

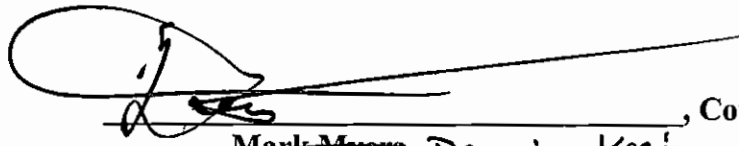
STATEMENT OF APPROVAL

THE STATE OF TEXAS ]


COUNTY OF LAVACA ]

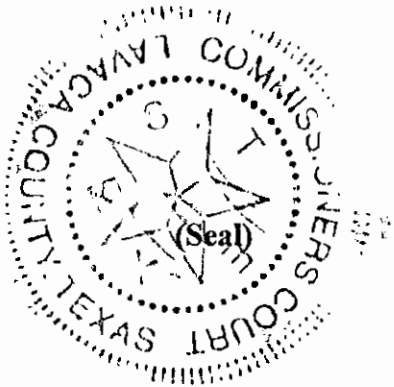
We, the County Judge, and Commissioners of Lavaca County, Texas, majority being present, do hereby certify that the above and foregoing Minutes of the Commissioners' Court Meeting dated July 11, 2022. are this day approved as submitted.

Signed this the 8 day of Aug, 2022, A.D.

  
\_\_\_\_\_, County Judge *Pro Tem*  
Mark Myers Dennis Kocian

ATTEST:

  
\_\_\_\_\_, County Clerk  
Elizabeth A. Kouba



THE STATE OF TEXAS )(
COUNTY OF LAVACA )(

Regular Meeting Monday, July 11, 2022

Lavaca County Commissioners' Court met in a Regular Called Meeting on Monday, July 11, 2022 at 10:00 AM, in the Lavaca County Commissioners' Courtroom, 1st Floor, in Hallettsville, Texas,

Present:

- Mark Myers, County Judge
Ronald Berckenhoff, Commissioner Pct. 2
Kenny W. Siegel, Commissioner Pct. 3
Dennis W. Kocian, Commissioner Pct. 4

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 with exception of Edward Pustka, Commissioner Pct. 1.

Elizabeth A. Kouba, Lavaca County Clerk, was not present, but duly represented by Tena Steffek, Deputy Clerk

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

Enter into Executive Session

Executive Session began at 10:01 AM. per County Judge Mark Myers.

Discussion and/or take action agenda:

- Executive Session in accordance with Government Code 551.71, consultation with County Attorney, regarding pending or contemplated litigation.

Close Executive Session and Enter into Regular Session

Executive Session ended at 10:14 AM. per County Judge Mark Myers.

"I'd like to make a motion to give the authority to the County Attorney to take action involving an accident with Precinct #4 maintainer."

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

Table with 2 columns: Name and Response. Rows include County Judge Mark Myers (YES), Edward Pustka (ABSENT), Ronald Berckenhoff (YES), Kenny W. Siegel (YES), and Dennis W. Kocian (YES).

Motion Carried

Court Order: 18605

Discussion and/or take action agenda:

- 1. Declare all items on Exhibit A as Surplus Property. (Tax Assessor-Collector)

“I make a motion to declare all items on Exhibit A as Surplus.”

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

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

**Motion Carried**

**Court Order: 18606**

**2. Approve bond for the Justice of the Peace, Precinct 1 Clerk. (Judge)**

“Your Honor, I make a motion to approve bond for the Justice of the Peace, Precinct 1 Clerk.”

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

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

**Motion Carried**

**Court Order: 18607**

**3. Distribution of the Unclaimed Property Capital Credits Received September 2021. (Judge)**

“I make a motion on that to distribute the Unclaimed Property Capital Credits Received September 2021 also I might add, we have these credits because Keith Mudd, when he was County Judge applied for these and we have been getting the application every year and I have applied for them this year and that will bring us to the next agenda item. But, for this one, the distribution of these Capital Credits, I am going to propose in my motion that 50% of those funds to Norma’s House and 50% of those funds to our local public libraries to be distributed evenly to include Hallettsville, Shiner and Yoakum.”

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

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

**Motion Carried**

**Court Order: 18608**

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

**4. Application for Unclaimed Property Capital Credits for FY 2022-2023. (Judge)**

“I make a motion to approve the Application for Unclaimed Property Capital Credits for FY 2022-2023.”

Moved by Commissioner Kenny W. Siegel, seconded by Commissioner Ronald Berckenhoff.

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

**Motion Carried**

**Court Order: 18609**

**5. Discuss and/or approve the cost of magnetic water tower mounts on the Shiner and Moulton water towers, for the completion of the Emergency Communication System to be funded with ARPA funds. (Should that type of mount become necessary.) (Judge)**

Anita Scroggins, with Motorola, spoke on the agenda item.

“So, with that, I would put a motion forward to approve the contingent expenditure of \$40,000.00 to pay for the magnetic mounts should they become necessary to be pulled out of ARPA funds for emergency communications.”

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

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

**Motion Carried**

**Court Order: 18610**

**6. Discuss and/or approve the Certificate of Exemption from Subdivision Requirements for Alvigrace Farm & Ranch LLC. (Pct. 2)**

Ronald Berckenhoff, Commissioner Pct. 2, spoke on the agenda item.

“So, with that, I make a motion to approve the Certificate of Exemption from Subdivision Requirements for Alvigrace Farm & Ranch LLC.”

Moved by Commissioner Ronald Berckenhoff, seconded by Commissioner Kenny W. Siegel.

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

**Motion Carried**

**Court Order: 18611**

**7. Discuss and/or approve request by Michelle Lanni for access to the water spigot located on the north west corner of the Courthouse for the Back-to-School Water Party on Saturday, August 13th from 3:00 pm-6:00 pm. (Judge)**

“The motion to approve the request by Michelle Lanni for access to the water spigot located on the north west corner of the Courthouse for the Back-to-School Water Party on Saturday, August 13th from 3:00 pm-6:00 pm.”

Moved by County Judge Mark Myers with no second.

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

**Motion did not carry due to no second.**

**8. Discuss and act upon a resolution regarding a financing agreement for the purpose of procuring a truck and related equipment for Lavaca County Pct. 3. (Precinct 3 Commissioner)**

“I make a motion to act upon approving a resolution regarding a financing agreement for the purpose of procuring a truck and related equipment for Lavaca County Pct. 3.”

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

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

**Motion Carried**

**Court Order: 18613**

**9. Accept the new membership of Deborah Gabler to the Lavaca County Child Welfare Board. (Jennifer Wilson)**

Kimberly Wilson, Lavaca County Child Welfare Board, spoke to Commissioners Court on the agenda item.

“Your Honor, I make a motion to accept the new membership of Deborah Gabler to the Lavaca County Child Welfare Board.”

Moved by Commissioner Ronald Berckenhoff, seconded by Commissioner Kenny W. Siegel.

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

**Motion Carried**

**Court Order: 18614**

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

**10. Per Local Government Code 111.0108 - Certification of Unbudgeted Revenue:**

**Pct. 1- CTIF grant reimbursement - 201-4000-8600 - \$20634.02, Pct. 2- CTIF grant reimbursement - 202-4000-8600 - \$22595.42, Pct. 3- CTIF grant reimbursement - 202-4000-8600 - \$88569.13, Pct. 4- CTIF grant reimbursement - 204-4000-8600 - \$24135.10, TAC Insurance Reimbursement - Comm Tower Repeater - 100-4000-8706 - \$15455.86.**  
(Auditor)

“Per Local Government Code 111.0108 - Certification of Unbudgeted Revenue:

Pct.1- CTIF grant reimbursement - 201-4000-8600 in the amount of \$20,634.02, Pct.2- CTIF grant reimbursement - 202-4000-8600 in the amount of \$22,595.42, Pct.3- CTIF grant reimbursement - 202-4000-8600 in the amount of \$88,569.13, Pct.4- CTIF grant reimbursement - 204-4000-8600 in the amount of \$24,135.10, and TAC Insurance Reimbursement - Comm Tower Repeater - 100-4000-8706 in the amount of \$15,455.86, and I make this my motion.”

Moved by County Judge Mark Myers, seconded by Commissioner Dennis W. Kocian.

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

**Motion Carried**

**Court Order: 18615**

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

**Consent Agenda**

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 it is.”

Moved by Commissioner Ronald Berckenhoff, seconded by Commissioner Kenny W. Siegel.

County Judge Mark Myers	YES
-------------------------	-----

Edward Pustka, Commissioner Pct. 1	ABSENT
Ronald Berkenhoff, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

**Motion Carried****Court Order: 18616****11. Minutes of June 13, 2022 Regular Called Session of Commissioners Court****12. Minutes of June 24, 2022 Special Called Session of Commissioners Court****13. Minutes of June 27, 2022 Regular Called Session of Commissioners Court****14. WJE Building Assessment for the Lavaca County Courthouse****15. Constable Precinct 3 continuing education certificate for 20 of the 40 hours of training per 1701.351 of the Texas Occupational Code Subchapter H.****16. Application for Pipeline Permit between Lavaca County and Bright Spot Operating LLC to include LCR# 441****17. Lavaca County Special Road Use Agreement between Bright Spot Operating LLC & Pct.4 to include LCR #441.****18. Lavaca County Special Road Use Agreements between Ricky Shuler Trucking & Pct.2 to include LCR #532J, #259, #260, #261, #262, #264, #265, #271, #272, #273, #274, #279, #281, #285, #288, #289, #290, #291, #292, #293, #299.****19. Lavaca County Special Road Use Agreements between Ricky Shuler Trucking & Pct.3 to include LCR #301, #335, #347, #349, #351, #353, #354, #355, #356, #359, #361, #364, #364A, #365, #366, #381.****20. Lavaca County Special Road Use Agreement between Ricky Shuler Trucking & Pct.4 to include LCR #12.****21. Treasurer's Monthly and Financial Reports****22. Monthly Auditor's Report.****23. Tax Assessor-Collector Report as per Section 31.10 of the Property Tax Code****24. Claims and/or Payroll****25. Budget Amendments, if any****26. County Officials Reports.**

Larry Hlavac, Constable Pct. #3 Process Service Report, May &amp; June 2022.

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

Steven Greenwell, JP PCT #1 Money Distribution Report, June 2022,

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

Kyle Denney, County Attorney, Hot Check Collection &amp; Trust Fund, March, April &amp; May 2022.

Shana R. Opela, County Auditor's Monthly Reports, June 30, 2022.

Elizabeth A. Kouba, County Clerk, LGS &amp; Tyler Total Collections, June 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 Berkenhoff, seconded by Commissioner Kenny W. Siegel.

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

YES  
ABSENT  
YES  
YES  
YES

**Motion Carried**  
**Court Order: 18617**

**Adjournment by Presiding Officer at 11:00 AM.**



Signature Roster  
Attendance at Commissioner's Court Meeting  
Budget Workshop  
July 11, 2022

	Sign Here	Print Name Here
1		Kristi M. Cline
2		EGON BARTHELS
3		Shana Opel
4		Debi Gabler
5		Cheryl T-Draper
6		Doug Kubick
7		Kyle A Demec
8		Wayne Faircloth
9		Nailene Ruppert
10		Jim Appel
11		Keith Mull
12		Deborah A Sevcik
13		Anita Thakar Saragwan
14		Steven E. Greenwell
15		Tena Stettin
16		
17		
18		
19		
20		
21		
22		



**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 July 11, 2022.

ATTEST

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



Signed this 20 day of July, 2022

Elizabeth A. Kouba, County Clerk  
Elizabeth A. Kouba