, County Judge

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 August 12, 2019

are this day approved as submitted.

ATTEST:

Mizaheth A. Kouba

Famer J. Woytek

THE STATE OF TEXAS)(COUNTY OF LAVACA)(

Regular Meeting August 12, 2019

The Lavaca County Commissioners' Court met in a Regular Called Meeting on Monday, August 12, 2019 at 10:00 A. M. in the Lavaca County Commissioners' Courtroom, 1st Floor, in Hallettsville, Texas.

Present:

County Judge Tramer J. Woytek Edward Pustka, Commissioner Pct. 1 Ronald Berckenhoff, Commissioner Pct. 2 Neil F. Bates, Jr., Commissioner Pct. 3 Dennis W. Kocian, Commissioner Pct. 4 Elizabeth A. Kouba, County Clerk

The attached sheets contain the names of the citizens and officials that were in attendance.

Roll Call:

All members of the court were present.

The meeting was called to order by <u>Judge Tramer J. Woytek</u>, followed by the Pledge of Allegiance and Pledge to the Texas Flag by <u>Commissioner Neil F. Bates</u>, <u>Jr.</u>

Discussion and/or Action Agenda:

1. 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 2018 2020. (Judge)

Moved by Dennis W. Kocian, seconded by Commissioner Neil F. Bates, Jr.

"I make a motion 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 2020 and use Option A - no change in this county's fees for 2020."

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct.1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Neil F. Bates, Jr., Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried Court Order: 17720

2. Announce Special Called Commissioners Court Meeting for August 19, 2019 at 9:00 AM for public hearing on proposed budget. (Judge)

Moved by Judge Tramer J. Woytek, seconded by Commissioner Ronald Berckenhoff.

"I put that in the form of a motion."

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct.1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Neil F. Bates, Jr., Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried Court Order: 17721

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

3. Appointments to the General Assembly and Board of Directors for the Golden Crescent Regional Planning Commission for the term effective September 1, 2019 through August 31, 2020. (Judge)

Moved by Commissioner Edward Pustka, seconded by Commissioner Neil F. Bates, Jr.

"I make a motion...for the current members on the Board of Directors to retain that position."

[Judge Tramer J. Woytek and Commissioner Dennis W. Kocian are the current members.]

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct.1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Neil F. Bates, Jr., Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried Court Order: 17722

4. Roxanne Aldridge with the Texas County & District Retirement System to present the Plan Assessment for Lavaca County Plan Year 2020. (Auditor)

Presentation given to the court by Roxanne Aldridge, Texas County & District Retirement System Representative. No action taken.

5. Accept resignation of Cliff Baker effective July 29, 2019. (Judge)

Moved by Judge Tramer J. Woytek, seconded by Commissioner Ronald Berckenhoff.

"I put that in the form of a motion."

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct.1	YES
Ronald Berckenhoff Commissioner Pct. 2	YES

Neil F. Bates, Jr., Commissioner Pct. 3 YES Dennis W. Kocian, Commissioner Pct. 4 YES

Motion Carried Court Order: 17723

6. Declare the items on the attached Exhibit A as surplus property. (County Clerk)

"I make a motion to declare the items on the attached Exhibit A as surplus property."

Moved by Commissioner Dennis W. Kocian, seconded by Commissioner Neil F. Bates, Jr.

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct.1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Neil F. Bates, Jr., Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried Court Order: 17724

7. Hire Luke Steffek as a road and bridge employee for Precinct #1, effective August 12, 2019 at Grade 4, mid-point. (Comm. Pct. 1)

"I make a motion to Hire Luke Steffek as a road and bridge employee for Precinct #1, effective August 12, 2019 at Grade 4, mid-point."

Moved by Commissioner Edward Pustka, seconded by Commissioner Ronald Berckenhoff.

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct.1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Neil F. Bates, Jr., Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried Court Order: 17725

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

8. Resolution authorizing the submission of a Community Development & Revitalization Hurricane Harvey Infrastructure Project Application to the General Land Office. (Judge)

Moved by Judge Tramer J. Woytek, seconded by Commissioner Dennis W. Kocian.

"I put that in the form of a motion."

County Judge Tramer J. Woytek

YES

Edward Pustka, Commissioner Pct.1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Neil F. Bates, Jr., Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried Court Order: 17726

9. 2019 Certified Values. (Tax Assessor)

Moved by Commissioner Dennis W. Kocian, seconded by Commissioner Ronald Berckenhoff.

Deborah A. Sevcik, Tax Assessor Collector, reported the 2019 Certified Values: Lavaca County Total Taxable Value \$2,438,258,351.00 and Farm to Market Total Taxable value is \$2,429,368,046.00.

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct.1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Neil F. Bates, Jr., Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried Court Order: 17727

10. 2019 Effective (No-New-Revenue) Tax Rate and Rollback (Voter Approval) Tax Rate. (Tax Assessor)

Moved by Commissioner Edward Pustka, seconded by Commissioner Ronald Berckenhoff.

Deborah A. Sevcik reported to the court that the 86th Texas Legislature changed the following terms: 1.) the "Effective Tax Rate" is now the "No-New-Revenue Tax Rate" and 2.) the "Roll Back Tax Rate" is now called the "Voter Approval Tax Rate".

She also reported the "Effective (No-New-Revenue) Tax Rate" for Lavaca County to be .4114 and the "Roll Back (Voter Approval) Tax Rate" to be .4468. The Farm to Market "Effective (No-New-Revenue) Tax Rate" to be .1121 and the "Roll Back (Voter Approval) Tax Rate" to be .1211.

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct.1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Neil F. Bates, Jr., Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried Court Order: 17728

[&]quot;I move to accept the Certified Values."

[&]quot;I make a motion to accept the presentation from our Tax Assessor Collector."

11. Discuss and/or Propose Tax Rate and set public hearing dates (if needed). (Judge)

Moved by Judge Tramer J. Woytek, seconded by Commissioner Edward Pustka.

"I will make a motion to propose the tax rate to be set at .5679, this is called The Voter approval rate, which is the highest rate that can be adopted without an election, so there will not be a requirement for an election even though it's called the Voter Approval Rate. I will also state in my motion, for the record, that this rate that we are adopting the .5679 which is lower than last year's rate of .5993 brings to fruition the prediction that our Tax Assessor makes where she says that when values go up, rates go down. The public hearing dates, in my motion, will be for August 21st as a special called meeting at 9 a.m. here in the Commissioners' Court room and the second meeting with be August 26th at 10 a.m. and will not be a special called meeting. It will be a regular called meeting in the Commissioners' Court room. And that is my motion."

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct.1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Neil F. Bates, Jr., Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried Court Order: 17729

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

12. Declare as surplus property: Toshiba eStudio 353 copier, Model DP-3540, No. CCG857506, Lavaca County Blue Tag #005139. (Sheriff)

Moved by Judge Tramer J. Woytek, seconded by Commissioner Neil F. Bates, Jr.

"I put that in the form of a motion."

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct.1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Neil F. Bates, Jr., Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried Court Order: 17730

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

13. Declare the items on the attached Exhibit B as surplus property. (Auditor)

Moved by Commissioner Dennis W. Kocian, seconded by Commissioner Neil F. Bates, Jr.

"I make a motion to declare the items on the attached Exhibit B as surplus property."

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct.1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Neil F. Bates, Jr., Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried Court Order: 17731

14. Hire Leighton Kacir as a road and bridge employee for Precinct #4, effective August 19, 2019 at Grade 4, 3rd Quartile. (Comm. Pct. 4)

Moved by Commissioner Dennis W. Kocian, seconded by Commissioner Neil F. Bates, Jr.

"I make a motion hire Leighton Kacir as a road and bridge employee for Precinct #4, effective August 19, 2019 at Grade 4, 3rd Quartile."

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct.1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Neil F. Bates, Jr., Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried
Court Order: 17732

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

15. Pre-Adjudication Detention Services Agreement between Lavaca County Juvenile Probation Department and Guadalupe County Juvenile Services. (Probation Department)

Moved by Judge Tramer J. Woytek, seconded by Commissioner Ronald Berckenhoff.

"I put that in the form of a motion."

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct.1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Neil F. Bates, Jr., Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried Court Order: 17733

Consent Agenda

- 16. Minutes of July 22, 2019 Regular Called Commissioners Court Meeting.
- 17. Certificate of Attendance presented to Karen Bludau for completion of 5 hours of instruction specific to the statutory requirements of the Texas Government Code Chapter 2256.008 of the Public Financial Investment Act at the 47th Annual County Treasurer's Continuing Education seminar.
- 18. Certificate of Attendance presented to Karen Bludau for completion of 24 hours of educational instruction during the 47th Annual County Treasurer's Continuing Education seminar.
- 19. Enter of record the Texas Association of Counties Health and Employee Benefits Pool Final Plan Selection Form as originally approved in Commissioners Court on July 8, 2019.
- 20. Baros Family Investment granting Lavaca County Precinct #2 permission to enter property located along LCR #291 for the purpose of purchasing water to set up various county roads with a purchase price of \$0.25 per 42-gallon barrel.
- 21. Lavaca County Road Special Use Agreement between Millennium Exploration Company, LLC and Precinct #4 to include LCR #449.
- 22. Lavaca County Personnel Policy updating Elected/Appointed Officials.
- 23. Lavaca County Road Special Use Agreement between Nuevo Dos Gathering and Transportation, LLC and Precinct #2 to include LCR #291, #292 and #293.
- 24. Application for Pipeline Permit for Nuevo Dos Gathering and Transportation, LLC and Precinct #2 to include LCR #291. (Crossing #1)
- 25. Application for Pipeline Permit for Nuevo Dos Gathering and Transportation, LLC and Precinct #2 to include LCR #291. (Crossing #2)
- 26. Lavaca County Road Special Use Agreement between Penn Virginia Oil & Gas LP and Precinct #2 to include LCR #285, #284 and #284A.
- 27. Colorado Valley Telephone Cooperative, Inc.'s request for approval for the installation of new buried fiber optic cable within the corridors of LCR #249 and W County Line Road.
- 28. Colorado Valley Telephone Cooperative, Inc.'s request for approval for the installation of a digital loop carrier (DLC) housing within the right of way of LCR #249.
- 29. County Auditor Monthly Report.
- 30. County Treasurer Monthly Report, Quarterly Investment Report and Public Financial Reports.

- 31. Tax Assessor Collector Report as per 31.10 of the Property Tax Code.
- 32. County Officials Reports:
 - a. Auditor's Cash Balance Report July 2019 Report
 - b. County Attorney Hot Check Collection Report June 2019
 - c. Constable Pct 1 July 2019 Report
 - d. Constable Pct 2 June 2019 Report
 - e. Constable Pct 3 June 2019 Report
 - f. Constable Pct 4 July 2019 Report
 - g. County Clerk LGS July 2019 Report
 - h. County Clerk Tyler July 2019 Report
 - i. County Clerk LGS Total Collections June 2019 Report Approved by Auditor
 - j. County Clerk Tyler Total Collections June 2019 Report Approved by Auditor
 - k. District Clerk May 2019 Report
 - 1. J.P. Pct 1 June 2019 Report
 - m. J.P. Pct 1 July 2019 Report
 - n. J.P. Pct 4 July 2019 Report
- 33. Claims and/or Payroll.
- 34. Budget Amendments, if any.

Approved.

Moved by Commissioner Ronald Berckenhoff, seconded by Commissioner Edward Pustka.

[&]quot;I make a motion to approve the consent agenda as it is."

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct.1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Neil F. Bates, Jr., Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried Court Order: 17734

Court members signing of paperwork related to items above.

Adjournment by Presiding Officer at 10:45 A.M.

Signature Roster			
Attendance at Commissioner's Court Meeting			
<u>August 12</u> , 2019			
	Blgular	_Called Meeting	
	Sign Here	Print Name Here	
1	Brian R Muller	BRIAN R MUELLER	
2	Hou to Wense	Lor, A. Wenshi	
3	Sitting	STUDET FRYEN	
4	Frank Fish	Frank Fish	
5	Inches Benere	Andrey Brillera	
6			
7			
8			
9			
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Signature Roster ., 2019 **ON** Called Meeting Sign Here **Print Name Here**

Minutes of Elizabeth A. Kouba, County Clerk, Lavaca County:

I, Elizabeth A. Kouba, County Clerk of Lavaca County, Texas, do hereby certify that the following Commissioners' Court Minutes are a true and correct record of the proceedings from the Commissioners Court Meeting on <u>August 12, 2019</u>.

(Seal)

ATTEST

Elizabeth A. Kouba, County Clerk & Ex-Officio Clerk of Commissioners' Court of Lavaca County, Texas

Signed this /4 day of day of least County Cler

All items are located in the Lavaca County Courthouse Annex, 412 N. Texana, Hallettsville, TX 77964. ALL EQUIPMENT LISTED IS TO BE SOLD AS IS.

Surplus Items:

Department	LAVACA COUNTY CLERK 412 N. Texana, Hallettsville, TX 77964	Date	August 1, 2019
Performed By	Susan Opela for Elizabeth A. Kouba		

Item Description	Serial No./Tag No.	Condition
Dell Computer Tower-Opti Plex 3020	Lavaca County Tag No. 015273 SERV TAG 1HRZRW1	Hard drive removed Good
Dell Computer Tower – Slim –Opti Plex 390	Lavaca County Tag No. 015270 SERV TAG 91BW9R1	Hard drive removed Good
Dell Computer Tower Opti Plex 3020	Lavaca County Tag No. 015274 SERV TAG 9ZN6KO2	Hard drive removed Good
Dell Computer Tower -Opti Plex 3020	Lavaca County Tag No. 015276 SERV TAG 9ZP7KO2	Hard drive removed Good
Dell Computer Tower -Opti Plex 3020	Lavaca County Tag No. 015277 SERV TAG 9ZQ6KO2	Hard drive removed Good
Dell Computer Tower Opti Plex 3020	Lavaca County Tag No. 015281 SERV TAG 9ZR7K02	Hard drive removed Good
Dell Computer Tower Opti Plex 3020	Lavaca County Tag No. 015280 SERV TAG 9ZR6K02	Hard drive removed Good
Dell Computer Tower –Opti Plex 3020	Lavaca County Tag No. 015278 SERV TAG 9ZS6K02	Hard drive removed Good
Dell Computer Tower -Opti Plex 3020	Lavaca County Tag No. 015289 SERV TAG 782CK02	Hard drive removed Good
Dell Computer Tower - Opti Plex 3020	Lavaca County Tag No. 015275 SERV TAG 9ZP6K02	Hard drive removed Good
Dell Computer Tower Opti Plex 3020	Lavaca County Tag No.015283 SERV TAG 9ZQ7K02	Hard drive removed Good
Dell Computer Tower –Opti Plex 3020	Lavaca County Tag No. 015282 SERV TAG 9ZR8K02	Hard drive removed Good
Dell Computer Tower –Opti Plex 3020	Lavaca County Tag No. 002781 SERV TAG 26XLCX1	Hard drive removed Good
Dell Monitor S/N CN-ONDMRP-74261-32I-27WU	No tag	NOT WORKING
Dell Monitor S/N CN-OKW14V-74261-43B-4NUL	No Tag	NOT WORKING
Dell Monitor S/N CN-OKW14V-74261-43B-4NNL	No tag	NOT WORKING
Dell Keyboard KB212-B CN-ODJ454-71581-2CC-B7I-AOO	No tag	WORKS
Dell Keyboard KB212-B CN-ODJ454-71581-3C8-OFIZ-AO1	No tag	WORKS
Dell Keyboard KB212-B CN-04G481-7616-3B1-OSOG-AOO	No tag	WORKS

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Dell Keyboard KB212-B CN-ODJ454-71581-3C8-OFJA-AO1	No tag	WORKS
Dell Keyboard KB212-B CN-ODJ454-71581-31U-OEDM-AOO	No tag	WORKS
Dell Keyboard KB212-B CN-ODJ454-71581-3C8-OFJG-AO1	No tag	WORKS
HP Keyboard model SK-1688 P/N:333533-001 S/N co510270773	No tag	WORKS
APC – HCSS USP Battery Backup Surge Protection SMX750 A 51346125542	No tag	Does not Work
Dell Printer CN-OXY7XJ-48734-3AU-OAV8	Serv tag 389GSS1	Does not work
UNIFI SWITCH 48 US-48-500W	Serial No.GB4FBE457A3F6 No tag	Does not work
Nakajima Typewriter AE-830	Lavaca County Tag No. 015260	Does not work
IBM Think Pad laptop RVQGC-864RB-FHYJM-TGT4Q-3Y9KM	Lavaca County Tag No. 001602	Hard drive removed WORKS
Dell Latitude E5500 Laptop 34784145649 S/N: FZ9KYK1	Lavaca County Tag No. 002735	Hard drive removed WORKS
Dell Laptop (silver) RF97W-MTRMW-TV7DY-MF9KP-PXYJJ	Lavaca County Tag No. 015263	Hard Drive removed WORKS
Canon Calculator MP21DX 2002322	Lavaca County Tag No.008038	Does not work
Canon Calculator MP21DX 2025387	Lavaca County Tag No. 008041	Printer does not work
Dell Mouse PPID: CN-09RRC7-48729-41R-1ESC	No tag	Good
Dell Mouse PPID: CN-011D3V-71581-2C3-0Z00	No tag	Good
Dell Mouse PPID: CN-09RRC7-48729-412-OHV2	No Tag	Good
Dell Mouse (server B) PPID: CN-011D3V-71581-26P-OJFZ	No Tag	Good
HP Mouse P/N 333530-001 S/N P0601001023	No tag	BRAND NEW
Misc. Computer Cables, Connectors, and Cords		
Dell Monitor S/N: CN-ONDMRP-74261-31B-2CEU	No Tag	Not working
Dell Monitor S/N: CN-OKW14V-74261-43F-7CML	No Tag	Not Working

36 drawer Filing Cabinet	Lavaca County Tag No. 013466	Good to fair w/ worn paint
36 drawer Filing Cabinet	Lavaca County Tag No. 013480	Good to fair w/ worn paint
36 drawer Filing Cabinet	Lavaca County Tag No. 013479	Good to fair w/ worn paint
36 drawer Filing Cabinet	Lavaca County Tag No. 013475	Good to fair w/ worn paint
36 drawer Filing Cabinet	Lavaca County Tag No. 013477	Good to fair w/ worn paint
36 drawer Filing Cabinet	Lavaca County Tag No. 013476	Good to fair w/ worn paint
2- Drawer Index card Filing Cabinet	Lavaca County Tag No. 015010	Good
2- Drawer index card Filing Cabinet	Lavaca County Tag No. 015009	Good
2- Drawer index card Filing Cabinet	Lavaca County Tag No. 015007	Good
2- Drawer index card Filing Cabinet	Lavaca County Tag No. 015012	Good
2- Drawer index card Filing Cabinet	Lavaca County Tag No. 015011	Good
File Cabinet	Lavaca County Tag No. 013463	Good

Rolling Desk Chair (red)	Lavaca County Tag No. 008029	Broken
Rolling Desk Chair (black)	Lavaca County Tag No. 015196	Broken
Rolling Desk Chair (Grey)	No tag SS03892	Broken

EXHIBIT B

Lavaca County Auditor's Office

Description	Serial Number	Lavaca County Number
HP LaserJet P4515	CNDY357907	#000721
Dell Optiplex 390 Computer	13364266177	#007206
Dell Optiplex 390 Computer	13364312833	#007205
Fujitsu fi-5120C Scanner	86 251	#000170
Fujitsu fi-5120C Scanner	49999	#000151
Fujitsu fi-5120C Scanner	49668	#000150
Microsoft Keyboard	65809615744	-
Dell Keyboard	CN-01HF2Y-71616-215-02LB-AOO	_
Dell Mouse	CN-09RRC7-44751-22E-OEBN	_
Dell Mouse	CN-09RRC7-44751-22E-OEBQ	•
Canon CP1213D 10 key calculator	268083	#007101
Hanging File Stand with Hangers	N/A	
36 Drawer Filing Cabinet	N/A	-