

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 August 22, 2022. are this day approved as submitted.

Signed this the 12 day of ~~October~~^{MM} Sept.^{MM}, 2022, A.D.

[Signature], County Judge
Mark Myers

ATTEST:

[Signature], County Clerk
Elizabeth A. Kouba [Signature]



THE STATE OF TEXAS)(
COUNTY OF LAVACA)(

Regular Meeting Monday, August 22, 2022

Lavaca County Commissioners' Court met in a Regular Called Meeting on Monday, August 22, 2022 at 10:00 AM, in the Lavaca County Commissioners' Courtroom, 1st Floor, in Hallettsville, Texas,

Present:

- Mark Myers, County Judge
Edward Pustka, Commissioner Pct. 1
Ronald Berckenhoff, Commissioner Pct. 2
Kenny W. Siegel, Commissioner Pct. 3
Dennis W. Kocian, Commissioner Pct. 4
Elizabeth A. Kouba, Lavaca County Clerk

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

Confirm Quorum with Roll Call (please turn off cell phones and sign in):

All members of the court were present.

Call to Order and Welcome

The meeting was called to order by County Judge Mark Myers.

Invocation, Pledge of Allegiance and Pledge to the Texas Flag by County Judge Mark Myers

Opened by County Judge Mark Myers at 10:00 AM.

*** PUBLIC HEARING to continue the collection of the \$10.00 Records Management and Preservation Fee for filing documents in the office of the County Clerk.

Closed at 10:01 AM.

Opened by County Judge Mark Myers at 10:01 AM.

*** PUBLIC HEARING on Proposed Tax Rate.

Closed at 10:13 AM.

Opened by County Judge Mark Myers at 10:13 AM.

*** PUBLIC HEARING on Proposed Lavaca County 2022-2023 Budget.

Closed at 10:13 AM.

Frank Fisher spoke at the Public Hearing.

Discussion and/or action agenda:

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

"I make a motion to approve plan for collecting the Records Management and Preservation Fee for filing documents in the office of the County Clerk."

Moved by Commissioner Dennis W. Kocian, seconded by Commissioner Kenny W. Siegel.

- County Judge Mark Myers YES
Edward Pustka, Commissioner Pct. 1 YES

Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 18645

2. Approve plan for collecting the District Clerk's Records Management and Preservation fee to fund records management and preservation services for documents in the District Clerk's Office. (District Clerk)

“I make a motion to approve plan for collecting the District Clerk's Records Management and Preservation fee to fund records management and preservation services for documents in the District Clerk's Office.”

Moved by Commissioner Kenny W. Siegel, seconded by Commissioner Dennis W. Kocian.

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 18646

3. Per Local Government Code 152.013 (a), set the salary, expenses and other allowances of elected or precinct officers. (Judge)

“I make a motion Per Local Government Code 152.013 (a), I move set the salary, expenses and other allowances of elected or precinct officers.”

Moved by County Judge Mark Myers, seconded by Commissioner Ronald Berckenhoff.

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 18647

4. Per Local Government Code 111.008 (c), this budget will raise more revenue from property taxes than last year's budget by an amount of \$2,141,488.00, which is a 15.57 percent increase from last year's budget. The property tax to be raised from new property added to the tax roll this year is \$2,064,833.00. (Judge)

“I make my motion to approve as I just read.” “Per Local Government Code 111.008 (c), this budget will raise more revenue from property taxes than last year's budget by an amount of \$2,141,488.00, which is a 15.57 percent increase from last year's budget. The property tax to be raised from new property added to the tax roll this year is \$2,064,833.00.”

Moved by County Judge Mark Myers, seconded by Commissioner Edward Pustka.

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 18648

5. Adopt the 2022-2023 Budget. (Judge)

“I make a motion to adopt the 2022-2023 Budget as presented.”

Moved by Commissioner Dennis W. Kocian, seconded by Commissioner Kenny W. Siegel.

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Judge Mark Myers called for a roll call vote as follows:

Edward Pustka, Commissioner Pct. 1	FOR
Ronald Berckenhoff, Commissioner Pct. 2	FOR
Kenny W. Siegel, Commissioner Pct. 3	FOR
Dennis W. Kocian, Commissioner Pct. 4	FOR
County Judge Mark Myers	FOR

Motion Carried

Court Order: 18649

6. Adopt the 2022 Tax Rate. (Judge)

“I move that we adopt Property Tax Rate of .4090 for M & O - No Debt Tax Rate and a .1149 Farm to Market for a total of .5239.”

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

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Judge Mark Myers called for a roll call vote as follows:

Edward Pustka, Commissioner Pct. 1	FOR
Ronald Berckenhoff, Commissioner Pct. 2	FOR
Kenny W. Siegel, Commissioner Pct. 3	FOR
Dennis W. Kocian, Commissioner Pct. 4	FOR
County Judge Mark Myers	FOR

Motion Carried

Court Order: 18650

7. Appointment for County Election Precinct Presiding and Alternate Judges, Election Clerks, Early Voting Ballot Board Members and Central Counting Station Personnel. (Election Administrator)

“I make a motion for Appointment for County Election Precinct Presiding and Alternate Judges, Election Clerks, Early Voting Ballot Board Members and Central Counting Station Personnel.”

Moved by Commissioner Kenny W. Siegel, seconded by Commissioner Dennis W. Kocian.

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried
Court Order: 18651

8. Approve proposal for Architectural Services with RMA Architects & Interior Designers for the Lavaca County Annex Archives expansion in the amount of \$45,000.00. Project to be paid out of the Dickson Allen Foundation Grant. (Records Management)

“I make a motion to approve proposal for Architectural Services with RMA Architects & Interior Designers for the Lavaca County Annex Archives expansion in the amount of \$45,000.00. Project to be paid out of the Dickson Allen Foundation Grant.”

Moved by Commissioner Dennis W. Kocian, seconded by Commissioner Kenny W. Siegel.

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried
Court Order: 18652

Commissioners Court thanked the Dickson Allen Foundation for their Generosity.

9. Approve of short-term detention contracts for Hays County Juvenile Center, Fort Bend County Juvenile Detention Facility, San Patricio County Juvenile Detention Facility & Atascosa County Juvenile Detention Center. (Keith Garner, Probation)

“Your Honor, I move to approve of short-term detention contracts for Hays County Juvenile Center, Fort Bend County Juvenile Detention Facility, San Patricio County Juvenile Detention Facility & Atascosa County Juvenile Detention Center.”

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

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried
Court Order: 18653

10. Discuss and/or approve lifting of Burn Ban. (Judge)

“Your Honor, I make a motion to keep the Burn Ban in place as it is.”

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

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried
Court Order: 18654

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

11. Approve the Imposition of Optional Fees for Calendar Year (CY) 2023 per Chapter 502 of the Transportation Code. (Judge)

“I move to approve the Imposition of Optional Fees for Calendar Year (CY) 2023 per Chapter 502 of the Transportation Code.”

Moved by County Judge Mark Myers, seconded by Commissioner Ronald Berckenhoff.

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 18655

12. Approve the hiring of Kimberlee Smith as Telecommunications Operator with a starting salary of \$37,126, effective August 8, 2022. (Sheriff)

“Your Honor, I make a motion to approve the hiring of Kimberlee Smith as Telecommunications Operator with a starting salary of \$37,126.00 effective August 8, 2022.”

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

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 18656

13. Approve the resignation of Employee Number 11545 as Patrol Deputy effective August 8, 2022. (Sheriff)

“Your Honor, I make a motion to approve the resignation of Employee Number 11545 as Patrol Deputy effective August 8, 2022.”

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

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 18657

14. Accept the resignation of Employee Number 1424 as Deputy Clerk, Tax/Motor Vehicle, effective September 2, 2022. (Tax Assessor-Collector)

“Your Honor, I make a motion to approve the resignation of Employee Number 1424 as Deputy Clerk, Tax/Motor Vehicle, effective September 2, 2022.”

Moved by Commissioner Kenny W. Siegel, seconded by Commissioner Dennis W. Kocian.

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 18658

15. Approve the resolution for Precinct 2 Equivalent-match projects on CR #291 and #213 under the provisions of Texas Administrative Code, Title 43, Section 15.55 (d). (Precinct 2)

“Yes, Your Honor, I make a motion to approve the resolution for Precinct 2 Equivalent-match projects on CR #291 and #213 under the provisions of Texas Administrative Code, Title 43, Section 15.55 (d).”

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

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 18659

16. Approve the resolution for Precinct. 3 Equivalent-match projects on CR #376 under the provisions of Texas Administrative Code, Title 43, Section 15.55 (d). (Precinct 3)

“Your Honor, I make a motion to approve the resolution for Precinct. 3 Equivalent-match projects on CR #376 under the provisions of Texas Administrative Code, Title 43, Section 15.55 (d).”

Moved by Commissioner Kenny W. Siegel, seconded by Commissioner Dennis W. Kocian.

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 18660

17. Cyber Security Training Update.

Shana Opela, County Auditor, spoke on the agenda item.

“Your Honor, I make a motion to accept the update on Cyber Security Training Update.”

Moved by Commissioner Dennis W. Kocian, seconded by Commissioner Kenny W. Siegel.

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 18661

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

18. Discuss and or/approve the Service Agreement for Stericycle Inc for biohazard disposal. (EMS Director)

Michael Furrh, EMS Director, spoke on the agenda item.

“I make a motion to approve the Service Agreement for Stericycle Inc. for biohazard disposal.”

Moved by County Judge Mark Myers, seconded by Commissioner Kenny W. Siegel.

County Judge Mark Myers	YES
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Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried**Court Order: 18662****19. EMS Update** (EMS Director)

Michael Furrh, EMS Director, gave the EMS Update.

20. Post surplus items for auction from the County Clerk's Office. (County Clerk)

"I make a motion to Post surplus items for auction from the Lavaca County Clerk's Office as provided."

Moved by Commissioner Dennis W. Kocian, seconded by Commissioner Kenny W. Siegel.

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried**Court Order: 18663****Consent Agenda**

Commissioner Ronald Berckenhoff amended Consent Agenda Item #23 as follows:

"I make a motion to amend item #283 of the Consent Agenda to include Lavaca County Road #283, Seems as if Google has a mishap on where #283 is and #284 is."

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

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried**Court Order: 18664**

County Judge Mark Myers called for a motion to approve the Consent Agenda

"Your Honor, I make a motion to approve the Consent Agenda as amended."

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

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried**Court Order: 18665****21. Meeting Minutes of Regular Called Commissioners Court on August 8, 2022.**

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

23. Lavaca County Special Road Use Agreement between ROCC Oil & Gas and Lavaca County Pct. #2, to include LCR #284, and #285. * Amend To include Lavaca County Road #283.

24. Sign the Certificate of Exemption from Subdivision Requirements for Michael Johnson, approved on the July 25, 2022 Commissioners Court Meeting.

25. Sign the Certificate of Exemption from Subdivision Requirements for Team Happy Investments, approved on the July 25, 2022 Commissioners Court Meeting.

26. Claims and/or Payroll

27. Budget Amendments, if any

28. County Officials Reports.

Mike Buchanek, Constable Pct. #1 Process Service Report July 2022.

Larry Hlavac, Constable Pct. #3 Process Service Report July 2022.

Kerry L. Peterson, Constable Pct. #4 Process Service Report, July 2022.

Hallie Hall, JP PCT #4, Money Distribution Report, July 2022.

Steven Greenwell, JP PCT #1 Money Distribution Report, July 2022.

Wayne Denson, JP PCT #3 Money Distribution Report, July 2022.

Lori Wenske, District Clerk, Money Distribution Report, June 2022 .

Kyle Denney, County Attorney, Hot Check Collection & Trust Fund, June 2022 .

Elizabeth A. Kouba, County Clerk, LGS & Tyler Total Collections July 2022.

Court members signing of paperwork related to items above.

County Judge Mark Myers called for a motion to adjourn.

“So moved”

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

County Judge Mark Myers	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 18666

Adjournment by Presiding Officer at 10:49 AM.



Signature Roster
 Attendance at Commissioner's Court Meeting
 August 22, 2022

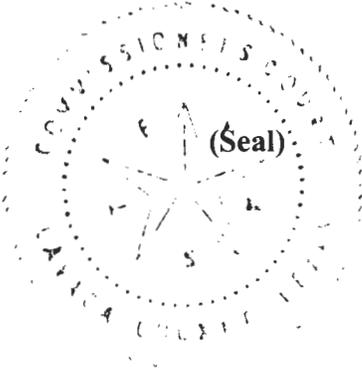
	Sign Here	Print Name Here
1	<i>Shana R Opela</i>	Shana R Opela
2	<i>Frank Fisher</i>	Frank FISHER
3	<i>Doug Kubicek</i>	Doug Kubicek
4	<i>Cheryl Draper</i>	Cheryl Draper
5	<i>Wayne Faircloth</i>	Wayne Faircloth
6	<i>Lisa Lowe</i>	Lisa Lowe
7	<i>Hallie Hall</i>	Hallie Hall
8	<i>Nailene Ruppert</i>	Nailene Ruppert
9	<i>Jean Wheeler</i>	Jean Wheeler
10	<i>Jim Appet</i>	Jim Appet
11	<i>Deborah A Sercik</i>	Deborah Sercik
12	<i>Lori A Wenske</i>	Lori A. Wenske
13	<i>JR Peter</i>	JR PETER
14	<i>Donna Perez</i>	Donna Perez
15	<i>Sandra Pustka</i>	Sandra Pustka
16	<i>Karen Bludau</i>	Karen Bludau
17	<i>Mark Yackel</i>	Mark Yackel
18	<i>Steven Greenwell</i>	Steven Greenwell
19	<i>Amy Kloesel</i>	Amy Kloesel
20	<i>Keith Mudd</i>	Keith Mudd
21	<i>STUART FRYER</i>	<i>Stuart Fryer</i>
22	<i>Cherri Fryer</i>	Cherri Fryer
23	<i>Kristi McElroy</i> <i>Jena Steffer</i>	Kristi McElroy Jena Steffer

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 August 22, 2022.

ATTEST

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



Signed this 24 day of August, 2022
Elizabeth A. Kouba, County Clerk
Elizabeth A. Kouba