

THE STATE OF TEXAS )(

COUNTY OF LAVACA )(

The Lavaca County Commissioners' Court met in a Regular Called Meeting on Monday, February 10, 2014 at 10:00 A. M. in the Lavaca County Commissioners' Courtroom, 1<sup>st</sup> Floor, in Hallettsville, Texas with Judge Tramer J. Woytek presiding and with Commissioner Edward Pustka, Pct. 1, Commissioner Ronald Berckenhoff, Pct. 2, Commissioner R. W. Brown, Pct. 3, and Commissioner Dennis W. Kocian, Pct. 4 all being present. Others in attendance were: Jim Appelt, Karen Bludau, Dana Pohler, Paula Walker, Deborah A. Sevcik, Roseann Mikes, Vicki T. Vogel, Micah Harmon, Sherry T. Henke, Wayne Denson, Anthony Ludwig and Barbara Steffek.

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

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No one addressed the court under Public Communications.

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1. Renewal of the elections services agreement with Election Systems & Software, LLC. (Elections Administrator)

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 renew the elections services agreement with Election Systems & Software, LLC.

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2. Appoint temporary Justice of the Peace for Precinct 3, effective February 10, 2014 until election date. (County Judge)

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 appoint Wayne Denson as Justice of the Peace for Precinct 3, effective February 10, 2014 until election date.

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3. Amended Contract and Agreement for Detention Residential Service of Juvenile Offenders. (Probation Office)

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 amended Contract and Agreement for Detention Residential Service of Juvenile Offenders.

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4. Acknowledge the payment of \$78,650.88 from Penn Virginia Oil & Gas LP for damages to Lavaca County Roads #285, #284, #287 and #289. (Comm. Pct. 2)

Moved by Commissioner Ronald Berckenhoff, Seconded by Commissioner Edward Pustka, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to acknowledge the payment of \$78,650.88 from Penn Virginia Oil & Gas LP for damages to Lavaca County Roads #285, #284, #287 and #289.

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5. Accept offer and approve sale of former Tax Assessor Collector Office and approve County Judge to sign all related documents. (County Judge)

Moved by Judge Tramer Woytek, Seconded by Commissioner R. W. Brown, and adopted with Commissioner Edward Pustka, Commissioner Ronald Berckenhoff, Judge Tramer J. Woytek and Commissioner R. W. Brown voting AYE and none voting NO and with Commissioner Dennis Kocian ABSTAINING, IT IS HEREBY ORDERED to approve the sale to Ross Hrcir in the amount of \$200,000 dollars and allow myself to sign all related documents pertaining to the sale.

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**6. 2014 County Information Resources Agency Services Agreement. (County Judge)**

Moved by Commissioner Ronald Berckenhoff, Seconded by Commissioner Edward Pustka, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to accept the 2014 County Information Resources Agency Services Agreement.

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**7. Acknowledge revenue from sale of scrap iron to W&D Recycling, LLC in the amount of \$343.00. (Comm. Pct. 4)**

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 acknowledge revenue from sale of scrap iron to W&D Recycling, LLC in the amount of \$343.00.

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**8. Per Local Government Code 111.0108 certification of unanticipated revenue:**

- Penn Virginia – Pct. 2 reimbursement for Lavaca County Roads #285, #284, #287 and #289 - \$78,650.88
- Sale of scrap iron Pct. 4 – W&D Recycling - \$343.00
- Quarterly longevity for Assistant County Attorney from Texas Comptroller - \$1,250.00. (Auditor)

Moved by Commissioner Ronald Berckenhoff, Seconded by Commissioner R. W. Brown, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to accept Per Local Government Code 111.0108 certification of unanticipated revenue from Penn Virginia Oil & Gas for Lavaca County Pct. 2 for the reimbursement for Lavaca County Roads #285, #284, #287 and #289 in the amount of \$78,650.88.

Moved by Judge Tramer J. Woytek, Seconded by Commissioner R. W. Brown, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to approve the sale of scrap iron Pct. 4 - W&D Recycling - \$343.00 and the Quarterly longevity for Assistant County Attorney from Texas Comptroller - \$1,250.00.

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**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 Edward Pustka, Seconded by Commissioner Ronald Berckenhoff, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to approve the consent agenda as presented.

**9. Minutes of January 27, 2014 Regular Meeting.**

10. Application for Lavaca County Pipeline Permit between Ballard Exploration Company, Inc. and Lavaca County Precinct #1 to include LCR #149.

11. Lavaca County Road Special Use Agreement/Permit between Penn Virginia and Lavaca County Precinct #3 to include LCR #349 and LCR #347. (Bock 4H & 5H)

12. Lavaca County Road Special Use Agreement/Permit between Penn Virginia and Lavaca County Precinct #3 to include LCR #349 and LCR #347. (Porter 3H, 4H & 5H)

13. Lavaca County Road Special Use Agreement/Permit between Penn Virginia and Lavaca County Precinct #3 to include LCR #349 and LCR #347. (Porter 6H, 7H & 8H)

14. Lavaca County Road Special Use Agreement/Permit between Penn Virginia and Lavaca County Precinct #3 to include LCR #298 and LCR #351. (Blonde 2H, 3H, 4H & 5H)

15. Lavaca County Road Special Use Agreement/Permit between Penn Virginia and Lavaca County Precinct #3 to include LCR #298 and LCR #351. (Blonde 6H, 7H, 8H & 9H)

16. Lavaca County Road Special Use Agreement/Permit between Penn Virginia and Lavaca County Precinct #2 to include LCR #273, LCR #272 and LCR #274A. (Berger 1H)

17. Lavaca County Road Special Use Agreement/Permit between Penn Virginia and Lavaca County Precinct #2 to include LCR #285, LCR 284, LCR #284A and Gonzales Co. Road #404. (Croc 1 & 2)

18. County Auditor Monthly Report

19. County Treasurer Monthly and Public Financial Reports

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

21. County Officials' Reports

22. Budget Amendments, if any

23. Claims

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Court members signing of paperwork related to items above

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Adjournment by Presiding Officer

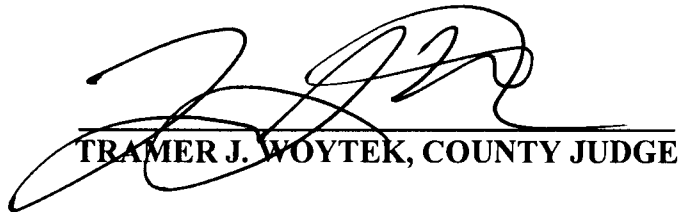
**STATEMENT OF APPROVAL**

**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 February 10, 2014 are  
this day approved as submitted.**

**Signed this the 24th day of February, A.D. 2014.**

  
**TRAMER J. WOYTEK, COUNTY JUDGE**

**ACKNOWLEDGED:**

  
**ELIZABETH A. KOUBA, COUNTY CLERK**

