

THE STATE OF TEXAS)(

COUNTY OF LAVACA)(

The Lavaca County Commissioners' Court met in a Regular Called Meeting on Monday, June 8, 2015 at 10:00 A. M. in the Lavaca County Commissioners' Courtroom, 1st Floor, in Hallettsville, Texas with Judge Tramer J. Woytek presiding and with Commissioner Ronald Berckenhoff, Pct. 2, Commissioner R. W. Brown, Pct. 3, and Commissioner Dennis Kocian, Pct. 4 being present and with Commissioner Edward Pustka, Pct. 1 being absent. Others in attendance were: Alton E. Brown Sr., Jim Appelt, Dana Johnson, Deborah A. Sevcik, Shana R. Opela, Charles Greive, Micah Harmon, Sherry T. Henke, Karen Bludau, Wayne Denson, Stuart Fryer, Elizabeth A. Kouba, Sophie Perry and Barbara Steffek.

The meeting was called to order by Judge Tramer J. Woytek followed by the Pledge of Allegiance to the U.S. and Texas Flags led by Commissioner Ronald Berckenhoff.

No one addressed the court under public communications.

1. County Purchasing Policy regarding credit card purchases including authorization for the county to acquire Citibank purchase cards through state contract. (Auditor)

Moved by Commissioner Dennis Kocian, Seconded by Commissioner Ronald Berckenhoff, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to approve County Purchasing Policy regarding card purchases including authorization for the county to acquire Citibank purchase cards through state contract.

2. Ratify Proclamation signed by the Lavaca County Judge proclaiming June 14, 2015 as National Flag Day. (Judge)

Moved by Commissioner Dennis Kocian, Seconded by Commissioner R. W. Brown, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to ratify the Proclamation signed by the Lavaca County Judge proclaiming June 14, 2015 as National Flag Day.

3. Acknowledge receipt of \$229,095.16 from Devon Energy for the reconstruction of Lavaca County Road #335. (Comm. Pct. 3)

Moved by Commissioner R. W. Brown, Seconded by Commissioner Dennis Kocian, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to acknowledge receipt of \$229,095.16 from Devon Energy for the reconstruction of Road #335.

4. Acknowledge receipt of \$5,000.00 from Evers & Sons, Inc. to be utilized for various road repairs as needed by Precinct #3. (Comm. Pct. 3)

Moved by Commissioner R. W. Brown, Seconded by Commissioner Ronald Berckenhoff, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to acknowledge receipt of \$5,000.00 from Evers & Sons, Inc. to be utilized for various road repairs as needed by Precinct #3.

5. Acknowledge receipt of \$5,000.00 from Evers & Sons, Inc. to be utilized for various road repairs as needed by Precinct #2. (Comm. Pct. 2)

Moved by Commissioner Ronald Berckenhoff, Seconded by Commissioner Dennis Kocian, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to acknowledge receipt of \$5,000.00 from Evers & Sons, Inc. to be utilized for various county roads as needed by Precinct #2.

6. For safety reasons, the Shiner Half Moon Holidays Committee request the partial closure of LCR #348 for Shiner Half Moon Holiday Fireworks display on July 4, 2015 from 8:15 PM, approximately one hour before the show until 9:45 PM or directly following the fireworks show. (Comm. Pct. 3)

Moved by Commissioner R. W. Brown, Seconded by Commissioner Ronald Berckenhoff, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to approve closure of LCR #348 for Shiner Half Moon Holiday Fireworks display from about approximately 8:15 PM until the end of the show.

7. Transfer funds from personnel budget line item to part-time line item for temporary part-time custodial employee as needed. (Judge)

Moved by Commissioner Dennis Kocian, Seconded by Commissioner Ronald Berckenhoff, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to approve the transfer of funds from personnel budget line item to part-time line item for temporary part-time custodial employee as needed.

8. Set compensation for Grand Jury Commissioners to \$10.00 for each day or part of the day that they serve according to Code of Criminal Procedure Article 19.01. (District Clerk)

Moved by Commissioner Ronald Berckenhoff, Seconded by Commissioner Dennis Kocian, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to table item number 8.

9. Approval of Waiver of Local Match Fund Participation on Federal Off-System Bridge Program Project for Lavaca River CR 283. (Judge)

Moved by Commissioner Ronald Berckenhoff, Seconded by Commissioner Dennis Kocian, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to accept the approval of the waiver of Local Match Fund Participation on the Federal Off-System Bridge Program Project over the Lavaca River on CR 283.

10. Per Local Government Code 111.0108 – Certification of Unbudgeted Revenue: \$229,095.16 – Devon Energy, reimbursement for LCR #335 (Pct. 3); \$5,000 – Evers & Sons, Miscellaneous Revenue (Pct. 3); and \$5,000 – Evers & Sons, Miscellaneous Revenue (Pct. 2).

Moved by Commissioner Dennis Kocian, Seconded by Commissioner Ronald Berckenhoff, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED per Local Government Code 111.0108 – Certification of Unbudgeted Revenue: \$229,095.16 – Devon Energy, reimbursement for LCR #335 (Pct. 3); \$5,000 – Evers & Sons, Miscellaneous Revenue (Pct. 3); and \$5,000 – Evers & Sons, Miscellaneous Revenue (Pct. 2).

Consent Agenda – Unless a member of the Court requests a separate consideration of any items, all under the Consent Agenda are considered to be of routine nature or have been previously deliberated by the Court in an open meeting and therefore may be approved by one motion, second and vote.

Moved by Commissioner Dennis Kocian, Seconded by Commissioner R. W. Brown, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to accept the consent agenda.

11. Minutes of May 26, 2015 Regular Meeting.
12. Maintenance and Supply Contract with Dewitt Poth & Son for Estudio 257 System #8957 for County Judge's office.
13. Certificate of Completion presented to Larry Hlavac for completing the required 20 hour civil process seminar.
14. Pay invoices from Bare Knuckle Screen Printing & Design in the amount of \$3,833.12 for Lavaca County Employees Safety Awards, \$1,182.56 for Lavaca County EMS

Employees Safety Awards and \$856.32 for Lavaca County Senior Services Safety Awards.

15. Lavaca County Road Special Use Agreement between Devon Energy Production Company, L.P. and Lavaca County Precinct #2 to include LCR #259, Roosevelt Unit.
16. Lavaca County Road Special Use Agreement between Devon Energy Production Company, L.P. and Lavaca County Precinct #2 to include LCR #271, Berger 1H Unit.
17. Lavaca County Road Special Use Agreement between Devon Energy Production Company, L.P. and Lavaca County Precinct #2 to include LCR #265, Capstick/Shadrack Unit.
18. Lavaca County Road Special Use Agreement between Devon Energy Production Company, L.P. and Lavaca County Precinct #2 to include LCR #291, Rigby/Loft Unit.
19. Lavaca County Road Special Use Agreement between Devon Energy Production Company, L.P. and Lavaca County Precinct #2 to include LCR #260 and #261, Nitro Unit.
20. Lavaca County Road Special Use Agreement between Devon Energy Production Company, L.P. and Lavaca County Precinct #3 to include LCR #336, Marcia/Shelly Unit.
21. Lavaca County Road Special Use Agreement between Devon Energy Production Company, L.P. and Lavaca County Precinct #3 to include LCR #339, Ronyn Unit.
22. Lavaca County Road Special Use Agreement between Evers and Sons Inc. and Lavaca County Precinct #3 to include LCR #298.
23. Lavaca County Road Special Use Agreement between Evers and Sons Inc. and Lavaca County Precinct #3 to include LCR #301.
24. Lavaca County Road Special Use Agreement between Evers and Sons Inc. and Lavaca County Precinct #3 to include LCR #302.
25. Lavaca County Road Special Use Agreement between Evers and Sons Inc. and Lavaca County Precinct #3 to include LCR #322.
26. Lavaca County Road Special Use Agreement between Evers and Sons Inc. and Lavaca County Precinct #3 to include LCR #326.
27. Lavaca County Road Special Use Agreement between Evers and Sons Inc. and Lavaca County Precinct #3 to include LCR #333.

28. Lavaca County Road Special Use Agreement between Evers and Sons Inc. and Lavaca County Precinct #3 to include LCR #338.
29. Lavaca County Road Special Use Agreement between Evers and Sons Inc. and Lavaca County Precinct #3 to include LCR #339.
30. Lavaca County Road Special Use Agreement between Evers and Sons Inc. and Lavaca County Precinct #3 to include LCR #340.
31. Lavaca County Road Special Use Agreement between Evers and Sons Inc. and Lavaca County Precinct #3 to include LCR #351 (via 95).
32. Lavaca County Road Special Use Agreement between Evers and Sons Inc. and Lavaca County Precinct #3 to include LCR #351 (via 3435).
33. Lavaca County Road Special Use Agreement between Evers and Sons Inc. and Lavaca County Precinct #3 to include LCR #351A.
34. Lavaca County Road Special Use Agreement between Evers and Sons Inc. and Lavaca County Precinct #3 to include LCR #353.
35. Lavaca County Road Special Use Agreement between Evers and Sons Inc. and Lavaca County Precinct #3 to include LCR #354.
36. Lavaca County Application for Pipeline Permit between Republic Midstream, LLC and Lavaca County Precinct #3 to include LCR #301 Southeast Trunkline.
37. Lavaca County Application for Pipeline Permit between Republic Midstream, LLC and Lavaca County Precinct #3 to include LCR #302 Southeast Trunkline.
38. Lavaca County Application for Pipeline Permit between Republic Midstream, LLC and Lavaca County Precinct #3 to include LCR #322 Southeast Trunkline.
39. Lavaca County Application for Pipeline Permit between Republic Midstream, LLC and Lavaca County Precinct #3 to include LCR #332 Southeast Trunkline.
40. Lavaca County Application for Pipeline Permit between Republic Midstream, LLC and Lavaca County Precinct #3 to include LCR #333 Southeast Trunkline.
41. Lavaca County Application for Pipeline Permit between Republic Midstream, LLC and Lavaca County Precinct #3 to include LCR #338 Lager to 144. (crossing #1)
42. Lavaca County Application for Pipeline Permit between Republic Midstream, LLC and Lavaca County Precinct #3 to include LCR #338 Lager to 144. (crossing #2)

43. Lavaca County Application for Pipeline Permit between Republic Midstream, LLC and Lavaca County Precinct #3 to include LCR #339 Lager to 144. (crossing #1)
44. Lavaca County Application for Pipeline Permit between Republic Midstream, LLC and Lavaca County Precinct #3 to include LCR #339 Lager to 144. (crossing #2)
45. Lavaca County Application for Pipeline Permit between Republic Midstream, LLC and Lavaca County Precinct #3 to include LCR #340 Lager to 144. (crossing #1)
46. Lavaca County Application for Pipeline Permit between Republic Midstream, LLC and Lavaca County Precinct #3 to include LCR #340 Lager to 144. (crossing #2)
47. Lavaca County Application for Pipeline Permit between Republic Midstream, LLC and Lavaca County Precinct #3 to include LCR #290 Rhino to Lager.
48. Lavaca County Application for Pipeline Permit between Republic Midstream, LLC and Lavaca County Precinct #3 to include LCR #349 Rhino to Lager. (crossing #1)
49. Lavaca County Application for Pipeline Permit between Republic Midstream, LLC and Lavaca County Precinct #3 to include LCR #349 Rhino to Lager. (crossing #2)
50. Lavaca County Application for Pipeline Permit between Republic Midstream, LLC and Lavaca County Precinct #3 to include LCR #350 Rhino to Lager. (crossing #1)
51. Lavaca County Application for Pipeline Permit between Republic Midstream, LLC and Lavaca County Precinct #3 to include LCR #350 Rhino to Lager. (crossing #2)
52. Lavaca County Application for Pipeline Permit between Republic Midstream, LLC and Lavaca County Precinct #3 to include LCR #351A Rhino to Lager. (crossing #1)
53. Lavaca County Application for Pipeline Permit between Republic Midstream, LLC and Lavaca County Precinct #3 to include LCR #351A Rhino to Lager. (crossing #2)
54. Lavaca County Application for Pipeline Permit between Republic Midstream, LLC and Lavaca County Precinct #3 to include LCR #354 Rhino to Lager. (crossing #1)
55. Lavaca County Application for Pipeline Permit between Republic Midstream, LLC and Lavaca County Precinct #3 to include LCR #354 Rhino to Lager. (crossing #2)
56. Lavaca County Road Special Use Agreement between Evers and Sons Inc. and Lavaca County Precinct #2 to include LCR #284.
57. Lavaca County Road Special Use Agreement between Evers and Sons Inc. and Lavaca County Precinct #2 to include LCR #285.

58. Lavaca County Road Special Use Agreement between Evers and Sons Inc. and Lavaca County Precinct #2 to include LCR #287.
59. Lavaca County Road Special Use Agreement between Evers and Sons Inc. and Lavaca County Precinct #2 to include LCR #288.
60. Lavaca County Road Special Use Agreement between Evers and Sons Inc. and Lavaca County Precinct #2 to include LCR #290 (via 532).
61. Lavaca County Road Special Use Agreement between Evers and Sons Inc. and Lavaca County Precinct #2 to include LCR #290A (via 532).
62. Lavaca County Road Special Use Agreement between Evers and Sons Inc. and Lavaca County Precinct #2 to include LCR #290 (via 95).
63. Lavaca County Road Special Use Agreement between Evers and Sons Inc. and Lavaca County Precinct #2 to include LCR #290A (via 95).
64. Lavaca County Road Special Use Agreement between Evers and Sons Inc. and Lavaca County Precinct #2 to include LCR #291.
65. Lavaca County Road Special Use Agreement between Evers and Sons Inc. and Lavaca County Precinct #2 to include LCR #292.
66. Lavaca County Road Special Use Agreement between Evers and Sons Inc. and Lavaca County Precinct #2 to include LCR #293.
67. Lavaca County Road Special Use Agreement between Evers and Sons Inc. and Lavaca County Precinct #2 to include LCR #294.
68. Lavaca County Road Special Use Agreement between Evers and Sons Inc. and Lavaca County Precinct #2 to include LCR #296.
69. Lavaca County Road Special Use Agreement between Cantera Energy LLC and Lavaca County Precinct #1 to include LCR #152, #158, #14, #1, #15, #15A and #15AA.
70. Lavaca County Road Special Use Agreement between Cantera Energy LLC and Lavaca County Precinct #4 to include LCR #14, #438, #440, #441, #444 and #1.
71. Lavaca County Application for Pipeline Permit between GeoSouthern Operating II, LLC and Lavaca County Precinct #4 to include LCR #12.
72. County Auditor Monthly Report.
73. County Treasurer Monthly and Public Financial Reports.

- 74. Tax Assessor-Collector Report as per 31.10 of the Property Tax Code.
- 75. County Official's Reports.
- 76. Budget Amendments, if any.
- 77. Claims.

Court members signing of paperwork related to items above

Adjournment by Presiding Officer

STATEMENT OF APPROVAL

THE STATE OF TEXAS]

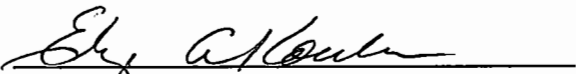
COUNTY OF LAVACA]

**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 June 8, 2015 are
this day approved as submitted.**

Signed this the 22nd day of June, A.D. 2015.


TRAMER J. WOYTEK, COUNTY JUDGE

ACKNOWLEDGED:


ELIZABETH A. KOUBA, COUNTY CLERK