

# County of Lavaca



OFFICE OF THE

COUNTY JUDGE

## REQUEST TO BE PLACED ON THE LAVACA COUNTY COMMISSIONERS' COURT AGENDA

DATE OF COMMISSIONERS' COURT MEETING: 11/27/2023

This form, along with any related information that needs to be included in the Commissioners Court agenda packet, is to be submitted to the County Judge's office, no later than 2 p.m. on WEDNESDAY prior to the Commissioners Court date. Commissioners Court will meet on the second and fourth Mondays of each month. All contracts should be submitted after the county attorney's review and approval.

\_\_\_\_\_ The request form and all accompanying paperwork may be submitted in hard copy or electronically.

All agenda item requests must be signed by the county judge or by one of the commissioners.

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Agenda Item Request:

*Commissioners Court Regular Called Meeting Minutes for November 13, 2023*

Judge/Commissioner Approval for Inclusion on Agenda:

\_\_\_\_\_  
Judge/Commissioner Signature

\_\_\_\_\_  
Date

Date of Request: \_\_\_\_\_

Action  Consent

Name of Person Making Request: Barbara K. Steffek, County Clerk

Will anyone else be addressing this item?  Yes  No

If so, who? \_\_\_\_\_

Additional Instructions:

STATEMENT OF APPROVAL

THE STATE OF TEXAS ]

COUNTY OF LAVACA ]

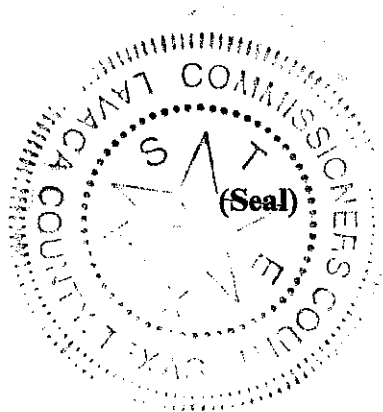
We, the County Judge, and Commissioners of Lavaca County, Texas, majority being present, do hereby certify that the above and foregoing Minutes of the Commissioners' Court Meeting dated November 13, 2023 are this day approved as submitted.

Signed this the 27<sup>th</sup> day of November, 2023, A.D.

Keith Mudd, County Judge  
Keith Mudd

ATTEST:

Barbara K. Steffek, County Clerk  
Barbara K. Steffek



**THE STATE OF TEXAS )(**  
**COUNTY OF LAVACA )(**

**Regular Meeting Monday, November 13, 2023**

Lavaca County Commissioners' Court met in a Regular Called Meeting on Monday, November 13, 2023 at 10:00 AM, in the Lavaca County Commissioners' Courtroom, 1<sup>st</sup> Floor, in Hallettsville, Texas,

**Present:**

Keith Mudd, County Judge  
Edward Pustka, Commissioner Pct. 1  
Wayne Faircloth, Commissioner Pct. 2  
Kenny W. Siegel, Commissioner Pct. 3  
Dennis W. Kocian, Commissioner Pct. 4  
Barbara K. Steffek, Lavaca County Clerk

The attached sheets contain the names of the citizens and officials that were in attendance.

**Confirm Quorum with Roll Call** *(please turn off cell phones and sign in)*

All members of the court were present.

**Call to Order and Welcome**

The meeting was called to order by County Judge Keith Mudd.

**Invocation, Pledge of Allegiance and Pledge to the Texas Flag by Judge Keith Mudd**

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**Discussion and/or action agenda:**

- 1. Discuss and/or approve the Telecommunications Committee moving forward with phases 1 and 2 of the 700/800 MGHZ Tex Warn System.** (Judge)

*EMS Director, Michael Furrh gave presentation on this agenda item.*

"I make a motion to approve and proceed with the Telecommunications moving forward with phases 1 and 2 of the 700/800 MGHZ Tex Warn System with funding from ARPA and the rest financed over a 5-year period."

Moved by Commissioner Kenny W. Siegel, seconded by Commissioner Dennis W. Kocian.

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

**Motion Carried**

**Court Order: 19050**

SEE BINDER IN MINUTES FOLDER FOR DOCUMENTATION.

**2. Discuss and/or approve utilizing money from the contingency fund, line item: 100-5409 for Pct. 3 to hire a new employee. (Pct. 3)**

*Kenny W. Siegel, Commissioner Pct. 3 spoke on this agenda item.*

“I make a motion to approve utilizing money from the contingency fund, line item: 100-5409 for Pct. 3 to hire a new employee.”

Moved by Commissioner Kenny W. Siegel, seconded by Commissioner Dennis W. Kocian.

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

**Motion Carried**

**Court Order: 19051**

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

**3. Discuss and/or approve the purchase of one 2022 Bomag Recycler S/N:101596021050 Buy Board Number: 685-22, for Precinct 1, and 3. (Pct.3, Pct. 1)**

*Kenny W. Siegel, Commissioner Pct. 3 spoke on this agenda item.*

“I make a motion to approve the purchase of one 2022 Bomag Recycler S/N:101596021050 Buy Board Number: 685-22, for Precinct 1 and 3.”

Moved by Commissioner Kenny W. Siegel, seconded by Commissioner Edward Pustka.

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

**Motion Carried**

**Court Order: 19052**

**4. Discuss and/or approve purchasing road equipment to be utilized for paving county roads in all 4 precincts. (Judge)**

*All Commissioners spoke on this agenda item.*

**No Motion was made.**

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

**5. Declare items on Exhibit A from Justice of the Peace Precinct 1 as surplus property. (JP Pct.1)**

“Your Honor, I move that we declare items on Exhibit A from Justice of the Peace Precinct 1 as surplus property: Smith Corona Typewriter (beige in color)- Works, Motorola HT90 Portable Hand-Held Radio (gray in color), Motorola HT90 Battery Charger Base (gray in color).”

Moved by Commissioner Edward Pustka, seconded by Commissioner Wayne Faircloth.

Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

**Motion Carried**

**Court Order: 19053**

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

**6. Transfer of duties of local registration and consolidation of birth and death records between the City of Yoakum and the Lavaca County Clerk. (Clerk)**

*Barbara Steffek, County Clerk spoke on this agenda item.*

“I make a motion for Transfer of duties of local registration and consolidation of birth and death records between the City of Yoakum and the Lavaca County Clerk.”

Moved by Commissioner Dennis W. Kocian, seconded by Commissioner Kenny W. Siegel.

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

**Motion Carried**

**Court Order: 19054**

**7. Discuss and/or approve Sheriff Harmon’s Reappointment to the Gulf Bend Center Board of Trustees, August 2023 through August 2025. (Sheriff)**

“I move we approve Sheriff Harmon’s Reappointment to the Gulf Bend Center Board of Trustees, August 2023 through August 2025.”

Moved by Commissioner Edward Pustka, seconded by Commissioner Wayne Faircloth.

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

**Motion Carried**

**Court Order: 19055**

**8. Declare items on Exhibit B from the Sheriff's Office as Surplus Property. (Sheriff)**

"Your Honor, I make a motion to declare items on Exhibit B from the Sheriff's Office as Surplus Property, that being a 2014 Chevrolet Tahoe, 2018 Ford Explorer, 2018 Chevrolet Tahoe, and a 2007 Ford Explorer."

Moved by Commissioner Kenny W. Siegel, seconded by Commissioner Dennis W. Kocian.

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

**Motion Carried**

**Court Order: 19056**

**9. Acknowledge receipt from of Operation Lone Star Grant. (Sheriff)**

*Sheriff, Micah Harmon spoke on this agenda item.*

"Yes."

Moved by Commissioner Edward Pustka, seconded by Commissioner Wayne Faircloth.

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

**Motion Carried**

**Court Order: 19057**

**10. Approve Bond for the Interim Election Administrator. (Election Department)**

"Your Honor, I move we approve Bond for the Interim Election Administrator."

Moved by Commissioner Wayne Faircloth, seconded by Commissioner Edward Pustka.

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

**Motion Carried**

**Court Order: 19058**

**11. Approve Bond for the Interim Elections Chief Deputy. (Election Department)**

"Your Honor, I move we approve Bond for the Interim Elections Chief Deputy."

Moved by Commissioner Wayne Faircloth, seconded by Commissioner Edward Pustka.

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

**Motion Carried**

**Court Order: 19059**

**12. Discuss and/or approve Certificate of Exemption from Subdivision Requirements for the Estate of Janie Sitka.**  
(Pct. 2)

*Wayne Faircloth, Commissioner Pct. 2 spoke on this agenda item.*

“I move that we approve item 12 regarding Certificate of Exemption of Requirements for the Estate of Janie Sitka.”

Moved by Commissioner Wayne Faircloth, seconded by Commissioner Edward Pustka.

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

**Motion Carried**

**Court Order: 19060**

**13. Discuss letter from the General Land Office regarding the CDBGT-MIT Funding.** (Judge)

*Judge spoke on this agenda item.*

**No Motion was made.**

**14. Approve 2024 Texas Association of Counties Cybersecurity Course Enrollment for Lavaca County per Texas Government Code 2054.5191.** (Auditor)

*Shana Opela, County Auditor spoke on this agenda item.*

“I make a motion to approve the 2024 Texas Association of Counties Cybersecurity Course Enrollment for Lavaca County per Texas Government Code 2054.5191.”

Moved by Commissioner Dennis W. Kocian, seconded by Commissioner Kenny W. Siegel.

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

**Motion Carried**

**Court Order: 19061**

**15. Update fee schedule for EMS Billing.** (EMS Director)

*EMS Director, Michael Furrh spoke on this agenda item.*

Judge called for a motion to update fee schedule.

“I so move.”

Moved by Commissioner Wayne Faircloth, seconded by Commissioner Edward Pustka.

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

**Motion Carried**

**Court Order: 19062**

**16. Discuss and/or approve accepting grant from Johnson Foundation to the Lavaca County EMS in the amount of \$40,500.00 (EMS Director)**

*EMS Director, Michael Furrh spoke on this agenda item.*

“I move we approve accepting grant from Johnson Foundation to the Lavaca County EMS in the amount of 40,500.00.”

Moved by Commissioner Wayne Faircloth, seconded by Commissioner Edward Pustka.

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

**Motion Carried**

**Court Order: 19063**

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

**17. Advertise for Bids for the Purchase of the following items for Lavaca County Roads:**

- **Level up- Patch Material- Premix Type D, Hot Mix Cold/Lay Type D;**
- **Purchase of HMAC Regular D Hot Mix Asphalt;**
- **Cover Stone Material- Precoated Grade 3 & Grade 4, Uncoated Grade 3 & Grade 4;**
- **Soil Stabilizer- Quicklime- Pebble Bulk/ Powder Lime;**
- **AC-5, AC-10, MC-30, CRS-2;**
- **Limestone: ¾” To Dust, 1” and down, 1 ½” Road Base;**
- **Vegetation Management Service;**
- **Purchase and delivery of various Pit Run Gravel and Screened Gravel 1 ½” and down;**
- **Gasoline and diesel fuel for: All Commissioner Precincts, Sherriff’s Department, Senior Citizens Center (Hallettsville, Yoakum), Lavaca County EMS- Hallettsville, Shiner, Moulton, Emergency Management and Maintenance;**
- **Labor and Equipment for Road Construction Services.**

*Kenny W. Siegel, Commissioner Pct. 3 read bid items in the form of a motion, also stating that Bids will be accepted until 10:15 A.M. on Thursday, November 30, 2023 and would be opened on Thursday, November 30, 2023 at 10:30 A.M. Bids would then be discussed and awarded during Commissioners’ Court Regular Meeting on Monday, December 11, 2023 at 10:00 A.M.*

Moved by Commissioner Kenny W. Siegel, seconded by Commissioner Dennis W. Kocian.

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

**Motion Carried**

**Court Order: 19064**

**County Judge Keith Mudd called for a motion to approve the Consent Agenda**

“So moved.”



Moved by Commissioner Dennis W. Kocian, seconded by Commissioner Kenny W. Siegel.

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

**Motion Carried**

**Court Order: 19065**

*Dennis W. Kocian, Commissioner Pct.4 stepped out of the Courtroom after the Consent Agenda was approved.*

**Consent Agenda**

**1. Meeting Minutes of the Commissioners Court Regular Called Meeting October 23, 2023.**

**2. Lavaca County Special Road Use Agreement between Baytex Energy USA Inc. and Precinct 3 to include LCR #339.**

**3. Lavaca County Special Road Use Agreement between Baytex Energy USA Inc. and Precinct 3 to include LCR #337**

**4. Monthly Auditor's Report.**

**5. Monthly Treasurer and Financial Report.**

**6. Tax Assessor-Collector Report as per Section 31.10 of the Property Tax Code.**

**7. Claims and/or Payroll.**

**8. County Officials Reports.**

Larry Hlavac, Constable Pct. #3 Process Service Report, October 2023  
Kerry L. Peterson, Constable Pct. #4 Process Service Report, October 2023  
Steve Greenwell, JP PCT #1 Money Distribution Report, October 2023  
Lori Wenske, District Clerk, Money Distribution Report, September 2023  
Barbara K. Steffek, County Clerk, LGS & Tyler Total Collections Report, September/October 2023  
Shana R. Opela, County Auditor's Monthly Report, October 2023

**9. Budget Amendments, if any.**

**Court members signing of paperwork related to items above.**

County Judge Keith Mudd called for a motion to adjourn.

"So moved"

Moved by Commissioner Kenny W. Siegel, seconded by Commissioner Edward Pustka.

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	ABSENT

**Motion Carried**

**Court Order: 19066**

**Adjournment by Presiding Officer at: 11:17 A.M.**

*Dennis W. Kocian, Commissioner Pct.4 returned to the Courtroom after Adjournment to sign paperwork.*



# Signature Roster

Attendance at Commissioners Court Regular Called Meeting

November 13, 2023

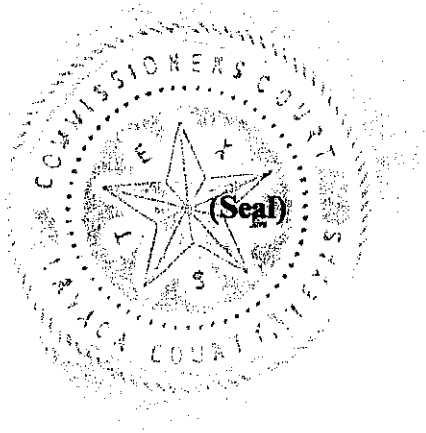
	Sign Here	Print Name Here
1	<i>Anita Thakar Scropejus</i>	Anita Thakar Scropejus
2	<i>Janis Richardson</i>	Janis Richardson
3	<i>Mark Richardson</i>	Mark Richardson
4	<i>Gret Murrie EMC</i>	GRET MURRIE EMC
5	<i>Egon Barthels Toem</i>	EGON BARTHEL. TOEM
6	<i>Mark Henchek - Yorkum Fine</i>	Mark Henchek - Yorkum Fine
7	<i>Cheryl Draper</i>	Cheryl Draper
8	<i>William Petru</i>	William Petru
9	<i>Jimmy Appel</i>	Jimmy Appel
10	<i>Jean Wheelis</i>	Jean Wheelis
11	<i>Shana R Opela</i>	Shana R Opela
12	<i>Karen Bludau</i>	Karen Bludau
13	<i>Kerry L Peterson</i>	Kerry L Peterson
14	<i>Michael R Rind</i>	Michael R Rind
15	<i>Nicholas Kresta</i>	Nicholas Kresta
16	<i>Randal Schlauch</i>	RANDAL Schlauch
17	<i>Saul Rangel</i>	Saul Rangel
18	<i>Lori Wenske</i>	Lori Wenske
19	<i>JR PETERS</i>	JR PETERS
20		
21		
22		
23		

**Minutes of Barbara K. Steffek, County Clerk, Lavaca County:**

I, Barbara K. Steffek, County Clerk of Lavaca County, Texas, do hereby certify that the following Commissioners' Court Minutes are a true and correct record of the proceedings from the Commissioners Court Meeting on November 13, 2023.

ATTEST

Barbara K. Steffek, County Clerk  
& Ex-Officio Clerk of  
Commissioners' Court of  
Lavaca County, Texas



Signed this 13<sup>th</sup> day of November, 2023

Barbara K. Steffek, County Clerk  
Barbara K. Steffek