

THE STATE OF TEXAS)(
COUNTY OF LAVACA)(

Regular Meeting Tuesday, October 13, 2020

Lavaca County Commissioners’ Court met in a Regular Called Meeting on Tuesday, October 13 2020 at 10:00 AM, in the Lavaca County Commissioners’ Courtroom, 1st Floor, in Hallettsville, Texas,

Present:

- County Judge Keith Mudd
- 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, Lavaca 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 Judge Keith Mudd.

Invocation, Pledge of Allegiance and Pledge to the Texas Flag by Commissioner Edward Pustka.

Discussion and/or action agenda:

1. Approve Memorandum of Understanding with the Department of Public Safety of the State of Texas for Driver Records under Tex. Transportation Code Chapters 521 and 720.
(Judge)

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

“I make a motion to approve the Memorandum of Understanding with the Department of Public Safety of the State of Texas for Driver Records under Tex. Transportation Code Chapters 521 and 720.”

- | | |
|---|-----|
| County Judge Keith Mudd | 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: 18057

2. Request of Festival of Lights Committee to continue the use of the Lavaca County Courthouse and grounds for the seasonal display. (Judge)

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

“Your Honor, I move that we approve the Festival of Lights Committee to continue the use of the Lavaca County Courthouse and grounds for the seasonal display.”

County Judge Keith Mudd	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: 18058

3. Approve bond for Lisa Lowe, Records Management Officer. (Judge)

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

“Your Honor, I make a motion to approve the bond for Lisa Lowe, Records Management Officer.”

County Judge Keith Mudd	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 Order18059

4. Declare the items listed on the attached Exhibit A as Surplus property. (JP #4)

Moved by Commissioner Dennis Kocian, seconded by Commissioner Edward Pustka

“I make a motion to declare the items listed on the attached Exhibit A as Surplus property.”

County Judge Keith Mudd	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: 18060

5. Declare the items listed on the attached Exhibit B as Surplus property. (Probation)

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

“Your Honor, I make a motion to declare the items listed on the attached Exhibit B as Surplus property of the Probation Department.”

County Judge Keith Mudd	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: 18061

6. Emergency Management Update. (EOC)

Egon Barthels, Emergency Management Coordinator, addressed the court on Governor Abbott’s Executive Order 32, Open Texas - Lavaca County Businesses may now increase capacity up to 75% of occupancy that is approved to open at 50%. Pending TABC approval, Bars may open Wednesday, October 14, 2020 at 50% occupancy. Lavaca County and Trauma Service Area-S must continue to meet and maintain the criteria in which the number of Covid-19 hospital patients as a percentage of total hospital capacity for seven consecutive days remain below 15%. Lavaca County does not meet the requirements to be exempt from the face covering requirement.

7. Discuss and/or approve or make changes to the proposed Lavaca County Development Regulations Manual. (Judge)

Lavaca County Judge, Keith Mudd, Commissioner Dennis Kocian, Commissioner Neil F. Bates, Commissioner Ronald Berckenhoff, and Commissioner Edward Pustka discussed different items of Colorado County’s Development Regulations Manual and to make changes to the Lavaca County’s Development Manual and to revisit the changes on the Monday, October 26, 2020 Commissioner Court Meeting.

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

“Let’s make that change towards the Judge’s Office verses the County Clerk’s Office, that is in a form of a motion.”

Judge Keith Mudd added to the motion.

“Change the application process from the County Clerk’s Office to the Judges’ Office as relating to permitting process.”

County Judge Keith Mudd	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: 18062

8. Acknowledge Stryker (ProCare Services) as Sole Source provider in the Hospital Emergency Response Training markets in the U.S. and Canada for emergency services and products. (Auditor)

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

“I make a motion to accept Stryker (ProCare Services) as Sole Source provider in the Hospital Emergency Response Training markets in the U.S. and Canada for emergency services and products.”

County Judge Keith Mudd	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: 18063

9. Acknowledge PeaceMaker Technologies, LLC as the Sole Source Provider of the DT Research 311 Y anti-microbial version 2-in-1 Rugged Tablet for state, local, and municipal government entities. (Auditor)

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

“Your Honor, I make a motion to acknowledge PeaceMaker Technologies, LLC as the Sole Source Provider of the DT Research 311 Y anti-microbial version 2-in-1 Rugged Tablet for state, local, and municipal government entities.”

County Judge Keith Mudd	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: 18064

10. EMS Update. (EMS)

Michael Furrh addressed the court with updates on the DEA Licensing in all Ambulances, the sign in and out electronic tracking of narcotics from the time of ordering to when dispensing medication, met with Dr. Wagner on the training of staff, and a donation from Annabel Furrh in the memory of Sgt. David Michael Furrh towards the Moulton Station to buy supplies.

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

11. Discuss/approve the “Center for Tech and Civic Life” grant in the amount of \$11,360.00. (Elections)

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

“Your Honor, I move to approve the “Center for Tech and Civic Life” grant in the amount of \$11,360.00.”

County Judge Keith Mudd	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: 18065

Consent Agenda

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

“Your Honor, I move to approve the Consent Agenda as presented.”

County Judge Keith Mudd	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: 18066

12. Minutes of September 28, 2020 Regular Called Commissioners Court Meeting.

13. File of record the Personnel Policy for the County of Lavaca.
14. File of record the County Boat Agent Agreement between Lavaca County Tax Assessor/Collector and Texas Parks and Wildlife Department.
15. Ratify Proclamation signed by Lavaca County Judge Proclaiming October 6, 2020 as German American Day.
16. Summarized Statements Showing Transactions in Lavaca County for the Year October 1, 2019 through September 30, 2020.
17. County Auditor Monthly Report.
18. County Treasurer Monthly Report, Quarterly Investment Report and Public Financial Report.
19. Tax Assessor/Collector Report as per 31.10 of the Property Tax Code.
20. County Officials' Reports.
 - Travis Hill, JP #2, Money Distribution Report, September 2020.
 - Mark Ivey, JP #1, Money Distribution Report, September 2020.
 - Kerry Peterson, Constable #4, Process Service Report, September 2020.
 - Deborah A. Sevcik, Tax Assessor-Collector Monthly Report, August 2020.
 - Shana R. Opela, Lavaca County Auditor's Monthly Report, September 2020.
 - Hallie Hall, JP #4, Money Distribution Report, September 2020.
 - Wayne Denson, JP #3, Money Distribution Report, September 2020.
 - Elizabeth A. Kouba, Lavaca County Clerk, LGS Monthly Report, September 2020.
 - Elizabeth A. Kouba, Lavaca County Clerk, Tyler Monthly Report, September 2020.
 - Lori Wenske, Lavaca District Clerk, Monthly Distribution Report, August 2020.
21. Claims and/or Payroll.
22. Budget Amendments, if any.

Court members signing of paperwork related to items above.

County Judge Keith Mudd called for a motion to adjourn.

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

"I move we adjourn"

County Judge Keith Mudd	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: 18067

Adjournment by Presiding Officer at 11:07 AM.

Exhibit "A"

HALLIE HALL
Justice of the Peace
Precinct Four

113 Nelson Street * Yoakum, TX 77995 * 361-293-9146 * Fax 361-293-5818

LOT #1

Computers

1. IBM Thinkcentre	Serial #KCWX6VH	Tag #001603
2. IBM Thinkcentre	Serial #LKNV776	Tag #004604
3. IBM Thinkcentre	Serial # LKNV802	Tag #004605
4. Dell Optiplex GX280	Serial #DVV9V71	Tag #004606
5. HP Compaq Elite 8300	Serial #MXL3260XM3	Tag #016005
6. HP Compaq Pro 6300 (all in one)	Serial #MXL32114GP	Tag #016006

*** ALL HARD DRIVES HAVE BEEN REMOVED.**

#2 has monitor, #3 has monitor, keyboard and mouse, #4 has 2 monitors, #5 has monitor and keyboard, #6 has wireless keyboard.

Printers

1. Lexmark MX410de	Serial #701520M00B42	Tag #016007
2. HP Laserjet 3390	Serial #CNLJP19952	Tag #004603
3. HP Laserjet 1300	Serial #CNBJN322826	Tag #012119
4. HP Laserjet M2727nf	Serial #CNBJ405755	Tag #012128
5. Xerox Workcentre XD100	Serial #1998AUGUST053878	Tag #004602
6. Lexmark Z43	Serial #21240300316	Tag #012121
7. HP Officejet Pro 8000 (color)	Serial #MY97K2402T	No Tag

Miscellaneous Equipment

1. Brother Fax machine	Serial #U61227LK502885	Tag #012125
2. Canon P1011D adding machine	Serial #112891	Tag #012103
3. Duofone TAD274 deskphone	Serial #TO1917895CT	Tag #012114
4. Uniden Trunktracker IV scanner	Serial #359Z18002059	Tag #012130
5. Uniden Trunktracker IV scanner	Serial #388Z84001104	Tag #004607
6. 2 (Two) APC surge/battery		

*Status of equipment is unknown.

"EXHIBIT B"

The 2nd 25th Judicial District respectfully request the Lavaca County Commissioners' Court declare the following two items as surplus property.

- 1. 2001 Ford Crown Victoria/4-Door; VIN# 2FAFP71W31X201885;
White Exterior/Grey Interior
-177,015 miles
-Fair condition**

- 2. 2006 Ford E350, 15 Passenger Van;
VIN# 1FBSS31L96HA54067;White Exterior/Grey Interior
-111,785 miles
-Fair condition**

Signature Roster

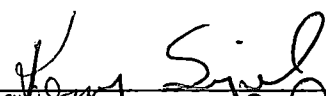
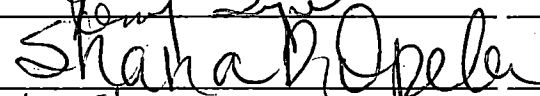
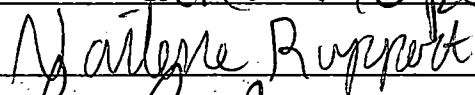
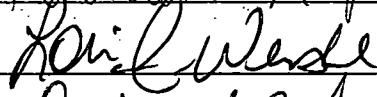
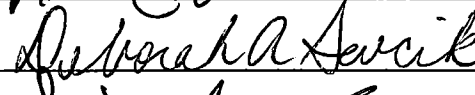

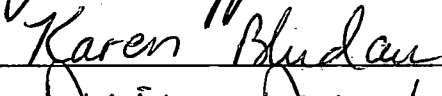
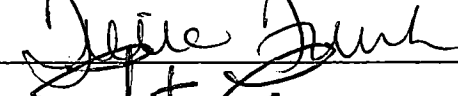
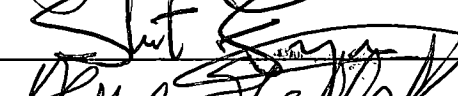
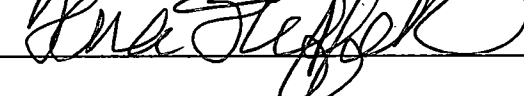
Attendance at Commissioner's Court Meeting

Oct 13, 2020, 2020

Called

Sign Here

Print Name Here

1		Kenny Segel
2		Shana Opela
3		Nailene Ruppert
4		Lori A. Wenske
5		Deborah A. Sercik
6		Jimi Appelt
7		Karen Bludau
8		Tierra Furrh
9		STUART FROYER
10		Tena Steffek
11		
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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 October 13, 2020.

ATTEST

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

(Seal)

Signed this 20 day of October, 2020

Elizabeth A. Kouba, County Clerk
Elizabeth A. Kouba