

STATEMENT OF APPROVAL

THE STATE OF TEXAS]

COUNTY OF LAVACA]

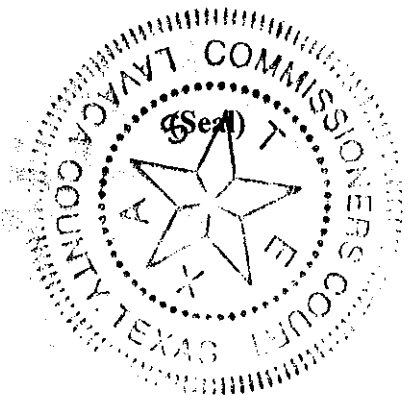
We, the County Judge, and Commissioners of Lavaca County, Texas, majority being present, do hereby certify that the above and foregoing Minutes of the Commissioners' Court Meeting dated March 9, 2020 are this day approved as submitted.

Signed this the 23rd day of March, 2020, A.D.

Keith Mudd, County Judge
Keith Mudd

ATTEST:

Elizabeth A. Kouba, County Clerk
Elizabeth A. Kouba



THE STATE OF TEXAS)(
COUNTY OF LAVACA)(

Regular Meeting March 9, 2020

The Lavaca County Commissioners' Court met in a Regular Called Meeting on Monday, March 9, 2020, at 10:01 A. M. in the Lavaca County Commissioners' Courtroom, 1st Floor, in Hallettsville, Texas.

Present:

County Judge Keith Mudd
Edward Pustka, Commissioner Pct.1
Ronald Berckenhoff, Commissioner Pct. 2
Neil F. Bates, Jr., Commissioner Pct. 3
Dennis W. Kocian, Commissioner Pct. 4
Elizabeth A. Kouba, Lavaca County Clerk

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

Pastor Melanie Monroe from First United Methodist Church was present to say the Invocation.

Roll Call:

All members of the court were present.

The meeting was called to order by Judge Keith Mudd, followed by the Pledge of Allegiance and Pledge to the Texas Flag by Commissioner Dennis W. Kocian.

Discussion and/or Action Agenda:

1. Presentation of plaque to Arleen Werner on her retirement, effective March 13, 2020. (Tax Assessor)

Moved by Commissioner Edward Pustka, seconded by Commissioner Ronald Berckenhoff.

"I make a motion to present a plaque to Arleen Werner on her retirement, effective March 13, 2020."

Deborah A. Sevcik, Tax Assessor-Collector, presented Arlene Werner with a plaque for her years of service to Lavaca County in open court.

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct.1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Neil F. Bates, Jr., Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 17877

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

2. Acknowledge the appointment of Shirley Hollas as Chief Deputy for the Tax Assessor-Collector Office, effective March 16, 2020 with an annual salary of \$38,550.00, Grade 5, 3rd Quartile. (Tax Assessor)

Moved by Commissioner Edward Pustka, seconded by Commissioner Ronald Berckenhoff.

"I move that we acknowledge appointment of Shirley Hollas as Chief Deputy for the Tax Assessor-Collector Office, effective March 16, 2020 with an annual salary of \$38,550.00, Grade 5, 3rd Quartile."

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Neil F. Bates, Jr., Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 17878

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

3. Hire Tammy Koerth as part time Deputy Clerk at \$14.00 an hour, effective March 3, 2020 and move her into full time status, Grade 4, Minimum Quartile at an annual salary of \$31,030.00, effective March 16, 2020. (Tax Assessor)

Moved by Commissioner Dennis W. Kocian, seconded by Commissioner Neil F. Bates, Jr.

"I make a motion to hire Tammy Koerth as part time Deputy Clerk at \$14.00 an hour, effective March 3, 2020 and move her into full time status, Grade 4, Minimum Quartile at an annual salary of \$31,030.00, effective March 16, 2020."

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Neil F. Bates, Jr., Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 17879

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

4. Accept the Certificate of Compliance for the Lavaca County Jail, given by the Texas Commission on Jail Standards on October 29, 2019. (Sheriff)

Moved by Commissioner Ronald Berckenhoff, seconded by Commissioner Edward Pustka.

"I make a motion to accept the Certificate of Compliance for the Lavaca County Jail, given by the Texas Commission on Jail Standards on October 29, 2019."

Sheriff Micah Harmon stated to the court that the Lavaca County Jail has been in compliance for over 30 years with no deficiencies.

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct.1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Neil F. Bates, Jr., Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried
Court Order: 17880

5. Declare as surplus property:

- a. Tag #6553, Dell Optiplex Desktop Computer (hard drive removed);
- b. Tag #1605, Desktop Computer (hard drive removed); and
- c. Tag #015271, Dell Optiplex 390 (hard drive removed). (Judge)

Moved by Commissioner Dennis W. Kocian, seconded by Commissioner Neil F. Bates, Jr.

“I make a motion to declare as surplus property: Tag #6553, Dell Optiplex Desktop Computer; Tag #1605, Desktop Computer; Tag #015271, Dell Optiplex 390.”

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct.1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Neil F. Bates, Jr., Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried
Court Order: 17881

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

6. Order Appointing the County Auditor for Lavaca County and Order Approving the Bond for the Lavaca County Auditor. (District Clerk)

Moved by Commissioner Edward Pustka, seconded by Commissioner Ronald Berckenhoff.

“I move that we order the appointment of County Auditor for Lavaca County and order approving the Bond for the Lavaca County Auditor.”

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct.1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Neil F. Bates, Jr., Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried
Court Order: 17882

7. Declare the items listed on the attached Exhibit A as surplus property. (County Clerk)

Moved by Commissioner Dennis W. Kocian, seconded by Commissioner Neil F. Bates, Jr.

"I make a motion to declare the items listed on the attached Exhibit A as surplus property by County Clerk."

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct.1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Neil F. Bates, Jr., Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 17883

8. Application for Eligibility with Texas Facilities Commission Federal Surplus Property Program.
(Judge)

Moved by Commissioner Ronald Berckenhoff seconded by Commissioner Edward Pustka.

"I make a motion to approve the Application for Eligibility with Texas Facilities Commission Federal Surplus Property Program."

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct.1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Neil F. Bates, Jr., Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 17884

9. Discuss conflict of the Primary Runoff Election polling location and the regularly scheduled Commissioners Court meeting on Tuesday, May 26, 2020. (Elections Administrator)

Moved by Commissioner Edward Pustka, seconded by Commissioner Ronald Berckenhoff.

"I make a motion to remove (as primary runoff election polling location) regular scheduled Commissioners' Court meeting on Tuesday, May 26th that the meeting, Commissioners' Court meeting will be moved to May 27th, 10 a.m. in the courtroom."

Gwen Holt, Election Administrator, reported to the court that there is a conflict because the Primary Runoff Election is held in the Commissioners' Courtroom and there is also a regularly scheduled Commissioners' Court meeting for 10 a.m. for the same day on May 26, 2020. She asked that the Commissioners' Court meeting be rescheduled for Wednesday, May 27, 2020 at 10 a.m.

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct.1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Neil F. Bates, Jr., Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 17885

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

10. Approve lateral transfer of Employee #1125 from Precinct #3 to Precinct #2 for the position of Truck Driver/Heavy Equipment Operator Grade 5, 4th Quartile, effective March 9, 2020. (Comm. Pct. 2)

Moved by Commissioner Ronald Berckenhoff, seconded by Commissioner Edward Pustka.

"I make a motion to approve the lateral transfer of Employee #1125 from Precinct #3 to Precinct #2 for the position of Truck Driver/Heavy Equipment Operator at the pay rate of Grade 5, 4th Quartile, effective March 9, 2020."

Neil F. Bates, Jr. entered of record a formal statement and stated he will abstain from the vote.

Marie Day, a Lavaca County Citizen, addressed this court on this agenda item.

Judge Keith Mudd called for a show of hands showing County Judge, Commissioner 1, 2, and 4 voted in favor of the employee transfer.

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct.1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Neil F. Bates, Jr., Commissioner Pct. 3	ABSTAIN
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 17886

Consent Agenda

11. Minutes of Regular Called Commissioners Court Meeting dated February 24, 2020.
12. Enter of record the fully executed Interlocal Cooperation Contract Failure to Appear (FTA) Program between Lavaca County and the Department of Public Safety of the State of Texas (DPS) as approved in Commissioners Court on January 27, 2020.
13. Application for Pipeline Permit between Permian Highway Pipeline LLC and Lavaca County Precinct #2 to include LCR #283.
14. Application for Pipeline Permit between Permian Highway Pipeline LLC and Lavaca County Precinct #2 to include LCR #258.
15. Application for Pipeline Permit between Permian Highway Pipeline LLC and Lavaca County Precinct #2 to include LCR #256.
16. Application for Pipeline Permit between Permian Highway Pipeline LLC and Lavaca County Precinct #2 to include LCR #263.
17. Application for Pipeline Permit between Permian Highway Pipeline LLC and Lavaca County Precinct #2 to include LCR #247.
18. Application for Pipeline Permit between Permian Highway Pipeline LLC and Lavaca County Precinct #2 to include LCR #247A.

19. Application for Pipeline Permit between Permian Highway Pipeline LLC and Lavaca County Precinct #2 to include LCR #230 (Crossing #1).
20. Application for Pipeline Permit between Permian Highway Pipeline LLC and Lavaca County Precinct #2 to include LCR #230 (Crossing #2).
21. Application for Pipeline Permit between Permian Highway Pipeline LLC and Lavaca County Precinct #2 to include LCR #234B.
22. Application for Pipeline Permit between Permian Highway Pipeline LLC and Lavaca County Precinct #2 to include LCR #233.
23. Application for Pipeline Permit between Permian Highway Pipeline LLC and Lavaca County Precinct #2 to include LCR #235.
24. Application for Pipeline Permit between Permian Highway Pipeline LLC and Lavaca County Precinct #2 to include LCR #224.
25. Application for Pipeline Permit between Permian Highway Pipeline LLC and Lavaca County Precinct #2 to include LCR #215.
26. Application for Pipeline Permit between Permian Highway Pipeline LLC and Lavaca County Precinct #2 to include LCR #214.
27. Application for Pipeline Permit between Permian Highway Pipeline LLC and Lavaca County Precinct #2 to include LCR #216.
28. Application for Pipeline Permit between Permian Highway Pipeline LLC and Lavaca County Precinct #1 to include LCR #138.
29. Application for Pipeline Permit between Permian Highway Pipeline LLC and Lavaca County Precinct #1 to include LCR #143.
30. Application for Pipeline Permit between Permian Highway Pipeline LLC and Lavaca County Precinct #1 to include LCR #146.
31. County Auditor Monthly Report.
32. County Treasurer Monthly and Public Financial Reports.
33. Tax Assessor Collector Report as per 31.10 of the Property Tax Code.
34. County Officials Reports:
 - a. Auditor's Cash Balance Report – February 2020
 - b. County Attorney Hot Check Collection Report – January 2020
 - c. Constable Pct 1 – January 2020 Report
 - d. Constable Pct 2 – January 2020 Report
 - e. Constable Pct 4 – February 2020 Report
 - f. County Clerk – LGS – February 2020 Report
 - g. County Clerk – Tyler – February 2020 Report

- h. County Clerk – LGS Total Collections – January 2020 Report – Approved by Auditor
- i. County Clerk – Tyler Total Collections – January 2020 Report – Approved by Auditor
- j. District Clerk – December 2019 Report
- k. District Clerk – January 2020 Report
- l. J.P. Pct 1 – January 2020 Report
- m. J.P. Pct 3 – January 2020 Report
- n. J.P. Pct 4 – January 2020 Report

35. Claims and/or Payroll.

36. Budget Amendments

Approved.

Moved by Commissioner Ronald Berckenhoff, seconded by Commissioner Edward Pustka.

“I make a motion to approve the consent agenda as it is.”

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Neil F. Bates, Jr., Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 17887

Court members signing of paperwork related to items above.

County Judge Keith Mudd called for a motion to adjourn.

Moved by Commissioner Edward Pustka, seconded by Commissioner Ronald Berckenhoff.

“I move to adjourn.”

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Neil F. Bates, Jr., Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 17888

Adjournment by Presiding Officer at 10:29 A.M.

Signature Roster

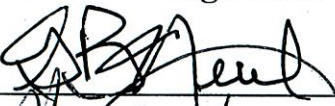

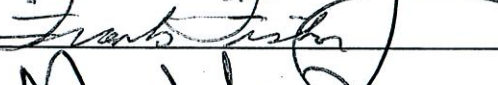







Attendance at Commissioner's Court Meeting

March 9, 2020

Regular Called

Sign Here

Print Name Here

1		GREG NEAL
2		CAMIE
3		Frank Fishin
4		Monte L. Werner
5	Jake Werhner	
6	Rev. Melanie Monroe	Melanie Monroe
7	Gwen Holt	Gwen Holt
8		EGON BARTHEL
9	K. J. J. J.	
10		PAULA PATTERSON
11	Dana Johnson	Dana Johnson
12	Arleen Werner	Arleen Werner
13	Lori Wenski	Lori Wenski
14		MICHAEL ADAMS
15		Kyle H. Genney
16		STUART FRYER
17	Peter Cesotti	Peter Cesotti
18	Mary Lee Berger	MARY Lee Berger
19		JR PETERS
20	Audrey Barrera	Audrey Barrera

Signature Roster

Attendance at Commissioner's Court Meeting

March 9, 2020

Regular Called

Sign Here

Print Name Here

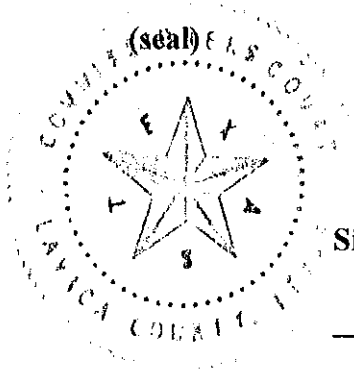
1	<i>Karen Budau</i>	Karen Budau
2	<i>Shana Opela</i>	Shana Opela
3	<i>Deborah A Sewick</i>	Deborah A Sewick
4	<i>Charles</i>	Charles Grata
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Minutes of Elizabeth A. Kouba, County Clerk, Lavaca County:

I, Elizabeth A. Kouba, 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 March 9, 2020.

ATTEST

Elizabeth A. Kouba, County Clerk
& Ex-Officio Clerk of
Commissioners' Court of Lavaca County, Texas



Signed this 10 day of March, 2020

Elizabeth A. Kouba, County Clerk
Elizabeth A. Kouba