

THE STATE OF TEXAS)(

COUNTY OF LAVACA)(

The Lavaca County Commissioners' Court met in a Regular Called Meeting on Monday, January 13, 2014 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 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: Don Williams, Wayne Denson, Alton E. Brown Sr., Vicki T. Vogel, Bobby L. Drozd, Carol Courville, Sherry T. Henke, Jerry Tanner, Debbie Fishbeck, Jim Appelt, Shana Opela, Deborah A. Sevcik, Dana Pohler, Karen Bludau, Elizabeth A. Kouba 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.

No one addressed the court under Public Communications.

1. Presentation from Lavaca County Vietnam Veterans Association in reference to memorial plaques. (County Judge)

Don Williams spoke to the court about placing memorial plaques on the courthouse lawn. He stated the Veterans from World War 1 and World War 2 have been acknowledged. However, the Veterans from the Korean War and the Vietnam War have not. The Vietnam Veterans of America Lone Star Chapter #854 have decided to purchase memorial plaques and donate them to Lavaca County to remember those veterans from Lavaca County that have given their life for our country. The plaque for the Korean War Veteran's will have the Veteran's names and the slogan You are Not Forgotten inscribed on it. The plaque for the Vietnam War Veteran's will also have their names and the slogan Never Again Shall One Generation of Veterans Abandon Another inscribed on it.

Moved by Judge Tramer Woytek, 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 presentation from the Lavaca County Vietnam Veterans Association in reference to memorial plaques and approve and accept the memorial plaques.

Judge Tramer Woytek stated that this dedication is for all those who didn't return home but to all of the Veteran's that did return home from the Korean War and the Vietnam War if it has never been said before WELCOME HOME! The rest of the Commissioner's Court reiterated Judge's comment.

2. Appoint Judge Pro-tem for 2014. (County Judge)

Moved by Commissioner Ronald Berckenhoff, Seconded by Commissioner Edward Pustka, and adopted by Commissioner Edward Pustka, Commissioner Ronald Berckenhoff, Judge Tramer Woytek and Commissioner R. W. Brown voting AYE and none voting No, and with Commissioner Dennis W. Kocian ABSTAINING, IT IS HEREBY ORDERED to appoint Dennis Kocian as Judge Pro-Tem for the term 2014.

3. Order for reoccurring claims for 2014. (County 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 order for reoccurring claims for 2014.

4. Safety and Service Awards. (County Judge)

Moved by Judge Tramer Woytek, Seconded by Commissioner R. W. Brown, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to once again do Safety and Service Awards and have the Treasurer Karen Bludau and Judge's Assistant, Dana Pohler to head those up.

5. Acknowledge contribution from the Dickson-Allen Foundation to Lavaca County Records Retention for the amount of \$35,000.00. (County Clerk)

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 the contribution from the Dickson-Allen Foundation to Lavaca County Records Retention for the amount of \$35,000.00

6. Per Local Government Code 111.0108 Certification of Unanticipated Revenue: Dickson-Allen Foundation Constable Precinct #2 - \$5,650.00. (Auditor)

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 approve as Per Local Government Code 111.0108 Certification of Unanticipated Revenue from the Dickson-Allen Foundation for Constable Precinct #2 in the amount of \$5,650.00.

7. Designate wellness coordinator and wellness sponsor for 2014 Healthy County Program. (County Judge)

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 designate Debbie Fishbeck and Richard Garcia as the wellness coordinator and wellness sponsor for 2014 Healthy County Program.

8. Acknowledgment of Completion of transfer of the Local Registrar duties and records from the Justice of the Peace to the Lavaca County Clerk. (County Clerk)

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 the completion of transfer of the Local Registrar duties and records from the Justice of the Peace to the Lavaca County Clerk.

9. Renewal of the Elections Administrator and Deputy Elections Administrator bonds. (Elections Administrator)

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 renew the Elections Administrator and Deputy Elections Administrator Bonds for the Elections Administrator.

10. Items to be declared as Surplus Property from Precinct #3 as described on attached Exhibit A. (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 declare as Surplus Property the items listed on Exhibit A to be sold.

11. Appoint Committee to review Applications received for Justice of the Peace Precinct #3. (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 a committee consisting of Judge Tramer Woytek, Commissioner R. W. Brown and Auditor Shana Opela to consider the Justice of the Peace for Precinct #3.

12. Award bid for Work Trucks for 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 accept Bid #1387 for Work Trucks for Precinct #3. The cost of each vehicle is \$17,929.41 and they are being purchased from Griffith Ford Seguin.

County Auditor, Shana Opela commented that the bids were due on January 8th at 9:30 a.m. The bid was opened on January 9th. Present for the bid opening was Commissioner Brown, Treasurer Karen Bludan and Auditor Shana Opela.

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 R. W. Brown, Seconded by Commissioner Edward Pustka, and adopted by Commissioner Edward Pustka, Judge Tramer Woytek, Commissioner R. W. Brown and Commissioner Dennis Kocian voting AYE and none voting NO, and with Commissioner Ronald Berckenhoff ABSTAINING, IT IS HEREBY ORDERED to remove Item #16 because Item #16 and Item #24 are duplicates.

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 approve the consent agenda with the modification.

13. Minutes of December 23, 2013 Regular Meeting.
14. Minutes of December 30, 2013 Special Called Meeting.
15. Continuing Education Certificate for Commissioner Edward Pustka, Pct. #1 thru the 91st Annual County Judges and Commissioners Association Conference, October 7-10, 2013.
16. Lavaca County Road Special Use Agreement/Permit between Sabine Oil & Gas, LLC and Lavaca County Precinct #2 to include LCR #271.
17. Lavaca County Road Special Use Agreement/Permit between GeoSouthern Energy and Lavaca County Precinct #3 to include LCR #336.
18. Lavaca County Road Special Use Agreement/Permit between Cantera Energy LLC and Lavaca County Precinct #1 to include Lavaca County Roads #152, #158, #14, #1, #15, #15A and #15AA.
19. Lavaca County Road Special Use Agreement/Permit between Cantera Energy LLC and Lavaca County Precinct #4 to include Lavaca County Roads #14, #438, #440, #441, #444 and #1.
20. Lavaca County Road Special Use Agreement/Permit between Penn Virginia and Lavaca County Precinct #2 to include LCR #532F.
21. Lavaca County Road Special Use Agreement/Permit between Penn Virginia and Lavaca County Precinct #3 to include LCR #349 and LCR #347.
22. Lavaca County Road Special Use Agreement/Permit between EOG Resources, Inc. and Lavaca County Precinct #3 to include LCR #298, LCR #351 and LCR #351A.
23. Carol Berkenhoff, granting Lavaca County Precinct #2 permission to enter property on LCR #260 for the purpose of clearing the Right of Way and correcting drainage problems along said roadway.
24. Lavaca County Road Special Use Agreement/Permit between Sabine Oil & Gas, LLC and Lavaca County Precinct #2 to include LCR #271. (Gillespie Unit).
25. Lavaca County Road Special Use Agreement/Permit between Sabine Oil & Gas, LLC and Lavaca County Precinct #2 to include LCR #271. (Molnoskey Unit).
26. Tax Assessor-Collector Report as per 31.10 of the Property Tax Code.
27. County Auditor Monthly and Quarterly Reports.
28. Monthly County Treasurer Report, Quarterly County Report, Quarterly Investment Report and Public Financial Report.
29. County Officials' reports.

30. Budget Amendments, if any

31. Claims

Court members signing of paperwork related to items above

Adjournment by Presiding Officer

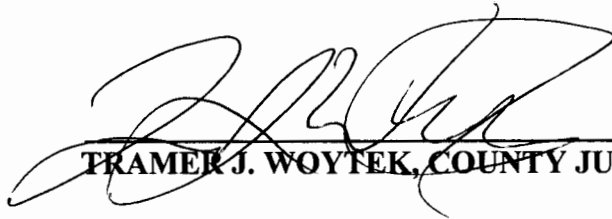
STATEMENT OF APPROVAL

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 January 13, 2014 are
this day approved as submitted.**

Signed this the 27th day of January, A.D. 2014.


TRAMER J. WOYTEK, COUNTY JUDGE

ACKNOWLEDGED:


ELIZABETH A. KOUBA, COUNTY CLERK

