

THE STATE OF TEXAS)(

COUNTY OF LAVACA)(

The Lavaca County Commissioners' Court met in a Regular Called Meeting on Monday, July 22nd, 2013 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: Rebecca DeLuna Perez, Shana Opela, Deborah A. Sevcik, Jim Appelt, Brad Cutright, Kathy Bailey, Daniel Brown, Dana Pohler, Sherry T. Henke, Alton E. Brown Sr., Karen Bludau, Stuart Fryer, 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.

Under Public Communications Brad Cutright, Cutright & Allen Architects from LaGrange addressed the court. He thanked everyone for the opportunity to work with Debi, Margaret, her staff, this court and the previous court on the renovations of the new Tax Assessor Office. They only have one sign to put up to be in ADA Compliance. He presented a check to Lavaca County in the amount of \$1000 for reimbursement of fees and stated that they are available if the County has any more projects.

1. Energy Savings Proposal from Andy MacDonald with Way Service, Ltd. (County Judge)

Moved by Judge Tramer Woytek, Seconded by Commissioner Ronald Berckenhoff, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to table this item until the next meeting.

2. Fees in accordance with Texas Transportation Code Section 502.401 County Road and Bridge Fee and Section 502.403 Child Safety Fee for the calendar year 2014. (County Judge)

Moved by Commissioner Dennis W. Kocian, Seconded by Commissioner R. W. Brown, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to keep the fees the same as last year being \$10 with Texas Transportation Code Section 502.401 County Road and Bridge Fee and not collecting the Child Safety Fee.

3. Ratify Proclamation Honoring Justus August Mertz Sr. on his 100th birthday. (County 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 ratify the Proclamation Honoring Justus August Mertz Sr. on his 100th birthday.

4. Approve 2014 Sheriffs' and Constables' Fees. (County Judge)

Moved by Commissioner Dennis W. 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 2014 Sheriffs' and Constables' Fees as listed:

Fee Name	Fee Amount
Notices:	
Subpoenas	\$80.00
Summons	\$ 80.00
Writ of Attachment	\$ 175.00
Writ of Garnishment	\$ 100.00
Writ of Sequestration	\$ 175.00
Orders of Sale	\$ 175.00
Writ of Possession	\$ 175.00
Forcible Detainer	\$ 80.00
Writ of Execution	\$ 175.00
Service Fees:	
Small Claims Citation	\$ 75.00
Justice Court Citation	\$ 75.00
All Other Courts' Citations	\$ 75.00
Other Service Fees:	
Posting Citations	\$ 20.00

5. Select a realtor for the sale of property located at 204 E. Fourth Street, Hallettsville, Texas. Legal description: Hallettsville (Townsite), Blk 12-FR and formerly known as the Lavaca County Tax Assessor-Collector building and property located at 200 N. Main, Hallettsville, Texas as prescribed by Local Government Code Section 263.008. (County Judge)

Moved by Commissioner Edward Pustka, Seconded by Commissioner Dennis Kocian, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to accept J. A. Loreda Properties as realtor for the properties listed.

6. Lavaca County's 2013-2014 Health Insurance Renewal with Texas Association of Counties Health and Employee Benefits Pool. (Auditor)

Moved by Commissioner Dennis W. 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 Lavaca County's 2013-2014 Health Insurance Renewal Policy with Texas Association of Counties Health and Employee Benefits Pool.

7. 2014 Texas County and District Retirement System Plan provisions and authorize County Judge to sign plan provision documents. (Auditor)

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 rate of 16.12% for the Texas County and District Retirement System Plan provisions and authorize County Judge to sign plan provision documents.

8. Contract and Agreement for Secure Short-Term Detention of Juvenile Offenders, Victoria County Juvenile Justice Center. (Probation)

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 Contract and Agreement for Secure Short-Term Detention of Juvenile Offenders for Victoria County Juvenile Justice Center.

9. Ratify Proclamation designating July 21, 2013 through July 27, 2013 as National Probation, Parole and Community Corrections Officer Week. (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 Ratify the Proclamation designating July 21, 2013 through July 27, 2013 as National Probation, Parole and Community Corrections Officer Week.

10. Accept retirement of Diane Kallus, 1st Assistant County Auditor, effective September 30, 2013. (County Auditor)

Moved by Commissioner Dennis W. Kocian, Seconded by Commissioner Ronald Berckenhoff, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to accept the retirement of Diane Kallus, 1st Assistant County Auditor, effective September 30, 2013.

11. Appointments to the General Assembly and Board of Directors for Golden Crescent Regional Planning Commission for term effective September 1, 2013 through August 31, 2014. (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 appoint to the General Assembly and Board of Directors for Golden Crescent Regional Planning Commission for the term effective September 1, 2013 through August 31, 2014. The individuals are Commissioner Dennis W. Kocian and Judge Tramer J. Woytek.

12. Approval for changes in positions and/or grade changes 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 approve the changes in positions and/or grade changes for Precinct #3.

13. Lavaca County Attorney, Stuart Fryer's attendance at the Dallas County Children's Advocacy Center Crimes Against Children Conference August 12-15, 2013 with Norma's House sponsoring registration fees and hotel expenses. (County Attorney)

Moved by Commissioner R. W. Brown, Seconded by Commissioner Dennis W. Kocian, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to send Stuart Fryer to attend the Dallas County Children's Advocacy Center Crimes Against Children Conference August 12-15, 2013 with Norma's House sponsoring registration fees and hotel expenses.

14. Hire Joshua Horton as a jailer, effective July 8, 2013 with a starting salary of \$31,498.48. (Sheriff)

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 hire Joshua Horton as a jailer, effective, July 8, 2013 with a starting salary of \$31,498.48.

15. Promotion of Matthew Keller to Jail Corporal, effective July 22, 2013, with a starting salary of \$32,613.00. (Sheriff)

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 promote Matthew Keller to Jail Corporal, effective July 22, 2013, with a starting salary of \$32,613.00.

16. Declare as surplus property: Salvajor garbage disposal, model #200 208/3, property tag #012493. (Sheriff)

Moved by Commissioner Dennis W. Kocian, Seconded by Commissioner Ronald Berckenhoff, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to declare as surplus property: Salvage garbage disposal, model #200 208/3, property tag #012493.

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 accept the consent agenda.

17. Minutes of July 8, 2013 Regular Meeting.

18. Tax Assessor-Collector Report as per 31.10 of the Property Tax Code for June 2013.

19. Certificate of Liability Insurance for Quality Hot Mix, Inc./Quality Hot Mix Trucking, Inc.

20. Lavaca County Road Special Use Agreement/Permit between Penn Virginia and Lavaca County Precinct #3 to include LCR #298 and LCR #351.

21. Ken Schoenfeld, granting Lavaca County Precinct #2 permission to enter property on LCR #283 for the purpose of clearing the Right-of-Way and correcting drainage problems along said roadway.

22. Budget Amendments, if any

23. Claims

Court members signing of paperwork related to items above

Adjournment by Presiding Officer

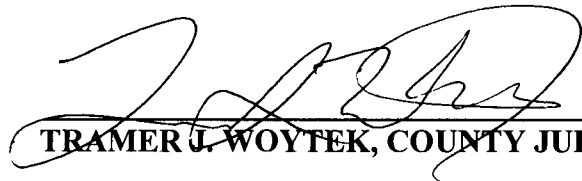
STATEMENT OF APPROVAL

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 July 22nd, 2013 are
this day approved as submitted.**

Signed this the 12th day of August, A.D. 2013.


TRAMER J. WOYTEK, COUNTY JUDGE

ACKNOWLEDGED:


ELIZABETH A. KOUBA, COUNTY CLERK

