

STATEMENT OF APPROVAL

18096

THE STATE OF TEXAS ]  
COUNTY OF LAVACA ]

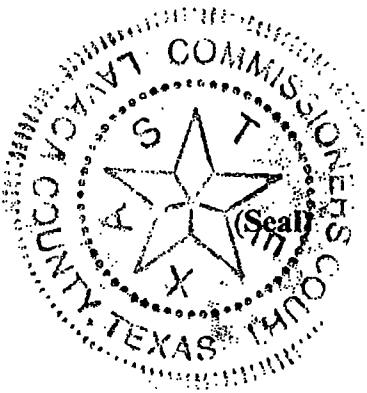
We, the County Judge, and Commissioners of Lavaca County,  
Texas, majority being present, do hereby certify that the above and foregoing  
Minutes of the Commissioners' Court Meeting dated October 26, 2020  
are this day approved as submitted.

Signed this the 9 day of Nov, 2020, A.D.

Keith Mudd, County Judge  
Keith Mudd

ATTEST:

Elizabeth A. Kouba, County Clerk  
Elizabeth A. Kouba



THE STATE OF TEXAS )  
COUNTY OF LAVACA )

Regular Meeting Monday October 26, 2020

Lavaca County Commissioners' Court met in a Regular Called Meeting on Monday October 26, 2020 at 10:00 AM, in the Lavaca County Commissioners' Courtroom, 1<sup>st</sup> 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**

**Call to Order and Welcome**

**Invocation**

**Pledge of Allegiance and Pledge to the Texas Flag by Commissioner Frankie Bates Jr.**

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**Discussion and/or action agenda:**

**1. Approve 2020 Levy Roll. (Tax Assessor)**

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

"I make a motion to approve 2020 Levy Roll."

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: 18068**

**2. EMS work week/work period in Amend Section 7.01.01 of Lavaca County Personnel Policies. (Auditor)**

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

"Yes, Your Honor, I make a motion to approve EMS work week/work period in Amend Section 7.01.01 of Lavaca County Personnel Policies 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: 18069**

**3. Commissioners Court request County Auditor to conduct audit for FY 2020 Chapter 59 Asset Forfeiture Fund for Lavaca County Sheriff's Department and Lavaca County Attorney as per Article 59.06 of the Criminal Code of Procedure. (Auditor)**

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

"Your Honor, I make a motion to approve Commissioners Court request County Auditor to conduct audit for FY 2020 Chapter 59 Asset Forfeiture Fund for Lavaca County Sheriff's Department and Lavaca County Attorney as per Article 59.06 of the Criminal Code of Procedure."

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

"I amend the motion to read Texas Code of Criminal Procedure."

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: 18070**

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

**4. Fiscal Year 2021 Texas Indigent Defense Commission Formula Grant Resolution. (Auditor)**

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

"I make a motion to approve Fiscal Year 2021 Texas Indigent Defense Commission Formula Grant Resolution."

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: 18071**

**5. Approval if necessary, to spend more than 25% in order to hire a new Assistant District/County Attorney in accordance with LGC 130.908. (County Attorney)**

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

“I make a motion to approve if necessary, to spend more than 25% in order to hire a new Assistant District/County Attorney in accordance with LGC 130.908.”

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: 18072**

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT

**6. Acknowledge the hiring of Mr. Kenneth Wright, CDL/ Heavy Equipment Operator, Grade 5 Minimum Quartile effective October 19, 2020. (Precinct. 3)**

Moved by Commissioner Neil F. Bates Jr., seconded by Commissioner Ronald Berckenhoff.

“I move to acknowledge the hiring of Mr. Kenneth Wright, CDL/ Heavy Equipment Operator, Grade 5 Minimum Quartile effective October 19, 2020.”

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: 18073**

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

**7. Advertise for bids for the purchase of the following items: -**

- a. Level Up- Patch Material;
- b. Purchase of HMAC Regular D Hot Mix Asphalt;
- c. Cover stone Material: Pre-Coated and Uncoated;
- d. Soil Stabilizer; Quicklime- Pebble Bulk/ Powder Lime and Liquid Soil Stabilizer;
- e. AC-5, AC-10, MC-30, CRS-1P, CRS-2 and/or RC-250;
- f. Limestone: 1 ½” Road Base, ¾” to Dust, 1” and Down and ½” and Down;
- g. Vegetation Management Service;
- h. Purchase and Delivery of Various Pit Run Gravel and Screen Gravel 1 ½” and Down;
- i. Gasoline and Diesel Fuel for: All Commissioner Precincts; Sheriff’s Department; Senior Citizens Center- Shiner and Hallettsville; Ambulance Rescue Service- Hallettsville, Shiner, and Moulton; Emergency Management and Maintenance;
- j. Labor and Equipment for Road Construction Services.

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

“Your Honor, I make a motion to advertise for bids for the purchase of the following items:

- a. Level Up- Patch Material;
- b. Purchase of HMAC Regular D Hot Mix Asphalt;

- c. Cover stone Material: Pre- Coated and Uncoated;
- d. Soil Stabilizer; Quicklime- Pebble Bulk/ Powder Lime and Liquid Soil Stabilizer;
- e. AC-5, AC-10, MC-30, CRS-1P, CRS-2 and/or RC-250;
- f. Limestone: 1 ½” Road Base, ¾” to Dust, 1” and Down and ½” and Down;
- g. Vegetation Management Service;
- h. Purchase and Delivery of Various Pit Run Gravel and Screen Gravel 1 ½” and Down;
- i. Gasoline and Diesel Fuel for: All Commissioner Precincts; Sheriff’s Department; Senior Citizens Center- Shiner and Hallettsville; Ambulance Rescue Service- Hallettsville, Shiner, and Moulton; Emergency Management and Maintenance and also for;
- j. Labor and Equipment for Road Construction Services.”

Commissioner Ronald Berckenhoff added, “Your Honor, advertisements will run in the paper from October 26, 2020 through November 6, 2020 and bids will be received until 9:00 AM on Wednesday, November 18, 2020 and will be opened and read out loud at 10:00 AM on Wednesday, November 18, 2020 in the Commissioners’ Courtroom and will be awarded on December 14, 2020 at Regular Commissioners Court meeting at 10:00 AM.”

Judge Keith Mudd added, “We put on the ambulance rescue service, we added Moulton in there, even though they do not have a bulk tank at this time, but if you need to have a bulk tank there, we have approved that location.”

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: 18074**

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

Judge Mudd addressed the court of Bob Bass of Allison and Bass will visit Lavaca County to discuss the Lavaca County Development Regulations Manual on either Friday, October 30, 2020 or November 6, 2020 at 10:00 AM for a Subdivision Workshop.

Moved by Commissioner Dennis Kocian, seconded by Commissioner Edward Pustka.

“I make a motion to pass on #8.”

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: 18075**

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

**9. Discuss and/or approve dates and timeline of public notices, and public hearings related to Lavaca County Development Regulations Manual. (Judge)**

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

A motion was made by Commissioner Edward Pustka, seconded by Commissioner Ronald Berckenhoff to hold a Subdivision Workshop with Bob Bass of Allison, Bass and McGee out of Austin for November 6, 2020 at 10:00 A. M.

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: 18076**

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

**10. EMS update. (EMS)**

Michael Furrh EMS Director spoke to the court about the Life Pack Monitors, training of staff with Dr. Wagner, on the Easy IO needles, funds allocated for full time personal online training for staff's hours, employee uniforms to arrive with in the week, ESO electronic reporting system went live last week and follow-up on the licensing with DEA and ordering of narcotics, as installing narcotics in the ambulances.

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

**Consent Agenda**

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

"Your Honor, I make a motion to remove item #13 from the Consent Agenda."

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: 18077**

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

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

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: 18078**

- 11. Minutes of October 13, 2020 Regular Called Commissioners Court Meeting
- 12. Colorado Valley Telephone Cooperative, Inc. Request for approval for the installation of new buried copper cable within the corridors of Lavaca County Road # 232.
- ~~13. Colorado Valley Telephone Cooperative, Inc. Request for approval for the installation of new buried copper cable within the corridors of Lavaca County Road # 532. Removed~~
- 14. County Official's Report.
  - Elizabeth A. Kouba, County Clerk LGS Total Collections, September 2020.
  - Elizabeth A. Kouba, County Clerk Tyler Total Collections, September 2020.
  - Michael Buchanek, Constable Pct. #1 Process Service Report, September 2020
- 15. Claims and/or Payroll.
- 16. 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.

"So moved."

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: 18079**

Adjournment by Presiding Officer at 10:51 AM.

Signature Roster


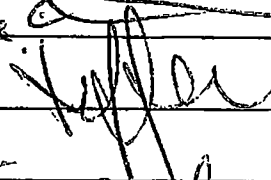
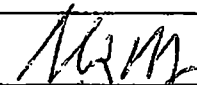
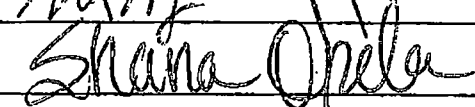
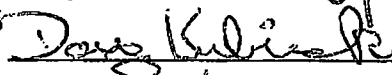
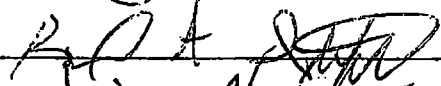
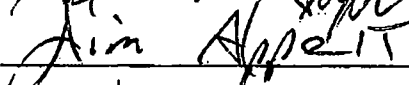
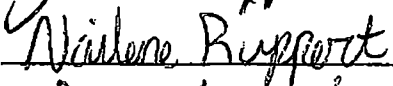
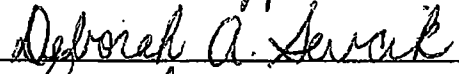
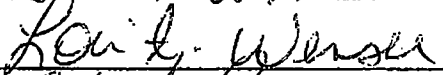
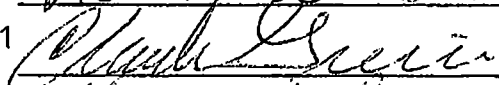
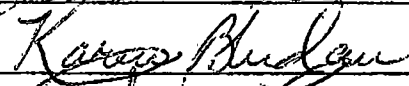


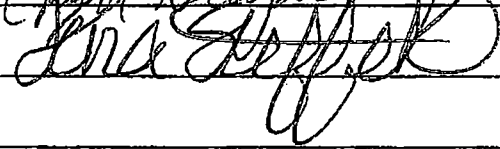
Attendance at Commissioner's Court Meeting

OCT 26, 2020

Recess Called

Sign Here

Print Name Here

1		Egon BARTHEL
2		Marie Day
3		MARK MYERS
4		Shana Opela
5		Doug Kubicek
6		Richard Steffek
7		Jim Appelt
8		Nailene Ruppert
9		Deborah A Sercik
10		Lori A. Wenske
11		CHARLES CZIZIK
12		Karen Bludau
13		STUART FRYER
14		Cheryl Drapper
15		TERRY STELEK
16		
17		
18		
19		
20		



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 26, 2020.



ATTEST

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

Signed this 28 day of October, 2020

Elizabeth A. Kouba, County Clerk  
Elizabeth A. Kouba