

THE STATE OF TEXAS )(

COUNTY OF LAVACA )(

The Lavaca County Commissioners' Court met in a Regular Called Meeting on Monday, September 9th, 2013 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: Shana R. Opela, Dana Pohler, Deborah A. Sevcik, Jim Appelt, Carol Pugh, Alton E. Brown Sr., Karen Bludau, Charles Greive, Micah Harmon, Sherry T. Henke, Elizabeth A. Kouba 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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Public Hearing to approve the collection of the \$10.00 District Court Records Archive Fee for the preservation and restoration services performed by the District Clerk per HB 1513 beginning January 1, 2014.

Judge Tramer Woytek opened the Public Hearing to approve the collection of the \$10.00 District Court Records Archive Fee. Sherry Henke, District Clerk asked that the Court approve the collection.

Judge Tramer Woytek closed the Public Hearing.

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Public Hearing to approve the collection of the \$10.00 Records Management and Preservation Fee for filing documents in the office of the County Clerk per HB 1513 beginning January 1, 2014.

Judge Tramer Woytek opened the Public Hearing to approve the collection of the \$10.00 Records Management and Preservation Fee for filing documents. Elizabeth Kouba, County Clerk asked that the Court continue the plan. She has been able to utilize it by having a much needed scan project going because some microfilm was going bad. The project is not completed and continuing the \$5.00 fee and then adhering to HB 1513 in January would be greatly utilized.

Judge Tramer Woytek closed the Public Hearing.

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County Clerk, Elizabeth Kouba stated that her office will be closing at noon on September 17, 2013. The Texas Attorney General is sending a representative to do Acknowledgment of Paternity Training. Her staff will need this because the office is becoming a Local Registrar effective October 1 and the training will be needed to adhere to those requirements.

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1. Approve plan for collecting the District Clerk's Technology Fee to fund the preservation and restoration of the District Clerk's records. (District Clerk)

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 plan for collecting the District Clerk's Technology Fee to fund the preservation and restoration of the District Clerk's records at \$10.

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2. Approve plan for collecting the Records Management and Preservation Fee for filing documents in the office of the County Clerk. (County Clerk)

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 plan for collecting the Records Management and Preservation Fee for filing documents in the office of the County Clerk at \$10.

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3. Adopt 2013 Tax Rate. (County Judge)

Moved by Judge Tramer Woytek, Seconded by Commissioner Ronald Berckenhoff, and adopted by all members present raising their right hand voting AYE and none raising their hand voting NO, IT IS HEREBY ORDERED to move that the property tax rate will increase by the adoption of tax rate of: .3164 - M & O, .0249 for Debt and .1006 for FMR totaling .4419, which is effectively a 7.83 percent increase in the tax rate.

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4. Separate vote required according to Local Government Code 111.008 (c) that the budget will raise more total property taxes than last year's budget by \$597,081 or 8.70% and of that amount, \$84,425 is tax revenue to be raised from new property added to the tax roll this year. (County Judge)

Moved by Judge Tramer Woytek, Seconded by Commissioner Edward Pustka, and adopted by all members present raising their right hand voting AYE and none raising their right hand voting NO, IT IS HEREBY ORDERED for the vote to be approved that the budget will raise more total property taxes than last year's budget by \$597,081 or 8.70% and of that amount, \$84,425 is tax revenue to be raised from new property added to the tax roll this year.

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5. Approval of Lavaca County Sheriff Seizure Budget as per Chapter 59, Article 59.06 of the Code of Criminal Procedure. (Auditor)

Moved by Commissioner Edward Pustka, 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 Lavaca County Sheriff Seizure Budget as per Chapter 59, Article 59.06 of the Code of Criminal Procedure.

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6. Fee increase for record Archive Fees and Records Management and Preservation Fee per HB 1513 and filing fee increase per HB 2302. (District 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 approve the fee increase for Record Archive Fees and Records Management and Preservation Fee per HB 1513 and filing fee increase per HB 2302 at \$10.

7. Hire full time Road Hand for Lavaca County Precinct #2. (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 hire Mark Kalich as a Heavy Equipment Operator/Truck Driver CDL Class A. Grade 5 minimum Quartile with a starting salary of \$29,743.00 effective September 10, 2013. This is a budgeted full time position for Precinct #2. It is also pending the outcome of the pre-employment physical and drug screening.

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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.

The Tax Assessor-Collector Report from Item #12 was not turned in.

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 remove Item #12 from the consent agenda.

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 the consent agenda as amended.

- 8. Minutes of August 22, 2013 Special Called Meeting.
- 9. Minutes of August 26, 2013 Regular Meeting.
- 10. County Auditor Monthly Report.
- 11. County Treasurer Monthly and Public Financial Reports.
- 12. Tax Assessor-Collector Report as per 31.10 of the Property Tax Code.
- 13. County Officials' Reports.
- 14. Budget Amendments, if any
- 15. Claims

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Court members signing of paperwork related to items above

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Adjournment by Presiding Officer

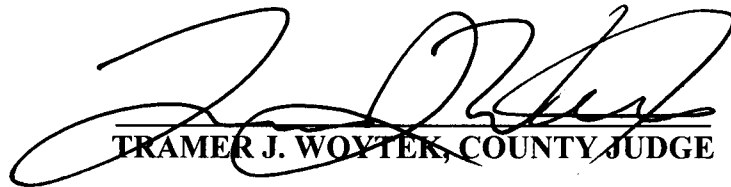
**STATEMENT OF APPROVAL**

**THE STATE OF TEXAS ]**

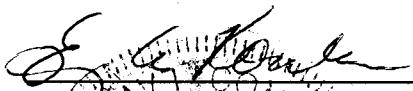
**COUNTY OF LAVACA ]**

**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 September 9th, 2013 are  
this day approved as submitted.**

**Signed this the 23rd day of September, A.D. 2013.**

  
**TRAMER J. WOYTEK, COUNTY JUDGE**

**ACKNOWLEDGED:**

  
**ELIZABETH A. KOUBA, COUNTY CLERK**

