Texas Department of Transportation to contribute funds for right of way acquisition and eligible utility adjustments for State Highway 72 from FM 237 to US 87 and let the County Judge sign the agreement, Resolution Number 2020-026, with amendment to agreement for the payment to be due in October instead of September. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Agreement to Contribute Right of Way Funds (No. 14)

MOTION: Mr. Kaiser made a motion to approve the agreement with Texas Department of Transportation to contribute funds for right of way acquisition and eligible utility adjustments for State Highway 72 from US 87 to US 87, Resolution Order Number 2020-027, and let the Honorable County Judge sign the agreement with the payment due in October instead of September. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Preliminary Appraised Values for 2020 (No. 15)

MOTION: Mr. Pilchick made a motion to receive the preliminary appraised values submitted by the chief appraiser of the DeWitt County Appraisal District. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

Interlocal Agreement (No. 16)

MOTION: Mr. Kaiser made a motion to approve an Interlocal agreement between the County of DeWitt and the City of Yorktown for the cost sharing of annual services fees for emergency communication services provided through a license granted to DeWitt County through the CodeRED Next Services Agreement effective May 1, 2020, Court Order Number 2020-028, the amount to be \$1,578.25. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

Interlocal Cooperative Agreement for Housing Inmates (No. 17)

MOTION: Mr. Afflerbach made a motion to approve an agreement between DeWitt County, Texas and Gonzales County, Texas to provide housing and care of certain inmates at a rate of \$50 per day, Court Order Number 2020-029. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

TAC Dental Insurance (No. 18)

MOTION: Mr. Kaiser made a motion to consider participation in Voluntary Dental Insurance through Texas Association of Counties Health and Employee Benefits Pool; designate County Treasurer to submit Voluntary Dental Insurance Prospect Requirements for Request for Quote to Texas Association of Counties HEBP. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Texas County and District Retirement System (No. 19)

MOTION: Mr. Pilchick made a motion to receive plan assessment for plan year 2021 effective January 1, 2021 from Texas County and District Retirement System with the rate to be maintained at 7.79%. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

Bank Account Changes (No. 20) & Remote Deposit Changes (No. 21)

MOTION: Mr. Kaiser made a motion to authorize DeWitt County Treasurer to close the current County of DeWitt Payroll Bank Account and to open a new County of DeWitt Payroll Bank Account, with the signers to remain Carol Ann Martin and Carrie M. Rea, and to authorize the new Account be setup for remote deposit with the same criteria as the current Account. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Consider Amendment to Personnel Policy and Procedures Manual (No. 22)

MOTION: Mr. Afflerbach made a motion to amend the DeWitt County Personnel Policy and Procedures Manual to reflect Direct Deposit of paychecks as mandatory for all employees, to include election workers, and removal of the portion of the current policy concerning issuance of a hard copy check as the last paycheck. Mr. Kaiser seconded the motion. Motion carried on a vote of 5-0.

Declare Fixed Assets as Salvage (No. 23)

Court passed on taking any action on this agenda item.

Monthly Report of Officials (No. 24)

County Auditor's office received reports from all officials except for County Attorney (March and April) and Flood Plain Coordinator.

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

County Auditor's Monthly Report (No. 25)

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

County Treasurer's Monthly Report (No. 26)

MOTION: Mr. Afflerbach made a motion to receive and approve County Treasurer's Monthly Report, Court Order Number 2020-025. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

Minutes (No. 27)

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

Accounts Payable (No. 28)

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. 29)

MOTION: Mr. Randle made a motion to approve ratified accounts payable for the total sum of \$54,451.32. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Budget Amendment Requests (No. 30)

None

Personnel Changes (No. 31)

None

Bonds (No. 32)

None

Courthouse/Annex Expenditures/Maintenance/Improvements (No. 33)

Judge Fowler reported that contractor, J C Stoddard, would be moving a backhoe in sometime this week to begin test excavation on work around the perimeter of the courthouse.

Judge Fowler reported that the county was waiting on the fire company to get here to replace the valve. The valve had been ordered but was not in at this time.

Mr. Afflerbach reported that Robert Oliver has trimmed the trees located at the annex in the past at his cost. This year Mr. Oliver feels that that the tree trimming should be at the expense of the county.

Legislative Update (No. 34)

No Legislative Update

Discussion of Commissioner Precinct Operations (No. 35)

Commissioners discussed normal precinct operations.

Motorola Update (No. 36)

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

County Building Workshop (No. 37)

Mr. Randle gave an update on the planning and construction of a new county annex. The 100% completion drawings should be submitted by May 15, 2020 and the final guaranteed build price should be submitted the first week of June.

COVID-19 Disaster Update (No. 38)

Judge Fowler reported that he sent out an email to the elected officials requesting that the officials look at a date for opening up the county offices.

Cyndi Smith reported that her office had some supplies for the offices if the officials were unable to purchase the supplies.

Carol Ann Martin reported that Texas Association of Counties (TAC) would be providing some supplies to the county.

Adjourn

MOTION: Mr. Pilchick made a motion to adjourn. [Adjourned a 10:15 a.m.]

MINUTES OF THE COMMISSIONERS COURT OF DE WITT COUNTY, TEXAS REGULAR MEETING – MAY 27, 2020

DeWitt County Commissioners Court met in regular session May 27, 2020 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:

TrueCore Residential Services Agreement Termination (No. 1)

MOTION: Mr. Kaiser made a motion to receive notice of termination of residential services agreement with TrueCore Behavioral Solutions, LLC. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Truancy Program Update (No. 2)

Commissioners Court received an update from Terri Rogers regarding truancy program.

Drone Purchase for Sheriff's Office (No. 3)

Commissioners Court received information from Sheriff Carl Bowen concerning the damaged drone and a drone package to replace loss of M-100.

Motorola Update (No. 22)

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

Interlocal Agreement (No. 5)

MOTION: Mr. Kaiser made a motion to authorize County Attorney to negotiate modifications of Interlocal Agreement between DeWitt County and the City of Cuero for 24-Hour Police Dispatch Services. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Interlocal Agreement (No. 4)

MOTION: Mr. Kaiser made a motion to approve an Interlocal agreement between the County of DeWitt and the City of Yoakum for the cost sharing of annual services fees for emergency communication services provided through a license granted to DeWitt County through the CodeRED Next Services Agreement effective May 1, 2020, Court Order Number 2020-033. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Affidavit Granting Permission to Enter Private Property (No. 6)

MOTION: Mr. Afflerbach made a motion to receive affidavit granting permission to enter private property owned by Larry Mueller along Old Gonzales Road in order to fix drainage problems along the road in Commissioner Precinct No. 1. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

Election Inspection Report (No. 7)

MOTION: Mr. Afflerbach made a motion to receive report conducted by State of Texas Elections Division during the March 3, 2020 Primary Elections. Mr. Randle seconded the motion. Motion carried on a vote of 5-0.

Authorize a Written Request (No. 8)

MOTION: Mr. Kaiser made a motion to authorize the County Judge to submit a written request to Texas Comptroller of Public Accounts Pursuant to §74.602 of the Texas Property Code for allocation of a portion of unclaimed capital credits received from electric cooperatives back to counties in cooperatives' service area and certify the purpose of the funds is in compliance with the provisions of §381.004 of the Local Government Code for 2019 reporting years. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Predator Trapper Report (No. 9)

MOTION: Mr. Randle made a motion to receive the current activity report for the Texas A&M Wildlife Services predator trapper for Year to Date FY2020. Mr. Afflerbach seconded the motion. Motion carried on a vote of 5-0.

Health Insurance Renewal (No. 10)

MOTION: Mr. Kaiser made a motion to renewal of the employee health insurance benefit plan provided through Texas Association of Counties Risk Pool. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Resolution for Signature Authority (No. 11)

MOTION: Mr. Kaiser made a motion to adopt a signature authority resolution for new County of DeWitt Payroll Bank Account, Court Order Number 2020-030. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Authorize Emergency Expenditure (No. 19)

MOTION: Mr. Kaiser made a motion to adopt Court Order Number 2020-031 for the purchase of Chiller No. 2 pursuant to Local Government Code §111.041 for the purpose of purchasing a new chiller from Trane from cash accounts into General Fund #88-188-707 in the amount of \$87,275.71. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

COVID-19 Disaster Update (No. 25)

MOTION: Mr. Randle made a motion to approve Court Order Number 2020-032 for the cessation of our local status of disaster. Mr. Afflerbach seconded the motion. Motion carried on a vote of 5-0.

Authorize Auditor to Dispose of Salvage or Surplus Property (No. 12)

MOTION: Mr. Kaiser made a motion to authorize Auditor to dispose of salvage or surplus property, pursuant to Local Government Code §263, Subchapter D by means of an online auction. Mr. Pilchick seconded the motion. Motion carried on a vote of 5-0.

Accounts Payable (No. 13)

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

Ratified Accounts Payable (No. 14)

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

Budget Amendment Requests (No. 15)

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

Personnel Changes (No. 16)

David Slovacek, Building Supervisor, Building Maintenance; step increase effective June 27, 2020; Category 4 Step 8; 15 years of employment; rate of pay to be \$23.90/hour; next possible step increase June 27, 2022

Christopher Romans, Jailer, Sheriff; step increase effective June 3, 2020; Category 12 Step 2; 1 year of employment; rate of pay to be \$18.44/hour; next possible step increase June 3, 2021

Kristie Kolodziejcyk, Clerk, Health Department; step increase effective May 21, 2020; Category 1 Step 5; 7 years of employment; rate of pay to be \$18.07/hour; next possible step increase May 21, 2023

Pamela Ficklen, Admin. Secretary, Extension Office; step increase effective May 28, 2020; Category 2 Step 5; 7 years of employment; rate of pay to be \$21.23/hour; next possible step increase May 28, 2023

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

Zaden Ruiz, Part Time Equipment Operator, Precinct 4; hired effective May 26, 2020; rate of pay to be \$16.00/hour

MOTION: Mr. Randle made a motion to authorize employment subject to amendment of salary order to be ratified at the next meeting. Mr. Afflerbach seconded the motion. Motion carried on a vote of 5-0.

Bonds (No. 17)

None

Courthouse/Annex Expenditures/Maintenance/Improvements (No. 18)

Judge Fowler gave an update on the courthouse excavation project.

Legislative Update (No. 20)

No Legislative update.

Discussion of Commissioner Precinct Operations (No. 21)

Commissioner Precinct No. 1, 3 & 4 reported on normal precinct operations.

Commissioner Precinct No. 2 reported that Hrabovsky and Lockhart Cemetery Roads is paved and a section of Old Yoakum Road is paved.

New Annex Architectural Plans (No. 23)

Commissioners Court received design drawings and 100% plans for DeWitt County Annex building.

County Building Workshop (No. 24)

Mr. Randle reported that next week the county should receive a guaranteed construction cost.

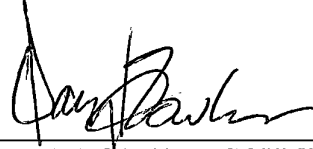
Workshop on 2021 Budget (No. 26)

Commissioners Court held a workshop on FY 2020 budget.

Adjourn

MOTION: Mr. Kaiser made a motion to adjourn. [Adjourned at 11:40 a.m.]

THE FOREGOING MINUTES FOR THE MONTH OF MAY A.D. 2020 WERE READ AND APPROVED IN REGULAR SESSION OF COURT ON THIS THE 8TH DAY OF JUNE, A.D. 2020.



DARYL L. FOWLER, COUNTY JUDGE



ATTEST:

Natalie Carson

NATALIE CARSON, COUNTY CLERK