

STATEMENT OF APPROVAL

THE STATE OF TEXAS]

COUNTY OF LAVACA]

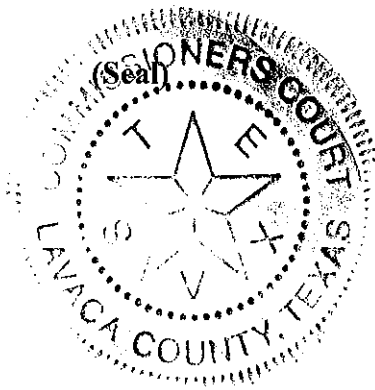
We, the County Judge, and Commissioners of Lavaca County, Texas, majority being present, do hereby certify that the above and foregoing Minutes of the Commissioners' Court Meeting dated April 13, 2020 are this day approved as submitted.

Signed this the 27th day of April, 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 April 13, 2020

The Lavaca County Commissioners' Court met in a Regular Called Meeting on Monday, April 13, 2020, at 10:00 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.

Roll Call:

All members of the court were present.

Pastor Apolonio (Junior) Garcia from Hallettsville Community Church was present to say the Invocation.

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

Announcements:

Lavaca County Judge Keith Mudd stated that the Agenda is posted on the Lavaca County website prior to scheduled meetings.

Also, Judge Mudd clarified the court process, indicating that an agenda item is considered to be brought to the floor when he reads the agenda item, then to be followed by a motion and a second then finally with a vote.

Discussion and/or Action Agenda:

1. Review COVID-19 Disaster Declaration, discuss and/or take appropriate action, including immediate action, due to the imminent threat to public health and safety as a result of the spread of the Coronavirus (COVID-19) pandemic, as declared by the World Health Organization on March 11, 2020. (Judge)

Egon Barthels, Lavaca County Emergency Management Coordinator, gave an update.

Marie Day and Mary Lee Berger, Lavaca County residents, addressed the court with questions regarding this agenda item.

Moved by Commissioner Dennis W. Kocian, seconded by Commissioner Edward Pustka.

“I’d like to make a motion that we keep going with the COVID-19 Disaster Declaration and take a look at it next meeting, April 27th.”

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

The vote was taken by a show of hands.

County Judge Keith Mudd and Commissioners Edward Pustka, Ronald Berkenhoff, and Dennis W. Kocian FOR the Motion.

Commissioner Neil F. Bates, Jr. AGAINST the motion.

Motion Carried
Court Order: 17912

2. Approve the Proclamation proclaiming April 2020 as Child Abuse Prevention Month. (Judge)

Judge Keith Mudd read the Proclamation aloud in open court.

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

“I make a motion to approve the Proclamation proclaiming April 2020 as Child Abuse Prevention Month.”

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

Motion Carried
Court Order: 17913

3. Approve the Proclamation declaring the week of May 3 through May 9, 2020 as National Correctional Officers Week in Lavaca County. (Sheriff)

Moved by Commissioner Edward Pustka, seconded by Commissioner Ronald Berkenhoff

“I’d like to move that we approve the Proclamation declaring the week of May 3 through May 9, 2020 as National Correctional Officers Week in Lavaca County.”

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berkenhoff, Commissioner Pct. 2	YES
Neil F. Bates, Jr., Commissioner Pct. 3	YES

Dennis W. Kocian, Commissioner Pct. 4 YES

Motion Carried
Court Order: 17914

4. Approve the hiring of Greg Janik as Pct. #3 Heavy Equipment Operator at Grade 5, Minimum Quartile, effective April 6th, 2020. (Pct. 3)

Moved by Commissioner Neil F. Bates, Jr., seconded by Commissioner Ronald Berckenhoff.

“We had Greg Janik fill out the paperwork and he is a CDL Heavy Equipment Operator. I’d like to have him at Grade 5, minimum quartile, effective April 6, 2020.” “That is a motion.”

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: 17915

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

5. Appointment of Local Health Authority (County Health Officer. (Judge)

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

“I would like to move that we appoint Dr. Tim and Dr. Ralph Wagner as our County Health Officers.”

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: 17916

6. Approve attached Exhibit A Surplus Property for Precinct 3. (Pct. 3)

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

“I would like to approve the Exhibit A Surplus Property for Precinct 3. I would like to make that in the form of a motion.”

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: 17917

7. Discussion of the Budget Fiscal Year 2021 Process. (Judge)

Judge Keith Mudd informed the court that Shana Opela, Lavaca County Auditor, will take the lead on the budget process and budget requests. Judge also stated that the five members of Commissioners' Court will be making all decisions together.

Marie Day, Lavaca County Resident, addressed the court with questions.

Discussion only. No action Taken.

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

8. Discussion of County building repairs and maintenance projects. (Judge)

Judge Keith Mudd reported the following projects presently being worked on:

- Annex Bathroom Remodel
- Annex Probation Breakroom
- Annex Rear Main Awning
- Courthouse Windows/Hurricane Harvey Damage
- Courthouse Drain System (Basement Flooding)
- Courthouse Air Conditioning Software Update
- Courtroom Technology Update

Discussion only. No Action Taken.

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

9. Accept the termination of Employee #445 from the Judge's office effective Tuesday, March 24, 2020.
 (Judge)

Moved by Commissioner Dennis W. Kocian, seconded by Commissioner Ronald Berkenhoff.

"I make a motion to accept the termination of Employee #445 from the Judge's office effective Tuesday, March 24th."

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

Motion Carried
Court Order: 17918

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

10. Accept the resignation of Employee #1133 from the Maintenance Department effective Monday March 30, 2020. (Judge)

Moved by Commissioner Dennis W. Kocian, seconded by Commissioner Ronald Berckenhoff.

“I make a motion to accept the resignation of Employee #1133 from the Maintenance Department effective Monday March 30th.”

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: 17919

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

11. Discuss/Approve “Resubdivision of Tract 31, Deer Oaks Subdivision”. (Judge)

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

“I will make a motion to accept the “Resubdivision of Tract 31, Deer Oaks Subdivision in Precinct 1”.

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: 17920

12. Advertise for full-time Administrative Assistant Position for the Judge and Commissioners’ Office. (Judge/Commissioners)

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

“I make a motion to advertise for full-time Administrative Assistant Position for the Judge and Commissioners’ Office.”

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: 17921

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

Consent Agenda

13. Minutes from March 23, 2020 Regular Called Commissioners Court Meeting.
14. Acknowledgement of the Service Agreement between Lone Star Commissary and the Lavaca County Sheriff's Office.
15. Acknowledgement of the permission for Lavaca County Pct. #2 to enter property owned by David Schoefield [Schoenfeld] located along LCR 1680A for the purpose of cleaning fence line and correct drainage.
16. Lavaca County Road Special Use Agreement between Penn Virginia Oil & Gas LP and Pct. #3 to include LCR #349 & #347.
17. County Auditor Monthly Report.
18. Monthly County Treasurer Report, Quarterly Investment Report and Public Financial Report.
19. Tax Assessor Collector Report as per 31.10 of the Property Tax Code.
20. County Officials Reports:
 - a. Auditor's Cash Balance Report – March 2020
 - b. County Attorney Hot Check Collection Report – February 2020
 - c. Constable Pct 1 – February 2020 Report
 - d. Constable Pct 1 – March 2020 Report
 - e. Constable Pct 3 – February 2020 Report
 - f. Constable Pct 3 – March 2020 Report
 - g. Constable Pct 4 – March 2020 Report
 - h. County Clerk – LGS – March 2020 Report
 - i. County Clerk – Tyler – March 2020 Report
 - j. County Clerk – LGS Total Collections – February 2020 Report – Approved by Auditor
 - k. County Clerk – Tyler Total Collections – February 2020 Report – Approved by Auditor
 - l. J.P. Pct 1 – February 2020 Report
 - m. J.P. Pct 2 – February 2020 Report
 - n. J.P. Pct 2 – March 2020 Report
 - o. J.P. Pct 3 – February 2020 Report
 - p. J.P. Pct 3 – March 2020 Report
 - q. J.P. Pct 4 – February 2020 Report
21. Claims and/or Payroll.
22. Budget Amendments, if any.

Marie Day, a Lavaca County resident, addressed the court regarding Consent Agenda Item #22.

Motion to Amend

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

“I make a motion to amend item #15 to correct the spelling of the last name of David “Schoefield” and the proper spelling is Schoenfeld.”

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: 17922

Approved as amended.

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

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

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: 17923

Court members signing of paperwork related to items above.

County Judge Keith Mudd called for a motion to adjourn.

Moved by Commissioner Dennis W. Kocian, seconded by Commissioner Edward Pustka.

“So moved.”

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: 17924

Adjournment by Presiding Officer at 10:49 A.M.

Signature Roster

Attendance at Commissioner's Court Meeting

4-13, 2020

Regular Called

Sign Here

Print Name Here

1	<i>Apolonia Garcia</i>	Apolonia Garcia
2	<i>Mary Lee Berger</i>	MARY Lee Berger
3	<i>[Signature]</i>	MICHAEL HARMON
4	PAULA PATTERSON	PAULA PATTERSON
5	<i>Lori Wenske</i>	Lori Wenske
6	<i>[Signature]</i>	STUART FRYKEL
7	<i>Deborah A Swent</i>	Deborah A Swent
8	<i>Kyle A Deuney</i>	Kyle A Deuney
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Signature Roster

Attendance at Commissioner's Court Meeting

April 13

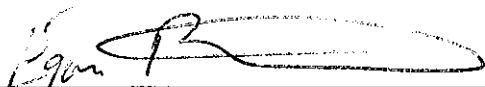
, 2020

Regular

Called

Sign Here

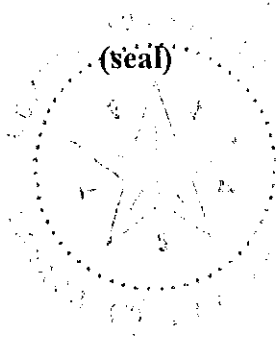
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1		Egon BANTWELL
2	Karen Bludau	Karen Bludau
3	Shana Opel	Shana Opel
4	Jimi Appelt	Jimi Appelt
5	Audrey Barasa	Audrey Barasa
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Minutes of Elizabeth A. Kouba, County Clerk, Lavaca County:

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 April 13, 2020.

ATTEST



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

Signed this 14 day of April, 2020
Elizabeth A. Kouba, County Clerk
Elizabeth A. Kouba