

**THE STATE OF TEXAS )(**  
**COUNTY OF LAVACA )(**

**The Lavaca County Commissioners' Court met in a Regular Called Meeting on Monday, April 11, 2016 at 10:00 A. M. in the Lavaca County Commissioners' Courtroom, 1<sup>st</sup> 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: Charles Greive, Sherry T. Henke, Vicki T. Vogel, Jim Appelt, Shana Opela, Dana Johnson, Paula Walker, Karen Bludau, Jess T. Davenport, Perry Haynes, Michelle Etzler, Sheila Jansky, Lisa Lowe, Ashley Mraz, & Elizabeth A. Kouba.**

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**The meeting was called to order by Judge Tramer J. Woytek followed by the Pledge of Allegiance and Pledge to the Texas Flag by Commissioner R. W. Brown.**

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**1. Annual report from the Texas Department of State Health Services. (County Judge)**

**Moved by Commissioner Dennis W. Kocian, Seconded by Commissioner Ronald Berckenhoff, and adopted by all members present voting AYE, none voting NO, IT IS HEREBY ORDERED to accept the Annual report from the Texas Department of State Health Services.**

**Michelle Etzler and Sheila Jansky gave an overview of what public health does in the county.**

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**2. Review and clarify county policy on exempt employees. (County Judge)**

**Moved by Judge Tramer J. Woytek Seconded by Commissioner R. W. Brown, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to table item until the next meeting, given the opportunity to put in place a policy to fix the issue.**

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**3. Discuss and/or award bids for the following:**

- a. Purchase of HMAC Regular D Hot Mix Asphalt;**
- b. Purchase and delivery of Gravel Post Oak Pit Run with Red Binder, Gravel Post Oak Screened 1 ½ and down with red binder for various Lavaca County Roads;  
and**
- c. Purchase of Seal Coating, resealing and fogseal for Lavaca County Roads.  
(Commissioners)**

Moved by Dennis W. Kocian, Seconded by Commissioner Ronald Berckenhoff, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to award bid for HMAC Regular D Hot Mix Asphalt:

Brauntex Materials, INC.-Bid #1467

Delivery to Precinct #1 Warehouse- \$64.75  
Delivery to Precinct #2 Warehouse- \$63.50  
Delivery to Precinct #3 Warehouse- \$62.75  
Pick up at plant: \$47.50

Quality Hot Mix, INC-Bid #1463

Delivered Precinct #4 Warehouse- \$66.00

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

Gravel Post Oak Pit Run with Red Binder

Prihoda Gravel CO.- Bid #1468A

Delivery to Precinct #1- \$14.25  
Delivery to Precinct #2- \$15.75  
Delivery to Precinct #3- \$15.75  
Pick up at plant- \$4.25

Pro Field Services INC.- Bid #1480

Delivery to Precinct #4- \$15.30  
Pick up at plant- \$4.25

Gravel Post Oak Screened 1 ½" and Down with Red Binder for various Lavaca County Roads

Prihoda Gravel CO.- Bid #1468A

Delivery to Precinct #1- \$15.25  
Delivery to Precinct #2- \$16.75  
Delivery to Precinct #3- \$16.75  
Delivery to Precinct #4- \$16.75  
Pick up at plant- \$5.25

Gravel Post Oak Pit Run with Red Binder and Gravel Post Oak Screened 1 ½" and Down with Red Binder

Prihoda Gravel CO.- Bid #1468B

Delivery to Precinct #2- \$17.25  
Delivery to Precinct #3- \$17.25

**Pro Field Services- Bid #1480**  
Delivery to Precinct #1- \$15.95  
Delivery to Precinct #4- \$16.80

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 award bid for Seal Coating, Resealing & Fogseal for Lavaca County Roads:

**H & C CONSTRUCTION COMPANY- BID #1474**

- Option 1- \$0.77 PSY
- Option 2- \$0.33 PSY
- Option 3- \$1.54 PSY
- Option 4- \$0.66 PSY
- Option 5- \$0.93 PSY
- Option 6- \$2.50/Gallon
- Option 7- \$0.42 PSY
- Option 8- \$0.33 PSY

In regards to Option 6, the wholesale cost of MC-30 oil to the bidder is \$2.50 per gallon.

**\*\*NO RECORDABLE DOCUMENT WAS SUBMITTED TO THE MINUTES OF THE COURT\*\***

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**4. Governing Authority Resolution authorizing Becky Janak, Lavaca County Senior Citizens Program Coordinator, to negotiate on terms and conditions she may deem advisable, contracts with the Texas Department of Aging and Disability Services (DADS), and to execute the contracts on behalf of the Senior Services Program. (Senior Services Program)**

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 Governing Authority Resolution authorizing Becky Janak, Lavaca County Senior Citizens Program Coordinator, to negotioate on terms and conditions she may deem advisable, contracts with the Texas Department of Aging and Disability Services (DADS), and to execute the contracts on behalf of the Senior Services Program.

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**5. Ratify Proclamation signed by the County Judge proclaiming the month of April 2016 as Child Abuse Prevention Month. (County Judge)**

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 ratify Proclamation signed by the County Judge proclaiming the month of April 2016 as Child Abuse Prevention Month.

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**6. Ratify Proclamation signed by the County Judge proclaiming the month of April 2016 as Autism Awareness Month. (County Judge)**

**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 ratify Proclamation signed by County Judge proclaiming the month of April 2016 as Autism Awareness Month.**

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**7. Preservation and image project for Deed Volume A and Deed Volume B by KOFILE Preservation at a cost of \$6, 825.00 to be paid out of the County Clerk Archive fund and authorize County Judge to sign the contract. (County Clerk)**

**Moved by Commissioner R. W. Brown, Seconded by Commissioner Dennis W. Kocian, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to authorize the preservation and image project for Deed Volume A and Deed Volume B by KOFILE preservation at a cost of \$6, 825.00 to be paid out of the County Clerk Archive fund and authorize County Judge to sign the contract.**

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**8. Request to hire part-time employee utilizing budget for employee on military leave. (Comm. Pct. 2)**

**Moved by Commissioner Ronald Berckenhoff, Seconded by Commissioner R. W. Brown, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to hire Harvey Pilat with the effective date of April 13, 2016. He will work only as needed at \$13.50/hr.**

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**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 approve the Consent Agenda as listed.**

**9. Minutes of March 28, 2016 Regular Meeting.**

**10. 2015 Certificate of Compliance presented to Lavaca County Treasurer for completing the required hours of continuing education as established by section 83.003 of the Texas Local Government Code Continuing Education.**

11. Certificate of Compliance presented to Lavaca County Constable, Larry Hlavac, for completing the forty hour required course in Continuing Education for Constables.
12. Phillip Shaw granting Lavaca County Precinct #2 permission to enter property located along LCR #265 for the purpose of clearing the Right of Way and correcting drainage problems along said roadway.
13. Lavaca County Road Special Use Agreement between Kinder Morgan Tejas Pipeline, LLC and Precinct #1 to include LCR #19.
14. Lavaca County Pipeline Permit between Kinder Morgan Tejas Pipeline, LLC and Precinct #1 to include LCR #19.
15. Lavaca County Pipeline Permit between American Midstream (Lavaca), LLC and Precinct #3 to include LCR #364. (Crossing #1)
16. Lavaca County Pipeline Permit between American Midstream (Lavaca), LLC and Precinct #3 to include LCR #364. (Crossing #2)
17. Tax Assessor-Collector Report as per 31.10 of the Property Tax Code.
18. County Auditor Monthly Report and Quarterly Reports.
19. Monthly County Treasurer Report, Quarterly County Report, Quarterly Investment Report and Public Financial Report.
20. County Officials' Reports.
21. Budget Amendments, if any.
22. Claims.

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Court members signing of paperwork related to items above

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Adjournment by Presiding Officer

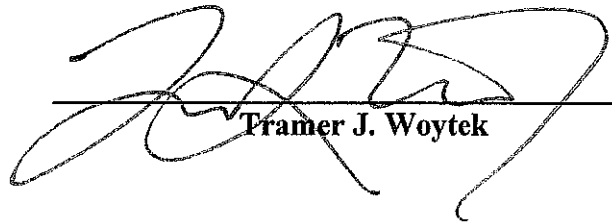
STATEMENT OF APPROVAL

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 April 11, 2016 are  
this day approved as submitted.

Signed this the 25 day of April, 2016, A.D.

  
\_\_\_\_\_, County Judge  
Pramer J. Woytek

ATTEST:

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

