

County of Lavaca



OFFICE OF THE

COUNTY JUDGE

REQUEST TO BE PLACED ON THE LAVACA COUNTY COMMISSIONERS' COURT AGENDA

DATE OF COMMISSIONERS' COURT MEETING: March 11, 2024

This form, along with any related information that needs to be included in the Commissioners Court agenda packet, is to be submitted to the County Judge's office, no later than 2 p.m. on WEDNESDAY prior to the Commissioners Court date. Commissioners Court will meet on the second and fourth Mondays of each month. All contracts should be

_____ The request form and all accompanying paperwork may be submitted in hard copy or electronically.

All agenda item requests must be signed by the county judge or by one of the commissioners.

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Agenda Item Request:

Commissioners Court Regular Called Meeting Minutes for February 23, 2024

Judge/Commissioner Approval for Inclusion on Agenda:

Judge/Commissioner Signature

Date

Date of Request: _____

Action Consent

Name of Person Making Request: Barbara K. Steffek, County Clerk

Will anyone else be addressing this item? Yes No

If so, who? _____

Additional Instructions:

THE STATE OF TEXAS)(
COUNTY OF LAVACA)(

Regular Meeting Monday, February 26, 2024

Lavaca County Commissioners' Court met in a Regular Called Meeting on Monday, February 26, 2024 at 10:00 AM, in the Lavaca County Commissioners' Courtroom, 1st Floor, in Hallettsville, Texas,

Present:

- Keith Mudd, County Judge
- Edward Pustka, Commissioner Pct. 1
- Wayne Faircloth, Commissioner Pct. 2
- Kenny W. Siegel, Commissioner Pct. 3
- Dennis W. Kocian, Commissioner Pct. 4
- Barbara K. Steffek, 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 Keith Mudd.

Invocation, Pledge of Allegiance and Pledge to the Texas Flag by Judge Keith Mudd

Discussion and/or action agenda:

1. Executive Session: Discuss Cyber Security Issues with Texas Association of County Representative. (Judge)

Judge called for a motion to move into Executive Session.

"So moved."

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

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 19144

Executive Session started at: 10:03AM

Judge called for a motion to close Executive Session and reconvene.

“So moved.”

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

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 19145

Executive Session ended at: 10:32AM

2. Discuss and/or approve any immediate network changes with TAC. (Judge)

“I make a motion to table item #2.”

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

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 19146

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

3. Discuss and/or approve Division Order between Baytex Energy and Lavaca County. (Judge)

“I make a motion to approve the Division Orders between Baytex Energy and Lavaca County.”

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

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 19147

4. Advertise for Bids for the Purchase of the following items for Lavaca County Roads:

- . Purchase of Seal Coating and Resealing.**
- . Purchase of Gravel Post Oak Pit Run with Red Binder.**

Kenny Siegel, Commissioner Pct. 3 spoke on this agenda item.

“I make a motion to Advertise for Bids for the Purchase of the following items for Lavaca County Roads. The Purchase of Seal Coating and Resealing and the Purchase of Gravel Post Oak Pit Run with Red Binder. Accepting Bids until March 14, 2024 at 10:30AM. Bids will be awarded at the Commissioners’ Court Regular Meeting on Monday, March 25, 2024 at 10:00AM.”

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

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 19148

5. Advertise for Bids for the Purchase of a new 2023 Ford F150 pick up truck for Precinct 2. (Pct. 2)

Wayne Faircloth, Commissioner Pct. 2 spoke on this agenda item.

Judge called for a motion to approve this agenda item.

“So moved. Accepting Bids until March 14, 2024 at 10:45AM. Bids will be awarded at the Commissioners’ Court Regular Meeting on Monday, March 25, 2024 at 10:00AM.”

Moved by Commissioner Wayne Faircloth, seconded by Commissioner Edward Pustka.

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 19149

6. Discuss and/or approve Lavaca County Fire Association’s Mutual Aid Agreement that was signed and dated February 8, 2024 by all five Lavaca County Volunteer Fire Departments. (Judge)

Wayne Faircloth, Commissioner Pct. 2 spoke on this agenda item.

Judge called for a motion to approve this agenda item.

“So moved.”

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

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 19150

7. Discuss and/or approve Certificate of Exemption from Subdivision Requirements for Ervin and Bernice Neskora CR.250. (Pct.2)

Wayne Faircloth, Commissioner Pct. 2 spoke on this agenda item.

"I make a motion to approve item #7 Certificate of Exemption from Subdivision Requirements for Ervin and Bernice Neskora CR 250."

Moved by Commissioner Wayne Faircloth, seconded by Commissioner Edward Pustka.

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 19151

8. Discuss and/or approve Certificate of Exemption from Subdivision Requirements for Ervin and Bernice Neskora CR.247. (Pct.2)

Wayne Faircloth, Commissioner Pct. 2 spoke on this agenda item.

Judge called for a motion to approve this agenda item.

"So moved."

Moved by Commissioner Wayne Faircloth, seconded by Commissioner Edward Pustka.

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 19152

9. Discuss and/or acknowledge Lavaca County Election Board Appointment of members of the Early Voting Ballot for the March 5, 2024 Republican & Democratic Primaries. (Judge)

"So moved."

Moved by Commissioner Wayne Faircloth, seconded by Commissioner Edward Pustka.

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 19153

10. Discuss and/or acknowledge Lavaca County Central Appraisal District Final 2023 Methods and Assistance Program. (Judge)

Pam Lathrop, Chief Appraiser spoke on this agenda item.

The Court acknowledged the Appraisal District's Office and applauded them for their dedication and hard work.

Judge called for a motion to approve this agenda item.

"So moved."

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

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 19154

11. Discuss and/or approve giving consent for LCRA to replace a new 138-kV transmission line located near the intersection of County Road 166 and US Hwy 90A/77. (Judge)

Judge called for a motion to approve this agenda item.

"So moved."

Moved by Commissioner Wayne Faircloth, seconded by Commissioner Edward Pustka.

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 19155

12. Discuss and/or approve Lavaca County Road Plan and Paving Agreement. (Judge)

Judge, Edward Pustka Commissioner Pct. 1 and Wayne Faircloth Commissioner Pct. 2 spoke on this agenda item.

This item was put on the agenda for discussion.

No Motion Made

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

13. Executive Session: The following items may be discussed in a closed meeting:

- a. **Seek the advice of the attorney for the governmental body on matters that are protected by the attorney/client privilege.**
- b. **Discussion of personnel matters.**

Judge asked that this item be tabled until after the Consent Agenda and be placed as item #26.

“Yes.”

Moved by Commissioner Edward Pustka, seconded by Commissioner Wayne Faircloth.

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 19156

NO DOCUMENTATION SUBMITTED TO THE MINUTES OF THE COURT.

County Judge Keith Mudd called for a motion to approve the Consent Agenda

“Yes.”

Moved by Commissioner Edward Pustka, seconded by Commissioner Wayne Faircloth.

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 19157

Consent Agenda:

14. Meeting Minutes of the Commissioners Court Regular Called Meeting February 12, 2024.

15. Disbursements Agreement for Card Issuance with Tyler Technologies-Rapid Financial Solutions, LLC.

16. TAC Service Agreement.

17. Application for Pipeline Permit between Baytex Energy and Precinct 2, to include LCR #285.

18. Application for Pipeline Permit between Lavaca Midstream Energy and Precinct 2, to include LCR #285.

19. Application for Pipeline Permit between Lavaca Midstream Energy and Precinct 2, to include LCR #285.

20. Lavaca County Special Road Use Agreement between Baytex Energy and Precinct 3 to include LCR #353.

21. Lavaca County Special Road Use Agreement between Lavaca Midstream and Precinct 2, to include LCR #285.

22. 2023 Certificate of Compliance Continuing Education Certifies that Hon. Karen Bludau Treasurer Lavaca County successfully completed the required hours of continuing education requirements established by section 83.003 of the Texas Local Government Code Continuing Education.

23. County Officials Report

Mike Buchanek, Constable Pct. #1 Process Service Report, January 2024
Travis Hill, JP PCT #2 Money Distribution Report, January 2024
Hallie Hall, JP PCT #4, Money Distribution Report, January 2024
Lori Wenske, District Clerk, Money Distribution Report, January 2024
Deborah A. Sevcik, Tax Assessor-Collector Report, December 2023 & January 2024

24. Claims and/or Payroll.

25. Budget Amendments, if any.

Court members signing of paperwork related to items above.

Tabled Discussion and/or action agenda items:

26. Executive Session: The following items may be discussed in a closed meeting:

- c. **Seek the advice of the attorney for the governmental body on matters that are protected by the attorney/client privilege.**
- d. **Discussion of personnel matters.**

Judge called for a motion to move into Executive Session.

“So moved.”

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

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 19158

Executive Session started at: 11:15AM

Judge called for a motion to close Executive Session and reconvene.

“So moved.”

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

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 19159

Executive Session ended at: 12:00PM

County Judge Keith Mudd called for a motion to adjourn.

"I move we adjourn."

Moved by Commissioner Wayne Faircloth, seconded by Commissioner Edward Pustka.

County Judge Keith Mudd	YES
Edward Pustka, Commissioner Pct. 1	YES
Wayne Faircloth, Commissioner Pct. 2	YES
Kenny W. Siegel, Commissioner Pct. 3	YES
Dennis W. Kocian, Commissioner Pct. 4	YES

Motion Carried

Court Order: 19160

Adjournment by Presiding Officer at 12:00 PM.

**COMMISSIONERS' COURT OF
LAVACA COUNTY, TEXAS**



Signature Roster

Attendance at Commissioners Court Regular Called Meeting
February 26, 2024

Sign Here	Print Name Here
1 <i>Cheryl Thompson-Droeger</i>	Cheryl Thompson-Droeger
2 <i>[Signature]</i>	James F. Fisher
3 <i>Jean Wheelis</i>	Jean Wheelis
4 <i>Janice Satsky</i>	Janice Satsky
5 <i>Lisa Gallia</i>	Lisa Gallia
6 <i>Dawn Scott</i>	Dawn Scott
7 <i>Barbara McElroy</i>	Barbara McElroy
8 <i>BJ Zabransky</i>	BJ Zabransky
9 <i>[Signature]</i>	Thomas Stockton
10 <i>Pam Luthrop</i>	Pam Luthrop
11 <i>[Signature]</i>	Scott W. Hall
12 <i>Deborah A. Sevcik</i>	Deborah A. Sevcik
13 <i>Jimmy Appelt</i>	Jimmy Appelt
14 <i>[Signature]</i>	[Signature]
15 <i>Karen Bludau</i>	Karen Bludau
16 <i>Steven Greenwell</i>	Steven Greenwell
17 <i>[Signature]</i>	MICHAEL BROWN
18 <i>[Signature]</i>	Greg Murray Eric
19 <i>[Signature]</i>	JAMES FOSTER
20 <i>[Signature]</i>	EGON BARTLEY
21 <i>Lorena M. Kanak</i>	Lorena M. Kanak
22 <i>Blair Blaschke</i>	Blair Blaschke
23	

Minutes of Barbara K. Steffek, County Clerk, Lavaca County:

I, Barbara K. Steffek, 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 February 26, 2024.

ATTEST

**Barbara K. Steffek, County Clerk
& Ex-Officio Clerk of
Commissioners' Court of
Lavaca County, Texas**



Signed this 11th day of March, 2024

Barbara K. Steffek, County Clerk
Barbara K. Steffek