

STATEMENT OF APPROVAL

18544

THE STATE OF TEXAS]

COUNTY OF LAVACA]

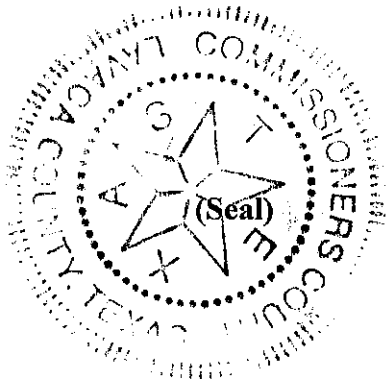
We, the County Judge, and Commissioners of Lavaca County, Texas, majority being present, do hereby certify that the above and foregoing Minutes of the Commissioners' Court Meeting dated March 14, 2022, are this day approved as submitted.

Signed this the 28 day of March, 2022, A.D.

[Signature], County Judge
Mark Myers

ATTEST:

[Signature], County Clerk
Elizabeth A. Kouba



THE STATE OF TEXAS)(
COUNTY OF LAVACA)(

Regular Meeting Monday, March 14, 2022

Lavaca County Commissioners' Court met in a Regular Called Meeting on Monday, March 14, 2022 at 10:00 AM, in the Lavaca County Commissioners' Courtroom, 1st Floor, in Hallettsville, Texas,

Present:

Mark Myers, County Judge
Edward Pustka, Commissioner Pct. 1
Ronald Berckenhoff, Commissioner Pct. 2
Kenny W. Siegel, 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.

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 Mark Myers.

Invocation, Pledge of Allegiance and Pledge to the Texas Flag by County Judge Mark Myers

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Discussion and/or action agenda:

1. Approve the Proclamation proclaiming April 2022 as Autism Acceptance Month. (Judge)

Destiny Pensick, Turtle Wing Foundation, spoke on the agenda item.

"I make a motion to approve the Proclamation proclaiming April 2022 as Autism Acceptance Month."

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

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 18502

2. Resolution presented to Jeri Ivey from the Texas House of Representatives recognizing the work of Mark Ivey. (Judge)

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

County Judge Mark Myers read the Resolution and presented it to Jeri Ivey, JP #1 and wife of Mark Ivey.

3. Acknowledge Marcus Bujnoch for 22 years and 7 months of dedicated service to Lavaca County Road and Bridge Precinct 1. (Commissioner Precinct 1)

Commissioner Edward Pustka presented Marcus Bujnoch with a plaque for his service.

“I move we acknowledge Marcus Bujnoch for 22 years and 7 months of dedicated service to Lavaca County Road and Bridge Precinct 1.”

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

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 18504

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

4. Acknowledge Diana Goodall, retired Elections Chief Deputy, for returning to assist Lavaca County during the 2022 Primary Election. (Commissioner Precinct)

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

5. Discuss and or take action on the Emergency Temporary Burn Barn issued on March 1, 2022.
(Judge/EOC)

“Your Honor, I make a motion to ratify the Emergency Temporary Burn Barn issued on March 1, 2022.”

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

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 18505

6. Presentation/discussion on proposal for flood mitigation study. (Eric Scheibe)

Eric Scheibe, Scheibe Consultants, spoke on the agenda item.

“I make a motion to Table this item temporarily until we can do some more investigation.”

Moved by County Judge Mark Myers, seconded by Commissioner Ronald Berckenhoff.

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 18506

7. Discuss and/or take action declaring all ARPA funds received by Lavaca County as re-imburement for lost revenue. (Judge)

“I make a motion to declare all ARPA funds received, and understand to be received in the future, as re-imburement for lost revenue.”

Moved by County Judge Mark Myers, seconded by Commissioner Kenny W. Siegel.

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried
Court Order: 18507

8. Emergency Communications Project Update. (Judge/Motorola Representatives)

Anita Scroggins and Michael Wick, VCS, updated Commissioners Court on the Emergency Communications Project.

No Action taken.

9. Discuss and/or take action on a buildout proposal of a new 60' tower at the Sheriff's department for successful implementation of the new emergency communication system. (Judge/Motorola Representatives)

"I make a motion that we accept buildout proposal of a new 60' tower at the Sheriff's department for successful implementation of the new emergency communication system at a cost of \$31,000 dollars to be paid with ARPA Funds."

Moved by County Judge Mark Myers, seconded by Commissioner Ronald Berckenhoff.

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried
Court Order: 18509

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

10. Discuss and/or take action on constructing a 10' x 10' building to house radio equipment in Moulton. (Judge)

"I put that in the form of a motion to approve the purchase of the radio building, AT&T Radio building as outlined in the summary to be purchase with ARPA Funds and to lease agreements to be worked out between the County Attorney and the City Attorney of Moulton, they will supply electricity and the fuel for the generator."

Moved by County Judge Mark Myers, seconded by Commissioner Ronald Berckenhoff.

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried
Court Order: 18510

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

11. Discuss proposal and/or take action on control panel update for the Sheriff's Department Control System upgrade. (Jail Administrator)

Becky Perez, Jail Administrator, and Sheriff Micah C. Harmon spoke on the agenda item.

"Your Honor, I make a motion to approve the control panels for the Sheriff's Department and the Control System upgrade from CML with a cost of \$ 49,934.00."

Moved by Commissioner Ronald Berckenhoff, seconded by Commissioner Kenny W. Siegel.

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried
Court Order: 18511

12. Approve the promotion of Noe Miranda from Deputy Sheriff to Sergeant with an annual salary of \$55,245.00. (Sheriff)

Sheriff Micah C. Harmon spoke on the agenda item.

“Your Honor, I make a motion to approve the promotion of Noe Miranda from Deputy Sheriff to Sergeant with an annual salary of \$55,245.00.”

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

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried
Court Order: 18512

13. Audit/review of Lavaca County Jail Commissary for October 1, 2020 through September 30, 2021 as per LGC 351.0415(d). (Auditor)

Shana Opela, Auditor, spoke on the agenda item.

No Action taken.

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

“Your Honor, I move we accept the Appointment of our County Auditor for Lavaca County and Order Approving the Bond for the Lavaca County Auditor.”

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

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried
Court Order: 18513

15. Discuss and/or approve updates to Personnel Policies for County of Lavaca: (Auditor)
***Equal Employment Opportunity, *Harassment and Sexual Harassment, *Military Leave,**
***Quarantine Leave (Peace Officers, Detention Officers, EMTs)**

Shana Opela, Auditor, spoke on the agenda item.

“Your Honor, I make a motion to approve updates to Personnel Policies for County for Lavaca.”

Moved by Commissioner Ronald Berckenhoff, seconded by Commissioner Kenny W. Siegel.

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 18514

16. Discuss and approve renewal of the following coverage through TAC Risk Management Pool Liability Program for 2022-2023: (Auditor)

***Auto Liability, *Auto Physical Damage, *General Liability, *Public Officials Liability, *Law Enforcement Liability.**

Shana Opela, Auditor, spoke on the agenda item.

“I make a motion to approve renewal of the following coverage through TAC Risk Management Pool Liability Program for 2022-2023”

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

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 18515

17. Discuss and/or take action on Interlocal Cooperation Agreement Multi-County Adult Sexual Assault Response Team. (Judge)

“Your Honor, I make a motion to take action on the Interlocal Cooperation Agreement Multi-County Adult Sexual Assault Response Team.”

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

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 18516

18. Discuss temporary surcharges for various bids. (Commissioners Pct. 1, 2, 3 &4)

“I make a motion to accept National Delivery Systems Fuel Surcharge as a basic policy/tool for fuel surcharges on various bids temporarily.”

Moved by Commissioner Kenny W. Siegel, seconded by Commissioner Ronald Berckenhoff.

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES

Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried
Court Order: 18517

19. Approve Affordable Care Act Reporting and Tracking (ARTS) 2022 Renewal Confirmation Program Agreement with Texas Association of Counties. (Auditor)

Shana Opela, Auditor, spoke on the agenda item.

“I move that we accept the Affordable Care Act Reporting and Tracking (ARTS) 2022 Renewal Confirmation Program Agreement with Texas Association of Counties with the Optional Forms Distribution checked.”

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

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried
Court Order: 18518

20. Discuss and/or approve Flamingo Froyo's request to use the courthouse lawn for the 3rd Annual Easter Egg Hunt on April 9, 2022 from 10am to 2pm. (Commissioners Court)

“Your Honor, I make a motion to approve Flamingo Froyo's request to use the courthouse lawn for the 3rd Annual Easter Egg Hunt on April 9, 2022 from 10am to 2pm.”

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

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried
Court Order: 18519

21. Discuss and/or approve Festival of Lights request to decorate the courthouse gazebo for all holidays. (Commissioners Court)

“Your Honor, I make a motion to approve Festival of Lights request to decorate the courthouse gazebo for all holidays.”

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

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried
Court Order: 18520

22. Award Courthouse assessment project. (Doug Kubicek)

Doug Kubicek, Lavaca County Historical Commission, spoke on the agenda item.

“I make a motion to award Courthouse Assessment Project proposal for professional services relating to the building enclosure services to WJE Associates, Inc. out of Austin Texas.”

Moved by County Judge Mark Myers, seconded by Commissioner Edward Pustka, Commissioner Ronald Berckenhoff, Commissioner Kenny W. Siegel and Commissioner Dennis W. Kocian

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 18521

Consent Agenda

County Judge Mark Myers called for a motion to approve the Consent Agenda

“I move that we approve the Consent Agenda as presented.”

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

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 18522

23. Colorado Valley Telephone Cooperative, Inc. approval from the Commissioners Court for request for the installation of new buried fiber optic cable within the corridors of LCR 229.

24. Application for Pipeline Permit between Sulphur River Exploration, Inc. and Lavaca County Precinct #2 to include LCR #209.

25. Application for Pipeline Permit between Sulphur River Exploration, Inc. and Lavaca County Precinct #2 to include LCR #208.

26. Certificate of completion awarded to Kenneth W. Siegel, Commissioner Precinct 3, for completing the required 16 hours of continuing education for 2021 in compliance with Texas Local Government Code 81.0025.

27. Commissioners Court Regular Meeting Minutes of February 28, 2022.

28. County Treasurer's Financial and Monthly Reports for February 28, 2022.

29. Monthly Auditor Report.

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

31. Claims and/or Payroll.

32. County Officials Reports.

- Mike Buchanek, Constable Pct. #1, Process Service Report February 2022.
- Charles Greive, Constable Pct. #2 Process Service Report January 2022.
- Larry Hlavac, Constable Pct. #3 Process Service Report January & February 2022.
- Kerry L. Peterson, Constable Pct. #4 Process Service Report February 2022.
- Jeri Ivey, JP PCT #1 Money Distribution Report February 2022.
- Lori Wenske, District Clerk, Money Distribution Report January 2022.
- Kyle Deaney, County Attorney, Hot Check Collection & Trust Fund January 2022
- Elizabeth A. Kouba, County Clerk, LGS & Tyler Total Collections February 2022

33. Budget Amendments, if any.

Court members signing of paperwork related to items above

County Judge Mark Myers called for a motion to adjourn.

“So moved”

Moved by Commissioner Edward Pustka, seconded by Commissioner Ronald Berckenhoff

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 18523

Adjournment by Presiding Officer at 11:34 AM.



Signature Roster
Attendance at Commissioner's Court Meeting

March 14, 2022

Regular Called MTG

Sign Here

Print Name Here

Sign Here	Print Name Here
1	Michael Wick
2 Doug Kubicek	Doug Kubicek
3 Destiny Bunk	Destiny Bunk - Turtle Wing
4 Anita Sarveygn	Juelie Searn
5 Mona Davenport	Mona Davenport
6 Diana Goodall	Diana Goodall
7 Amy Kloesel	Amy Kloesel
8 Jonda Beale	LINDA BEALE
9 Lori A. Wenske	Lori A. Wenske
10 Becky Perin	Becky Perin
11 Sandra Tustka	Sandra Tustka
12 Jessica Trozzo	Jessica Trozzo
13 Karen Benges	Karen Benges
14 L. Rodgers	Lynn Rodgers
15 Vicki T. Vogel	Vicki T. Vogel
16 Deborah A Sevcik	Deborah A Sevcik
17 Mitchell Bennett	Mitchell Bennett
18 CRAIG HUGHES	CRAIG Hughes
19 Mark H. ...	Mark H. ...
20 Jim Apelt	Jim Apelt
21	MICAH HARMS
22 JERI IVEY	JERI IVEY



Signature Roster
Attendance at Commissioner's Court Meeting

March 14, 2022

Regular Called MTG

23	Kristi M. Cline	Kristi M. Cline
24	Shana R. Opela	Shana R. Opela
25	Tena Stetter	Tena Stetter
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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 14, 2022.

ATTEST

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



Signed this 15 day of March, 2022

Elizabeth A. Kouba, County Clerk
Elizabeth A. Kouba