

THE STATE OF TEXAS)(

COUNTY OF LAVACA)(

The Lavaca County Commissioners' Court met in a Regular Called Meeting on Monday, November 9th, 2015 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: Shana R. Opela, Deborah A. Sevcik, Ashley Mraz, Elizabeth A. Kouba, Barbara Steffek, Karen Bludau, Dana Johnson, Andy Taylor, Tom L. Sturgill, Doreen M. Sturgill, Tammy Woytek, Micah Harmon, Roseann Mikes, and Jim Appelt.

The meeting was called to order by Judge Tramer J. Woytek followed by the invocation by Pastor Andy Taylor, and the Pledge of Allegiance and Pledge to the Texas Flag by Commissioner Edward Pustka.

Commissioner Edward Pustka addressed the court under public communications with an update on the Navidad River Bridge at LCR #124 & 125. The old bridge is being dismantled, the landings are being resealed, and the new bridge will be ready for public use today, November 9, 2015.

1. Field Agreement between USDA, Texas Agrilife Extension – Wildlife Services, Texas Wildlife Damage Management Association, Inc. and Lavaca County for predatory animal control January 1, 2016 through March 31, 2016. (County Judge)

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 Field Agreement between USDA, Texas Agrilife Extension – Wildlife Services, Texas Wildlife Damage Management Association, Inc. and Lavaca County for predatory animal control January 1, 2016 through March 31, 2016.

2. Per Local Government Code 111.0108 – Certification of Unbudgeted Revenue: Vietnam Veterans of America - \$1,565.06 Sign designation of portion of Highway 77N and W&D Recycling - \$445.00 Sale of Scrap Metal for Pct. 4. (Auditor)

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 as Per Local Government Code 111.0108 – Certification of Unbudgeted Revenue: Vietnam Veterans of America - \$1,565.06 Sign designation of portion of Highway 77N and W&D Recycling - \$445.00 Sale of Scrap Metal for Pct. 4.

3. Approve the following positions as Exempt in accordance with the Fair Labor Standards Act and Section 7.04 of the Lavaca County Personnel Policy: Director for the Lavaca County Rescue Service; Elections Administrator; Records Management Officer; and Assistant County Attorney. (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 the following positions as Exempt in accordance with the Fair Labor Standards Act and Section 7.04 of the Lavaca County Personnel Policy: Director for the Lavaca County Rescue Service; Elections Administrator; Records Management Officer; and Assistant County Attorney.

An Amendment to the original motion was made 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 that Judge Tramer J. Woytek sign all time sheets for verification with the exception of the County Attorney.

4. Acknowledge vacation and sick leave balance for Employee #0686. (Auditor)

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 Acknowledge vacation and sick leave balance for Employee #0686.

5. 2016 Lavaca County Indigent Defense Grant Program Resolution. (Auditor)

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 2016 Lavaca County Indigent Defense Grant Program Resolution.

6. Cast vote on nominations for the election of Lavaca County Central Appraisal District Board of Directors for the 2016-2017 term of office, beginning January 1, 2016 and ending December 31, 2017. (County Judge)

Moved by Dennis Kocian, Seconded by Commissioner Ronald Berckenhoff, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to Send all of their votes to the nominee Kenneth Henneke with 1,313.

7. Accept the resignation of dispatcher Mark Myers effective November 10, 2015. (Sheriff)

Moved by 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 resignation of dispatcher Mark Myers effective November 10, 2015.

8. Authorize County Judge to execute Memorandum of Oil and Gas Lease between Lavaca County and Delgado Resources, LLC for 0.5234 acre of land, being Lots 4, 5 and 6, in Block 19, Churchview Addition to the City of Shiner and being part of the Graves Fulcher Survey A-187. (County Judge)

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 Authorize County Judge to execute Memorandum of Oil and Gas Lease between Lavaca County and Delago Resources, LLC for 0.5234 acre of land, being Lots 4, 5 and 6, in Block 19, Churchview Addition to the City of Shiner and being part of the Graves Fulcher Survey A-187.

Judge Tramer J. Woytek stated the company name will be as stated in memorandum not as on agenda item.

9. Approve Addendum to Victoria County Juvenile Justice Center Contract and Agreement. (Probation Dept.)

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 Approve Addendum to Victoria County Juvenile Justice Center Contract and Agreement.

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 Ronald Berckenhoff, Seconded by Commissioner Edward Pustka, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to Amend by striking LCR# 256 & 257 off of the permit in item #13.

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 consent agenda as amended.

10. Minutes of October 26, 2015 Regular Meeting.

11. Lavaca County Special Road Use Agreement between Precinct #4 and Trio Consulting & Management, LLC to include LCR #458 and LCR #1.

12. Acknowledge 2014 Grant Adjustment Notice for the federal grant titled State Homeland Security Program.

13. Lavaca County Road Special Use Agreement between SN Operating, LLC and Precinct #2 to include various roads as listed: LCR #256, 257, 258, 290, 292, 291 and 293.

14. Lavaca County Road Special Use Agreement between Trio Consulting & Management, LLC and Precinct #1 to include LCR #1A, LCR #1B, LCR #1 and LCR #1D

15. County Treasurer Annual Report for FY ending September 30, 2015.

16. County Treasurer Monthly and Public Financial Reports.

17. Tax Assessor-Collector Report as per 31.10 of the Property Tax Code.

18. County Auditor Monthly Report.

19. County Officials' Reports.

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 November 9, 2015 are
this day approved as submitted.**

Signed this the 23rd day of November, A.D. 2015.


TRAMER J. WOYTEK, COUNTY JUDGE



ACKNOWLEDGED:


ELIZABETH A. KOUBA, COUNTY CLERK