

STATEMENT OF APPROVAL

THE STATE OF TEXAS ]

COUNTY OF LAVACA ]

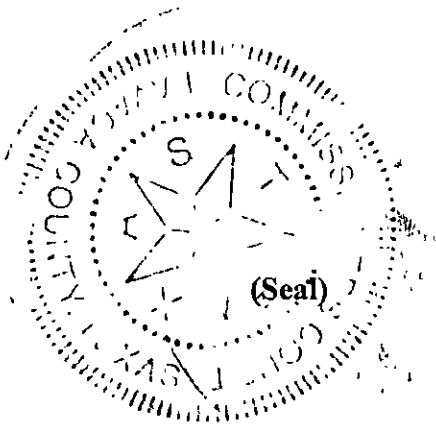
We, the County Judge, and Commissioners of Lavaca County, Texas, majority being present, do hereby certify that the above and foregoing Minutes of the Commissioners' Court Meeting dated May 23, 2022. are this day approved as submitted.

Signed this the 13 day of June, 2022, A.D.

Mark Myers, County Judge  
Mark Myers

ATTEST:

Elizabeth A. Kouba, County Clerk  
Elizabeth A. Kouba



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

**Regular Meeting Monday, May 23, 2022**

Lavaca County Commissioners' Court met in a Regular Called Meeting on Monday, May 23, 2022 at 10:00 AM, in the Lavaca County Commissioners' Courtroom, 1<sup>st</sup> 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  
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 with the exception of Dennis W. Kocian, Commissioner Pct. 4.

**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**

.....  
**COMMISSIONERS COURT MAY DISCUSS/CONSIDER AND TAKE POSSIBLE ACTION ON THE FOLLOWING AGENDA ITEMS OF BUSINESS:**

**1. Approve the Proclamation declaring the month of June as Elder Abuse Awareness Month.** (Judge & Linda Arriaga-De La Cruz, APS Supervisor)

County Judge Mark Myers read the proclamation.

“Your Honor, I make a motion to approve the Proclamation declaring the month of June as Elder Abuse Awareness Month.”

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	ABSENT

**Motion Carried**

**Court Order: 18574**

**2. Ratify the signing of the Resolution of Support to submit the application to Round XII of the Texas Historical Courthouse Preservation Program.** (Judge)

Doug Kubicek with the Historical Commission, spoke on the agenda item.

“Your Honor, I make a motion to Ratify the signing of the Resolution of Support to submit the application to Round XII of the Texas Historical Courthouse Preservation Program.”

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	ABSENT

**Motion Carried**

**Court Order: 18575**

**3. Texas Department of State Health Services Update presented by the Hallettsville Health Department. (Sheila Jansky/Lauren Werner)**

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

County Judge Mark Myers announced Commissioners Court would move on and when a representative would be present, would come back to the agenda item.

**4. Designate Representative to calculate the 2022 No-New Revenue Tax Rate and the 2022 Voter-Approval Tax Rate. (Tax Assessor-Collector)**

“I nominate our Tax Assessor-Collector, Deborah Sevcik, to serve as our Representative to calculate the 2022 No-New Revenue Tax Rate and the 2022 Voter-Approval Tax Rate.”

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	ABSENT

**Motion Carried**

**Court Order: 18576**

**5. Discuss and/or accept the canvass/election result for the May 7, 2022 election. (Election Administrator)**

“I make a motion to accept the canvass/election result for the May 7, 2022 election.”

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	ABSENT

**Motion Carried**

**Court Order: 18577**

**6. Discuss and take action on ACC Business Service Agreement to provide high speed internet to the Lavaca County Courthouse Annex through AT&T. (Judge/County Clerk)**

Rick Gordon from Hill Country Tech Guys spoke on the agenda item.

“I make a motion to accept ACC Business Service Agreement as presented to provide high speed internet to the Lavaca County Courthouse Annex through AT&T using Hill Country Tech Guys.”

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	ABSENT

**Motion Carried**  
**Court Order: 18578**

**7. Award bid for the remaining painting, plaster repair and blind replacement projects from the Hurricane Harvey Grant. (Judge)**

Doug Kubicek with the Historical Commission, spoke on the agenda item.

“I make a motion to Table agenda item # 7 until such time as we have an opportunity to discuss this further and have further information to present to Commissioners Court.”

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	ABSENT

**Motion Carried**  
**Court Order: 18579**

**8. Approve the promotion of Chris Hermes from Maintenance to County Facility Manager, Quartile 5, Grade 2 starting at \$38,905.00. (Judge)**

“I make a motion that we promote Chris Hermes from Maintenance to County Facility Manager, Grade 5, Quartile 2, starting at \$38,905.00 per year effective immediately.”

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	ABSENT

**Motion Carried**  
**Court Order: 18580**

**9. Declare all items on Exhibit A as surplus property for Precinct 2. (Commissioner Pct. 2)**

“Your Honor, I make a motion to declare all items on Exhibit A as surplus property for Precinct 2.”

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	ABSENT

**Motion Carried**  
**Court Order: 18581**

**10. Acknowledge the resignation of Employee Number 1551 as Telecommunications Operator effective May 23, 2022. (Sheriff)**

Sheriff Micah C. Harmon spoke on the agenda item.

“Your Honor, I make a motion to acknowledge the resignation of Employee Number 1551 as Telecommunications Operator effective May 23, 2022.”

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	ABSENT

**Motion Carried**

**Court Order: 18582**

### Consent Agenda

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

“Your Honor, I move to accept the Consent Agenda as presented.”

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	ABSENT

**Motion Carried**

**Court Order: 18583**

- 1. Minutes of May 9, 2022 Regular Called Commissioners Court Meeting.**
- 2. Lavaca County Special Road Use Agreement between Penn Virginia Oil and Gas and Lavaca County to include LCR #289. (Pct. 2)**
- 3. Auditor's Monthly Report**
- 4. Claims and/or Payroll**
- 5. Budget Amendments, if any**
- 6. County Officials Reports.**
  - Deborah A. Sevcik, Tax Assessor-Collector Report, March 2022.
  - Mike Buchanek, Constable Pct. #1 Process Service Report, April 2022.
  - Larry Hlavac, Constable Pct. #3 Process Service Report, April 2022.
  - Elizabeth A. Kouba, County Clerk, LGS & Tyler Total Collections, April 2022.
  - Shana R. Opela, County Auditor's Monthly Reports, April 2022.
  - Hallie Hall, JP PCT #4, Money Distribution Report, April 2022.
  - Wayne Denson, JP PCT #3 Money Distribution Report, April 2022.
  - Travis Hill, JP PCT #2 Money Distribution Report, April 2022.

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

County Judge Mark Myers called for a motion to adjourn.

“Motion to adjourn.”

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

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

**Motion Carried**

**Court Order: 18584**

**Adjournment by Presiding Officer at 10:30 AM.**

# EXHIBIT A

All items are located at Pct. 2 County Barn, 101 Church St. Moulton, TX 77975

All equipment listed is to be sold as is.

## Surplus Items:

- JD 6400  
Serial #XL6400P146121X  
TAG#2035 (inoperable)
- 1965 RS28 84" TAMPO VIBRATORY ROLLER  
TAG#2030  
VIN# GMC-3017 30673  
(inoperable)
- 2005 INTERNATIONAL 9200i  
VIN#2HSCEAPR56C213463  
TAG#2039
- 1989 DRESSER VOS 2-66B DUAL VIBRATORY ROLLER  
VIN#V3200024470278  
TAG#2049
- 2011 FORD F-250  
SERIAL#1FT7W2B68BEA75271  
TAG#2054 (inoperable)
- CONTINENTAL SPRAYER ON WHEELS  
TAG#2067
- MISKIN K-8 BOX BLADE  
SERIAL#19962
- AJAX 60-GAL SINGLE PHASE AIR COMPRESSOR  
Asset#9482  
(inoperable)

# EXHIBIT Acontinued

- All items are located at Pct. 2 County Barn, 101 Church St. Moulton, TX 77975
- All equipment listed is to be sold as is.
- 
- Surplus Items:

- Motorola 1225 20 Channel Radio  
TAG#2028 (inoperable)
- MARQUETTE 235 A/C ARC WELDER  
MODEL# 10-119  
(inoperable)
- CLEANMASTER PARTS WASHER  
ASSET#9423





Signature Roster  
 Attendance at Commissioner's Court Meeting  
 May 23, 2022

Regular Called Meeting

	0	
	Sign Here	Print Name Here
1	<i>Shana Opela</i>	Shana Opela
2	<i>Doug Kubicek</i>	Doug Kubicek
3	<i>Linda E. Arriaga-DeLaCruz</i>	Linda E. Arriaga-DeLaCruz
4	<i>Kelli Stewart</i>	Kelli Stewart
5	<i>Cheryl Draper</i>	Cheryl Draper
6	<i>Wayne Faircloth</i>	Wayne Faircloth
7	<i>Bryan Miguez</i>	Bryan Miguez
8	<i>Rick Gordon</i>	Rick Gordon
9	<i>Jean Wheelis</i>	Jean Wheelis
10	<i>Jim Appelt</i>	Jim Appelt
11	<i>K. M. Mull</i>	K. M. Mull
12	<i>Karen Budau</i>	Karen Budau
13	<i>Wendy Harmon</i>	Wendy Harmon
14	<i>Deborah A. Sercik</i>	Deborah A. Sercik
15	<i>Lori A. Wensh</i>	Lori A. Wensh
16	<i>Teria Steffler</i>	Teria Steffler
17		
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**Minutes of Elizabeth A. Kouba, County Clerk, Lavaca County:**

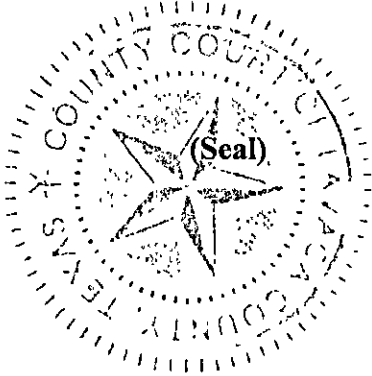
**I, Elizabeth A. Kouba, County Clerk of Lavaca County, Texas, do hereby certify that the following Commissioners' Court Minutes are a true and correct record of the proceedings from the Commissioners Court Meeting on May 23, 2022**

**ATTEST**

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

Signed this 2 day of June, 2022

Elizabeth A. Kouba, County Clerk  
**Elizabeth A. Kouba**



# County of Lavaca



OFFICE OF THE

COUNTY JUDGE

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

DATE OF COMMISSIONERS' COURT MEETING: June 13, 2022

This form, along with any related information that needs to be included in the Commissioners Court agenda packet, is to be submitted to Kristi Cline, in 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.

**Please place each agenda item on a separate request form.** 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:  
Commissioner Court Minutes from May 23, 2022 meeting.

Judge/Commissioner Approval for Inclusion on Agenda:

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

Date of Request: \_\_\_\_\_  Action  Consent

Name of Person Making Request: Elizabeth Kouba, County Clerk

Will anyone else be addressing this item?  Yes  No

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

Additional Instructions: