

STATEMENT OF APPROVAL

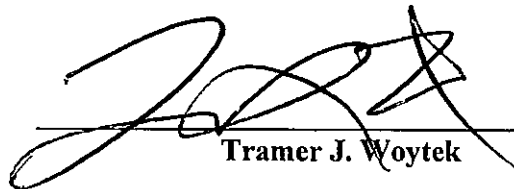
16153

THE STATE OF TEXAS ]

COUNTY OF LAVACA ]

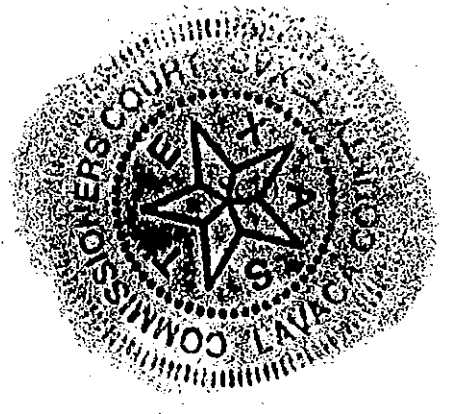
We, the County Judge, and Commissioners of  
Lavaca County, Texas, majority being present, do hereby certify that the above and  
foregoing Minutes of the Commissioners' Court Meeting dated November 14, 2016  
are this day approved as submitted.

Signed this the 28 day of November, 2016, A.D.

  
\_\_\_\_\_, County Judge  
Tramer J. Woytek

ATTEST:

  
\_\_\_\_\_, County Clerk  
Elizabeth A. Kouba



THE STATE OF TEXAS )(  
COUNTY OF LAVACA )(

Regular Meeting November 14, 2016

The Lavaca County Commissioners' Court met in a Regular Called Meeting on Monday, November 14, 2016 at 10:00 A. M. in the Lavaca County Commissioners' Courtroom, 1<sup>st</sup> Floor, in Hallettsville, Texas.

Members Present:

County Judge Tramer J. Woytek  
Edward Pustka, Commissioner Pct. 1  
Ronald Berkenhoff, Commissioner Pct. 2  
R. W. Brown, Commissioner Pct. 3  
Dennis W. Kocian, Commissioner Pct. 4  
Elizabeth A. Kouba, County Clerk

Attendees:

Shana R. Opela	Shannon R. Deforest
Jim Appelt	Karen Bludau
Dana Johnson	Debbie Fishbeck
Ashley Mraz	

The meeting was called to order by Judge Tramer J. Woytek followed by the Pledge of Allegiance and Pledge to the Texas Flag by Commissioner Edward Pustka.

Public Communications:

Shannon Deforest personally invited the Court to the Extension District 11 Judge's and Commissioner's Conference at the Jackson County Services Building in Edna on December the 9th. It will be a total of 5 ½ continuing education credits including safety on the highways, update on the Zika Virus situation, ground water, and legislative updates.

1. Moved by Commissioner Dennis W. Kocian, Seconded by Commissioner R. W. Brown

That we move the December 26<sup>th</sup> meeting to December 27<sup>th</sup>.

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berkenhoff, Commissioner Pct. 2	YES
R. W. Brown, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried  
Court Order: 16137

2. Moved by Commissioner Ronald Berkenhoff, Seconded by Commissioner Edward Pustka

Advertise for the purchase of the following items:

- a. Level Up-Patch Material
- b. Soil Stabilizer Quicklime- Pebble Bulk & Powder Lime
- c. Cover Stone Material- Pre-Coated & Uncoated
- d. Limestone: 1 ½", ¾" to Dust and 1" and Down
- e. AC-5, AC-10, MC-30, CRS-1P, CRS-2, AE-P and/or RC-250
- f. Delivery of Various Pit Run and Screened Gravel 1 ½" and Down
- g. Vegetation Management Services
- h. Fuel

We will advertise the bids for the week of November the 14<sup>th</sup> through November the 21<sup>st</sup>, 2016. We will ask that the refiners for the fuel bids have their posted terminal price on December the 5<sup>th</sup> 2016. Bids will close on December the 12<sup>th</sup>, 2016 at 9:00 A.M., and the bids will be open on December the 12<sup>th</sup>, 2016 at 1:30 P.M. We will award the bids on December the 27<sup>th</sup>, 2016 at 10:00 A.M. at the meeting we just changed.

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berkenhoff, Commissioner Pct. 2	YES
R. W. Brown, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried  
Court Order: 16138

3. Moved by Commissioner Dennis W. Kocian, Seconded by Commissioner R. W. Brown

Accept the Lease-Purchase of 5 Lifepak 15 heart monitor/defibrillators and authorize County Judge to sign agreement.

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berkenhoff, Commissioner Pct. 2	YES
R. W. Brown, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried  
Court Order: 16139

4. Moved by Commissioner Ronald Berkenhoff, Seconded by Commissioner Edward Pustka

Approve OCI Software License, Support and Maintenance Agreement between Octernion Consultants Incorporated, doing business as OCI Software, and Lavaca County Rescue Service for AmbuPro EMS ePCR Suite for the EMS Director.

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berkenhoff, Commissioner Pct. 2	YES
R. W. Brown, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried  
Court Order: 16140

5. Moved by Judge Tramer J. Woytek, Seconded by Commissioner Edward Pustka

Accept resignation of John Neubauer effective November 4, 2016.

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berkenhoff, Commissioner Pct. 2	YES
R. W. Brown, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried  
Court Order: 16141

6. Moved by Judge Tramer J. Woytek, Seconded by Commissioner Dennis W. Kocian

Effective October 1, 2016 the Lavaca County Clerk's Office discontinued the collection of the \$2.00 eFile transaction fee per Government Code 72.031.

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berkenhoff, Commissioner Pct. 2	YES
R. W. Brown, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried  
Court Order: 16142

7. Moved by Commissioner Dennis W. Kocian, Seconded by Commissioner R. W. Brown

Declare as surplus property: Asus Computer Monitor, Serial #ALLMTF157122.

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berkenhoff, Commissioner Pct. 2	YES
R. W. Brown, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 16143

8. Moved by Commissioner Ronald Berkenhoff, Seconded by Commissioner Edward Pustka

Hire Mary V. Rehm for the temporary part-time position in the Tax Assessor-Collector's office effective November 1, 2016 at an hourly wage of \$10.00.

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berkenhoff, Commissioner Pct. 2	YES
R. W. Brown, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 16144

9. Moved by Commissioner Dennis W. Kocian, Seconded by Commissioner R. W. Brown

Accept the Field Agreement between USDA, Texas Agrilife Extension Wildlife Service, Texas Wildlife Damage Management Association, Incorporated and Lavaca County for predatory animal control January 1, 2017 through March 31, 2017.

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berkenhoff, Commissioner Pct. 2	YES
R. W. Brown, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 16145

10. Moved by Commissioner Ronald Berckenhoff, Seconded by Commissioner Edward Pustka

Approve the purchase of a used John Deer 5603 four wheel drive utility tractor with a cab, serial number LV5603R268590 from Shoppa's Farm Supply.

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
R. W. Brown, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried  
Court Order: 16146

11. Moved by Commissioner R. W. Brown, Seconded by Commissioner Ronald Berckenhoff

Approve the renewal of Updated County Information Resources Agency Service Agreement.

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
R. W. Brown, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried  
Court Order: 16134

12. Moved by Commissioner R. W. Brown, Seconded by Commissioner Dennis W. Kocian

Approve purchase of the used 2009 Chevrolet Silverado 3500 Pickup from Sames Bastrop Ford, Incorporated.

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
R. W. Brown, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried  
Court Order: 16135

Consent Agenda

13-28. Moved by Commissioner Edward Pustka, Seconded by Commissioner Ronald Berkenhoff

I make a motion.

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berkenhoff, Commissioner Pct. 2	YES
R. W. Brown, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried  
Court Order: 16136

13. Minutes of October 24, 2016 Regular Meeting.

14. Enter of record the fully executed Statement of Work Agreement between Data Bank and Lavaca County as approved in Commissioners' Court on October 24, 2016.

15. Kevin Castleman granting Lavaca County Precinct #2 permission to enter property located along LCR #229, for the purpose of clearing the Right of Way and correcting the drainage problems along said roadway.

16. Lavaca County Road Special Use Agreement between Precinct #4 and Zachary Exploration LLC to include LCR #387 and LCR #388.

17. Lavaca County Pipeline Permit Between Precinct #2 and Republic Midstream, LLC to include LCR #290 (location 1).

18. Lavaca County Pipeline Permit between Precinct #2 and American Midstream, LLC to include LCR #290 (location 2).

19. Lavaca County Pipeline Permit between Precinct #2 and American Midstream LLC to include LCR #290 (location 3).

20. Lavaca County Road Special Use Agreement between Lavaca County Precinct #2 and Basic Energy to include LCR #208 and LCR #209.

21. Lavaca County Road Special Use Agreement between Lavaca County Precinct #2 and Basic Energy to include LCR #208 and LCR #208A

22. Lavaca County Road Special Use Agreement between Lavaca County Precinct #1 and GeoSouthern Operating II, LLC to include LCR #155, #138, and #140.

**23. County Treasurer Monthly and Public Financial Reports**

- a) Monthly Report October 2016 County Treasurer Karen Bludau
- b) Annual Summarized Transaction Report October 2015 September 2016 County Treasurer Karen Bludau

**24. Tax Assessor-Collector Report as per 31.10 of the Property Tax Code**

- a) Monthly Report October 2016 County Tax Assessor-Collector Deborah A. Sevcik
- b) Monthly Report September 2016 County Tax Assessor-Collector Deborah A. Sevcik (approved by County Auditor Shana R. Opela)

**25. County Officials' Reports**

- a) Hot Check Monthly Report September 2016 County Attorney Stuart Fryer
- b) Hot Check Monthly Report October 2016 County Attorney Stuart Fryer
- c) Monthly Report August 2016 District Clerk Sherry T. Henke
- d) Hill Country Monthly Report September 2016 County Clerk Elizabeth A. Kouba (approved by County Auditor Shana R. Opela)
- e) Tyler Monthly Report September 2016 County Clerk Elizabeth A. Kouba (approved by County Auditor Shana R. Opela)
- f) Hill Country Monthly Report October 2016 County Clerk Elizabeth A. Kouba
- g) Tyler Monthly Report October 2016 County Clerk Elizabeth A. Kouba
- h) Monthly Report September 2016 JP PCT 4 Hallie Hall
- i) Monthly Report October 2016 JP PCT 3 Wayne Denson
- j) Monthly Report October 2016 JP PCT 4 Hallie Hall
- k) Monthly Report September 2016 Constable PCT 2 Charles Greive
- l) Monthly Report October 2016 Constable PCT 3 Larry Hlavac
- m) Monthly Report October 2016 Constable PCT 4 A. H. Anderson

**26. County Auditor Monthly Report**

- a) Cash Balance Monthly Report October 2016 County Auditor Shana R. Opela
- b) Monthly Report October 2016 County Auditor Shana R. Opela

**27. Budget Amendments, if any.**

**28. Claims**

Court members signing of paperwork related to items above

Adjournment by Presiding Officer




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 November 14, 2016.

ATTEST

Elizabeth A. Kouba, County Clerk  
Commissioners' Court of  
Lavaca County, Texas

Signed this 22 day of November, 2016

 \_\_\_\_\_, County Clerk  
Elizabeth A. Kouba

