

THE STATE OF TEXAS)(

COUNTY OF LAVACA)(

The Lavaca County Commissioners' Court met in a Regular Called Meeting on Monday, December 22, 2014 at 10:00 A. M. in the Lavaca County Commissioners' Courtroom, 1st Floor, in Hallettsville, Texas with Judge Tramer J. Woytek presiding and with Commissioner Edward Pustka, Pct. 1, Commissioner Ronald Berckenhoff, Pct. 2, Commissioner R. W. Brown, Pct. 3, and Commissioner Dennis W. Kocian, Pct. 4 all being present. Others in attendance were: Jim Appelt, Shana Opela, Deborah A. Sevcik, Karen Bludau, Dana Pohler, Gayle Bludau, Shannon R. DeForest, Patty Grahmann, Elizabeth A. Kouba and Barbara Steffek.

The meeting was called to order by Judge Tramer J. Woytek followed by the Pledge of Allegiance to the U.S. and Texas Flags.

Under Public Communications Commissioner Ronald Berckenhoff stated that someone has been going around Precinct 2 and pulling up delineators around culvert pipes and bridges and throwing them in the ditches and under the bridges. They are put there for the public's safety. The delineator marks the end of the culvert pipe. Someone might get too close to the end of the culvert pipe and injure themselves or damage their vehicle. He is having to send his employees to re-install them.

1. Annual report from Texas Agrilife Extension Agent, Shannon DeForest and Family Consumer Sciences Agent, Gayle Bludau. (County Judge)

Shannon DeForest and Gayle Bludau gave their annual reports.

Moved by Commissioner Dennis W. Kocian, Seconded by Commissioner R. W. Brown, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to approve their reports.

2. Environmental Public Health Services Agreement between Lavaca County, Texas and Lori McLennan, OSSF Licensed Designated Representative to continue through March 31, 2015. (County Judge)

Moved by Commissioner Ronald Berckenhoff, Seconded by Commissioner Edward Pustka, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to approve the Environmental Public Health Services Agreement between Lavaca County, Texas and Lori McLennan, OSSF Licensed Designated Representative to continue through March 31, 2015.

3. Discuss and/or award bids for the following:
a. Purchase of Level Up-Patch Material;

Moved by Commissioner Ronald Berckenhoff, Seconded by Commissioner Edward Pustka, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to award the purchase of Level Up-Patch Material:

PRE-MIX TYPE D to Leward Anders & Sons, Inc. - Bid #1410

Precinct #1 - \$66.00

Precinct #2 - \$65.50

Precinct #3 - \$65.50

Precinct #4 - \$67.00

Plant Price - \$38.00 to Vulcan Materials Company - Bid #1396

HOT MIX/COLD-LAY TYPE D to Brauntex Materials, Inc. - Bid #1399

Precinct #1 - \$82.25

Precinct #2 - \$81.50

Precinct #3 - \$80.50

Plant Price - \$65.00

HOT MIX/COLD-LAY TYPE D

Precinct #4 - \$82.81 to Colorado Material, Ltd. - Bid #1407

b. Purchase of Soil Stabilizer Quicklime – Pebble Bulk & Powder Lime;

Moved by Commissioner Dennis Kocian, Seconded by Commissioner Ronald Berckenhoff, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to award the purchase of Soil Stabilizer Quicklime - Pebble Bulk & Powder Lime to Lhoist North America - Bid #1405:

Soil Stabilizer - Quicklime - Pebble Bulk (minimum 22 tons) delivered to location - \$143.43 per ton:

Powder Lime - (minimum load 600-50 lb bags) delivered to County Pct's Warehouse - \$213.23 per ton

c. Purchase of Cover Stone Material – pre-coated and uncoated;

Moved by Commissioner Ronald Berckenhoff, Seconded by Commissioner Edward Pustka, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to award the bid for:

PRE-COATED PB-3 to Quality Hot Mix, Inc. - Bid #1411B

Precinct #1 - \$46.00

Precinct #2 - \$46.00

Precinct #3 - \$46.00

Precinct #4 - \$46.00

Plant Price - \$18.00 to Vulcan Materials Company - Bid #1397

PRE-COATED PE-3

There were no bids. Reject any and all bids.

Lots were drawn between Brauntex Materials, Inc. and Quality Hot Mix for Precinct #1.

PRE-COATED PB-4 to Brauntex Materials, Inc. - Bid #1400

Precinct #1 - \$46.00

Precinct #2 - \$45.25

Precinct #3 - \$44.25

PRE-COATED PB-4 to Quality Hot Mix, Inc. - Bid #1411B

Precinct #4 - \$46.00

Plant Price - \$19.00 to Vulcan Materials Company - Bid #1397

PRE-COATED PE-4 to Brauntex Materials, Inc. - Bid #1400

Precinct #1 - \$46.00

Precinct #2 - \$45.25

Precinct #3 - \$44.25

Precinct #4 - \$48.75

Plant Price - \$28.75

UNCOATED GRADE 3 to Quality Hot Mix, Inc. - Bid #1411B

Precinct #1 - \$25.00

Precinct #2 - \$24.00

Precinct #3 - \$23.50

UNCOATED GRADE 3 to Colorado Materials, Ltd. - Bid #1408

Precinct #4 - \$24.81

Plant Price - \$11.00

UNCOATED GRADE 4 to Quality Hot Mix, Inc. - Bid #1411B

Precinct #1 - \$25.00

Precinct #2 - \$24.00

Precinct #3 - \$23.50

UNCOATED GRADE 4 to Colorado Materials, Ltd. - Bid #1408

Precinct #4 - \$24.81

Plant Price - \$11.00

d. Purchase of Limestone: 1 ½", ¾", to dust and 90% - 1 1/2 " crushed and 10% - ¾" to dust;

Moved by Commissioner Dennis Kocian, Seconded by Commissioner Ronald Berckenhoff, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to award bids for:

1 ½" ROAD BASE to Steffek Transport - Bid #1398

Stockpile Location

Precinct #1 - \$17.50

Precinct #2 - \$16.50

Precinct #3 - \$17.50

Precinct #4 - \$17.50

1 ½" ROAD BASE to Quality Hot Mix, Inc. - Bid #1411A

Jobsite Location

Precinct #1 - \$20.00

Precinct #2 - \$20.00

Precinct #3 - \$20.00

Precinct #4 - \$20.00

Lots were drawn for Plant Price between Brauntex Materials, Inc. and Colorado Materials, Ltd.

Plant Price - \$5.25 awarded to Colorado Materials, Ltd. - Bid #1409

3/4" TO DUST to Steffek Transport - Bid #1398

Stockpile Location

Precinct #1 - \$17.50
Precinct #2 - \$16.50
Precinct #3 - \$17.50
Precinct #4 - \$17.50

3/4" TO DUST to Quality Hot Mix, Inc. - Bid #1411A

Jobsite Location

Precinct #1 - \$20.00
Precinct #2 - \$20.00
Precinct #3 - \$20.00
Precinct #4 - \$20.00
Plant Price - \$6.75 awarded to Brauntex Materials, Inc. - Bid #1401

1" AND DOWN to Steffek Transport - Bid #1398

Stockpile Location

Precinct #1 - \$19.25
Precinct #2 - \$18.25
Precinct #3 - \$19.25
Precinct #4 - \$19.25

1"AND DOWN to Steffek Transport - Bid #1398

Jobsite Location

Precinct #1 - \$21.25
Precinct #2 - \$20.25
Precinct #3 - \$21.25
Precinct #4 - \$22.25
Plant Price - \$6.75 awarded to Brauntex Materials, Inc. - Bid #1401

e. Purchase of AC-5, AC-10, MC-30, CRS-1P, CRS-2, AE-P and/or RC-250;

Moved by Commissioner Dennis Kocian, Seconded by Commissioner Ronald Berckenhoff, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to reject any and all bids on AC-5, AC-10, MC-30, CRS-2, AE-P and RC-250.

Moved by Commissioner Ronald Berckenhoff, Seconded by Commissioner Dennis Kocian, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to accept P2 Emulsions price sheet for their particular product.

f. Hauling of gravel from current plant location to various county roads;

Moved by Commissioner Ronald Berckenhoff, Seconded by Commissioner Edward Pustka, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to accept the bid for:

PIT RUN AND SCREENED GRAVEL to Prihoda Gravel Co. - Bid #1403

- Precinct #1 Stockpile - \$10.00 per ton
- Precinct #1 Any County Road - \$12.00 per ton
- Precinct #2 Stockpile - \$11.50 per ton
- Precinct #2 Any County Road - \$12.00 per ton
- Precinct #3 Stockpile - \$11.50 per ton
- Precinct #3 Any County Road - \$12.00 per ton
- Precinct #4 Stockpile - \$11.50 per ton
- Precinct #4 Any County Road - \$12.00 per ton

g. Vegetation Management Services. (Commissioners)

Moved by Commissioner Ronald Berkenhoff, Seconded by Commissioner Dennis Kocian, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to accept the bid for:

CHEMICAL MOWING-TURF MOWING to Roadside, Inc. - Bid #1413

1. 200 Centerline miles treatment per application (Contractor Supplies Herbicides) - \$80.00 a mile
2. 400 Centerline miles treatment per application (Contractor Supplies Herbicides) - \$80.00 a mile
3. Alternate Treatment per acre (Contractor Supplies Herbicides) - \$50.00 a mile
4. Edge of Pavement treatment per centerline mile (Contractor Supplies Herbicides) - \$60.00 a mile
5. Bridge Treatment (Contractor Supplies Herbicides) - \$300.00 per mile

BRUSH SPRAYING

6. 200 Centerline miles treatment per application (Contractor Supplies Herbicides) - \$450 a mile
7. 200 Centerline miles treatment per application (Contractor Supplies Herbicides) - No Bid
8. Alternate-Treatment per acre (Contractor Supplies Herbicides) - \$150 a mile

4. Discuss and/or award bids for purchase of fuel. (Commissioners)

Moved by Commissioner Dennis Kocian, Seconded by Commissioner R. W. Brown, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to accept the bid from Rudolphs, Inc. - Bid #1415 for Precinct #1, Precinct #2, Precinct #3, Precinct #4, Sheriff's Dept, Senior Citizens Hallettsville, Senior Citizens Shiner, Ambulance Rescue Service - Hallettsville, Ambulance Rescue Service - Shiner for:

	<u>Ultra-Low Diesel Fuel</u>	<u>Dyed Diesel Fuel</u>	<u>Regular Unleaded</u>
Terminal Price	2.4305	2.4355	1.9760
Tax	.20	Ex.	.20
Mark-up	.0654	.0659	.0649

5. Acknowledge receipt of financial assistance from the Dickson Allen Foundation to the Lavaca County Senior Citizens Program in the amount of \$15,000.00. (Program Coordinator)

Moved by Judge Tramer J. Woytek, Seconded by Commissioner Dennis Kocian, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to acknowledge receipt of financial assistance from the Dickson Allen Foundation to the Lavaca County Senior Citizens Program in the amount of \$15,000.00

6. 2015 Lavaca County Investment Policy. (Treasurer)

Moved by Commissioner Dennis Kocian, Seconded by Commissioner R. W. Brown, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to accept the 2015 Lavaca County Investment Policy.

7. Agreement with Community Action Committee of Victoria, Texas for 2015. (County Judge)

Moved by Commissioner Ronald Berckenhoff, Seconded by Commissioner Edward Pustka, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to approve the Agreement with Community Action Committee of Victoria, Texas for 2015.

8. For grant purposes only – Paid leave (i.e. sick, vacation, holiday, compensatory time) may be counted as hours worked when calculating overtime. (Auditor)

Moved by Commissioner R. W. Brown, Seconded by Commissioner Dennis Kocian, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to approve for grant purposes only - Paid leave (i.e. sick, vacation, holiday, compensatory time) may be counted as hours worked when calculating overtime.

9. Approve bonds for the newly elected officials and their staff. (County Clerk)

Moved by Commissioner Dennis Kocian, Seconded by Commissioner Edward Pustka, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to approve bonds for the newly elected officials and their staff as list presented by the County Clerk.

10. Closure of LCR #392 at the low water crossing in the area of the junction of LCR #392 and #393 in order to install a culvert, beginning January 12, 2015 for approximately 3 days. (Comm. Pct. 3)

Moved by Commissioner R. W. Brown, Seconded by Commissioner Ronald Berckenhoff, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to approve the closure of LCR #392 at the low water crossing in the area of the junction of LCR #392 and #393 in order to install a culvert, beginning January 12, 2015 for approximately 3 days.

11. Placement of speed limit signs and children at play signs on LCR #349. (Comm. Pct. 3)

Moved by Commissioner R. W. Brown, Seconded by Commissioner Dennis Kocian, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to place speed limit signs on LCR #349.

12. Annual Computer Network Maintenance & Support Agreement for the Lavaca County Clerk's Office with Infiniti Communications Technologies. (County Clerk)

Moved by Commissioner Edward Pustka, Seconded by Commissioner Ronald Berckenhoff, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to approve the annual Computer Network Maintenance & Support Agreement for the Lavaca County Clerk's Office with Infiniti Communications Technologies as presented by the County Clerk.

Consent Agenda – Unless a member of the Court requests a separate consideration of any items, all under the Consent Agenda are considered to be of routine nature or have been previously deliberated by the Court in an open meeting and therefore may be approved by one motion, second and vote.

Moved by Commissioner Dennis Kocian, Seconded by Commissioner R. W. Brown, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to approve the consent agenda.

13. Minutes of December 8, 2014 Regular Meeting.

14. Lavaca County Road Special Use Agreement between Mascot Oil Co. and Lavaca County Precinct #1 to include LCR #196.

15. Lavaca County Pipeline Permit between Devon Energy Production Company, LP and Lavaca County Precinct #3 to include LCR #335, #340 and #342.

16. Lavaca County Pipeline Permit between American Midstream (Lavaca), LLC and Lavaca County Precinct #3 to include LCR #351. (6” pipe)

17. Lavaca County Pipeline Permit between American Midstream (Lavaca), LLC and Lavaca County Precinct #3 to include LCR #351. (8” pipe)

18. Lavaca County Road Special Use Agreement between Alta Mesa Services, LP and Lavaca County Precinct #1 to include LCR #126 and #127.

19. County Auditor Monthly Report.

20. Budget Amendments, if any

21. Claims

Court members signing of paperwork related to items above

Adjournment by Presiding Officer

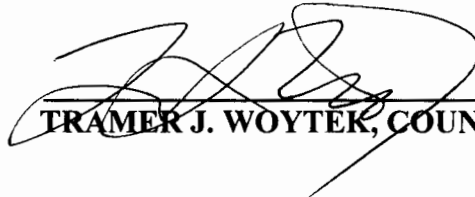
STATEMENT OF APPROVAL

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 December 22, 2014 are
this day approved as submitted.**

Signed this the 12th day of January, A.D. 2015.


TRAMER J. WOYTEK, COUNTY JUDGE

ACKNOWLEDGED:


ELIZABETH A. KOUBA, COUNTY CLERK

