

THE STATE OF TEXAS)(

COUNTY OF LAVACA)(

The Lavaca County Commissioners' Court met in a Regular Called Meeting on Monday, March 10, 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: Shana Opela, Kathy Shepard, Deborah A. Sevcik, Jim Appelt, Dana Pohler, Theresa Kostelnik, Patty Grahmann, Charles Greive, Alton E. Brown Sr., Colin Davis, Stuart Fryer 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 of Lavaca County Annual Report from Michele Etzler with Texas Department of State Health Services and Steve Hannemann with Emergency Preparedness . (County Judge)

Theresa Kostelnik gave the report in the absence of Michele Etlzer and Colin Davis gave the presentation with Emergency Preparedness.

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 presentation of Lavaca County Annual Report of Texas Department of State Health Services and Emergency Preparedness.

2. Declare as surplus property: HP Deskjet 5150 Printer, Tag 7018. (Commissioners Office)

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: HP Deskjet 5150 Printer, Tag 7018.

3. Accept resignation of Elenora Fishbeck and Josie Ohnheiser from the Lavaca County Senior Citizens Program. (County Coordinator)

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 resignation of Elenora Fishbeck and Josie Ohnheiser from the Lavaca County Senior Citizens Program.

4. Hire Rhonda Wittman as a substitute employee at the Moulton Center at the rate of \$7.25 per hour and she will work only when needed. (County Coordinator)

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 hire Rhonda Wittman as a substitute employee at the Moulton Center at the rate of \$7.25 per hour and she will work only when needed.

5. Hire Yolanda Miranda as a substitute employee at the Yoakum Center at the rate of \$7.25 per hour and she will work only when needed. (County Coordinator)

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 hire Yolanda Miranda as a substitute employee at the Yoakum Center at the rate of \$7.25 per hour and she will work only when needed.

6. Accept resignation of Justice of the Peace Precinct #2, Carol Renner. (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 resignation of Justice of the Peace Precinct #2, Carol Renner.

Judge stated that the resignation will be made effective at the time of this approval, subsequent to the next item.

7. Appoint Travis Hill as Justice of the Peace Precinct #2. (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 Travis Hill as Justice of the Peace for Lavaca County Precinct #2.

8. Approve classification change for Paula Walker from temporary/part-time to part-time assistant for Lavaca County Judge and approve her bond. (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 approve the classification change for Paula Walker from temporary/part-time to part-time assistant for Lavaca County Judge and approve her bond.

County Auditor, Shana Opela stated that there was no coordination with her office prior to her starting on February 3rd. According to our policy which states: In coordination with the County Auditor's Office, the Department Heads should get with them to let them know. She knew nothing about it until Paula came in to fill out paperwork. There was no public announcement and no competitive consideration for this position, which in the policy it does states may. Other departments may not have advertised and not publicly announced, but they did have enough respect to consult with her office to let them know that they were hiring another employee prior to them doing it. Plus, there was no drug test performed on Ms. Walker and that also is in accordance with the policy whether it is full time or part time.

Commissioner R. W. Brown stated that he thought that it should be made a full time position.

9. Presentation for FY 2013 Jail Commissary Audit as per Local Government Code 31.0415(d). (Audit)

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 presentation for FY 2013 Jail Commissary Audit as per Local Government Code 31.0415(d).

10. Per Local Government Code Section 111.0108, Certification of Unanticipated Revenue: W&D Recycling LLC \$365.75 for Precinct #4. (Auditor)

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 per Local Government Code Section 111.0108, Certification of Unanticipated Revenue: W&D Recycling LLC \$365.75 for Precinct #4.

11. Authorize County Judge to sign Texas Association of Counties renewal documentation for General Liability, Public Official Liability, Law Enforcement Liability, Auto Physical Liability and Auto Liability insurance coverage for Lavaca County. (Auditor)

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 authorize County Judge to sign Texas Association of Counties renewal documentation for General Liability, Public Official Liability, Law Enforcement Liability, Auto Physical Liability and Auto Liability insurance coverage for Lavaca County.

12. Executive Session:

The court went into closed Executive Session.

Receive procedural legal advice from the Lavaca County Attorney pursuant to Government Code §551.071 regarding pending or contemplated litigation.

The court reconvened in open session.

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.

13. Minutes of February 24, 2014 Regular Meeting.

14. Lavaca County Road Special Use Agreement/Permit between Ballard Exploration Co. Inc. and Lavaca County Precinct #1 to include LCR #146.

15. Lavaca County Road Special Use Agreement/Permit between GeoSouthern Energy and Lavaca County Precinct #2 to include LCR #259.

16. Acknowledge revenue from sale of scrap iron to W&D Recycling, LLC in the amount of \$365.75.

17. County Judges & Commissioners Association of Texas Annual Dues in the amount of \$1,100.00.

18. 2014 Annual Membership Dues South Texas County Judges' and Commissioners' Association in the amount of \$300.00.

19. Lavaca County Road Special Use Agreement/Permit between GeoSouthern Energy and Lavaca County Precinct #2 to include LCR #271.

20. Lavaca County Road Special Use Agreement/Permit between Penn Virginia and Lavaca County Precinct #2 to include LCR #285.

21. Lavaca County Road Special Use Agreement/Permit between Penn Virginia and Lavaca County Precinct #3 to include LCR #353 and LCR #351.

22. Lavaca County Road Special Use Agreement/Permit between Penn Virginia and Lavaca County Precinct #3 to include LCR #349.

23. County Treasurers' Association of Texas 2013 Certificate of Compliance Continuing Education for Karen Bludau for completing 20 hours.

24. County Treasurers' Association of Texas 2013 Certificate of Compliance Public Funds Investment Act for Karen Bludau for completing 10 hours.

25. County Treasurer Monthly and Public Financial Reports.

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

27. County Officials' Reports.

28. Claims

Court members signing of paperwork related to items above

Adjournment by Presiding Officer

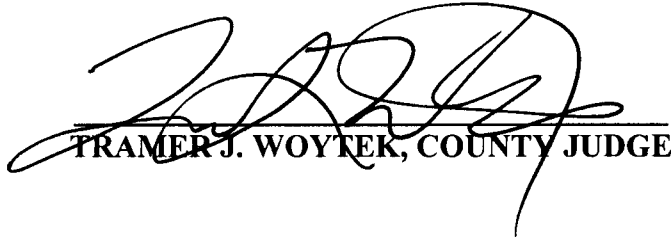
STATEMENT OF APPROVAL

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

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


TRAMER J. WOYTEK, COUNTY JUDGE

ACKNOWLEDGED:


ELIZABETH A. KOUBA, COUNTY CLERK

