

THE STATE OF TEXAS)(

COUNTY OF LAVACA)(

The Lavaca County Commissioners' Court met in a Regular Called Meeting on Monday, May 13th, 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: Elizabeth A. Kouba, Micah Harmon, Sherry T. Henke, Stuart Fryer, Debbie Fishbeck, Deborah A. Sevcik, Jimmy Appelt, Shana R. Opela, Dana Pohler, Lori Wiggins & 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.

No one addressed the court under Public Communications.

1. Presentation of Texas Association of Counties Crime Policy Coverage by Lori Wiggins, TAC Risk Management Consultant. (Auditor)

Lori Wiggins gave a presentation on Texas Association of Counties Crime Policy Coverage.

Moved by Judge Tramer Woytek, 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 presentation of Texas Association of Counties Crime Policy Coverage by Lori Wiggins and implement the Crime Coverage Proposal.

2. Ratify Proclamation signed by the County Judge on April 24, 2013 proclaiming April 28th to May 5th Soil & Water Stewardship Week. (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 accept the Proclamation signed by the County Judge on April 24, 2013 proclaiming April 28th to May 5th Soil & Water Stewardship Week.

3. Determine date of second Commissioners Court meeting for the month of May due to May 27, 2013 being Memorial Day holiday. (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 change the date to the 28th.

4. Declare as surplus property for Commissioner Precinct #3:

- A. Asset #3015 – 1995 Kenworth Model T800N 12 yard dump truck
Vin #1NKDL69X6SJ641550.
- B. Asset #010467 – 50 gallon upright Air Pro Compressor – Serial
#9503031574.
- C. Asset #003039 – 2000 PSI Annovi Reverberi Electric Pressure
Washer.
- D. Asset #010368 – 4000 lb. Wesley International Pallet Jack.

- E. Asset #010366 – 4500 lb. Rol-Lift Pallet Jack.
- F. Asset #003037 – 2x2 Gorman-Rupp Pumphousing with a Briggs and Stratton engine.
- G. Asset #010387 – 20” Toro Lawnmower.
- H. Asset #010351 – Air Whirlpool Conditioner.
- I. No tag – 2 each sheepfoot packer. (Comm. Pct. 3)

Moved by Commissioner R.W. Brown, Seconded by Commissioner Edward Pustka, and adopted by all members present voting AYE and none voting NO, IT IS HEREBY ORDERED to declare as surplus property.

5. Per Local Government Code 111.0108 certification of unanticipated revenue: A&S Recycling – Scrap Material Precinct 3 In the amount of \$768.60. (Auditor)

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 accept this and put into Precinct 3 account in the amount \$768.60.

6. Declare as surplus property for Commissioner Precinct #2: Asset #002038 – Alamo Batwing Shredder, Model #15-1V-E, Serial #03030 and Asset #002037 – 1994 Ford Model Conveyor Bed Water Truck 2,500 gallon, VIN #1FDYH81EXRVA36004 – 50,927 miles. (Comm. Pct. 2)

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 declare as surplus property for Lavaca County Precinct #2: Asset #002038- Alamo Batwing Shredder, Model #15-1V-E, Serial #03030 and Asset #002037 - 1994 Ford Model Conveyor Bed Water Truck 2,500 gallon, VIN #1FDYH81EXRVA36004 - 50,927 miles.

7. Request by Precinct #2 to seek applications for part-time road and bridge employee. (Comm. Pct. 2)

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 request of Lavaca County Precinct #2 to seek applications for part-time road and bridge employee. This is a budgeted position.

8. EMS Week Proclamation, proclaiming the week of May 19th through May 25th as Emergency Medical Services Week. (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 accept the EMS Week Proclamation, proclaiming the week of May 19th through May 25th as Emergency Medical Services Week.

9. Declare as surplus property:

- A. Power VT 250 gallon water heater, Model #1060P250A-PVL, Serial #1004114315.
- B. 2008 Ford Crown Victoria, VIN #2FAFP71V88X157190.
- C. 2004 Ford Crown Victoria, VIN #2FAFP71W24X185425.
- D. 2005 Ford F150 Pickup, VIN #1FTPW14565KD32318. (Sheriff)

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 declare as surplus property as presented.

10. Approve purchase of 1999 International Water Truck for Precinct #2. (Comm. Pct. 2)

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 approve the purchase of 2000 International Water Truck for Lavaca County Precinct #2. This International 4900 serial # is 1HTSDAAN9YH223182.

11. Proclamation designating May 12-18, 2013 as National Police Week, and May 15, 2013 as Peace Officers Memorial Day. (Sheriff)

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 Proclamation designating May 12-18, 2013 as National Police Week, and May 15, 2013 as Peace Officers Memorial Day.

12. Consider the closure of a portion of some County Roads in Sweet Home for the Fireman's Fest, May 17-18, 2013. (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 move that we close these roads in Sweet Home for the Fireman's Fest on May 17-18.

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 proposed.

13. Minutes of April 22, 2013 Regular Meeting.

14. Lavaca County Road Special Use Agreement/Permit between Penn Virginia and Lavaca County Precinct #2 to include LCR #292. (Pavlicek)

15. Lavaca County Road Special Use Agreement/Permit between Penn Virginia and Lavaca County Precinct #2 to include LCR #292 and LCR #293. (Kleihege)
16. Lavaca County Road Special Use Agreement/Permit between Penn Virginia and Lavaca County Precinct #3 to include LCR #298 and LCR #351. (Effenberger)
17. Lavaca County Road Special Use Agreement/Permit between Penn Virginia and Lavaca County Precinct #3 to include LCR #298 and LCR #299. (Technik)
18. Lavaca County Road Special Use Agreement/Permit between Penn Virginia and Lavaca County Precinct #3 to include LCR #298 and LCR #299. (Leal)
19. Application for Lavaca County Pipeline Permit between Penn Virginia Oil & Gas, LP and Lavaca County Precinct #2 to include LCR #272.
20. Application for Lavaca County Pipeline Permit between Penn Virginia Oil & Gas, LP and Lavaca County Precinct #2 to include LCR #274.
21. Lavaca County Road Special Use Agreement/Permit between H&P Exploration Co. and Lavaca County Precinct #4 to include LCR #1.
22. Extend Lavaca County Road Special Use Agreement/Permit between Eagle Ford Hunter Resources, Inc. and Lavaca County Precinct #2 to include LCR #285. Ending date will be June 11, 2013. Commissioners Court dated March 11, 2013.
23. County Auditor Monthly Report
24. County Treasurer Monthly and Public Financial Reports
25. Tax Assessor-Collector Report as per 31.10 of the Property Tax Code
26. County Officials' Reports
27. Budget Amendments, if any
28. 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 May 13th, 2013 are
this day approved as submitted.**

Signed this the 28th day of May, A.D. 2013.


PRAMER J. WOYTEK, COUNTY JUDGE

ACKNOWLEDGED:


ELIZABETH A. KOUBA, COUNTY CLERK

