

THE STATE OF TEXAS )(

COUNTY OF LAVACA )(

The Lavaca County Commissioners' Court met in a Regular Called Meeting on Monday, November 25th, 2013 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: Shana R. Opela, Jim Appelt, Elizabeth A. Kouba, Emil P. Kloesel, Deborah A. Sevcik, Karen Bludau, Dana Pohler, Sherry T. Henke, Kerry L. Peterson, Micah C. Harmon and Barbara Steffek.

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

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Under Public Communications Commissioner R. W. Brown thanked Game Warden Kerry Peterson for the very professional job he did for him this past weekend.

County Clerk, Elizabeth Kouba announced that she has taken over the Local Registrar for JP Pct #2, JP Pct #4, and JP #3 she is doing on the interim until she can get all of the records from him. Hopefully, within the next few weeks she will also have JP #1.

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1. Approve the hiring of Amanda L. Orsak by the Lavaca County Attorney, effecting a lateral transfer to County Attorney's Office as a Legal Assistant effective January 4, 2014, at her current annual salary of \$28,332.00. (County Attorney)

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 hiring of Amanda L. Orsak by the Lavaca County Attorney, effecting a lateral transfer to County Attorney's Office as a Legal Assistant effective January 4, 2014, at her current annual salary of \$28,332.00.

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2. Purchase of the following:

- a. 5100E John Deere Tractor – serial #1LV5100EPDY140689
- b. H260 Loader – serial #1POH260XCDD009404
- c. HX15 Rotary Cutter – serial #1POHX15EHDP042001. (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 pass on Item #2.

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3. Annual Computer Network Maintenance and Support Agreement for the Lavaca County Tax Office with Infiniti Communications Technologies. (Tax Assessor-Collector)

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 Annual Computer Network Maintenance and Support Agreement for the Lavaca County Tax Office with Infiniti Communications Technologies.

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4. Transfer of Title by Court Order for 1.93 acres of land, located in the Silas Morris Survey, Abstract No. 31 from Lavaca County to Sweet Home Volunteer Fire Department as a one time additional compensation for their regular services to Lavaca County and the general public. (Comm. Pct. 3)

Moved by Commissioner R. W. Brown, Seconded by Commissioner Dennis Kocian, and adopted by Commissioner Edward Pustka, Judge Tramer Woytek, Commissioner R. W. Brown and Commissioner Dennis Kocian voting AYE and none voting NO, and with Commissioner Ronald Berckenhoff ABSTAINING, IT IS HEREBY ORDERED to approve the Transfer of Title by Court Order for 1.93 acres of land, located in the Silas Morris Survey, Abstract No. 31 from Lavaca County to Sweet Home Volunteer Fire Department as a one time additional compensation for their regular services to Lavaca County and the general public.

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5. Request to purchase three (3) 2014 Chevrolet Tahoe police package vehicles with emergency equipment from Caldwell Country in the amount of \$105,133.00 through the Buy Board. (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 approve the request to purchase three (3) 2014 Chevrolet Tahoe police package vehicles with emergency equipment from Caldwell Country in the amount of \$105,133.00 through the Buy Board for the Lavaca County Sheriff's Department.

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6. Request to lease eight (8) Fusion in-car video systems with all necessary equipment from Coban as quoted for three (3) years at a total cost of \$33,734.00 to be paid in three (3) annual payments of \$11,244.67 beginning with the current fiscal year. (Sheriff)

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 accept the request to lease eight (8) Fusion in-car video systems with all necessary equipment from Coban as quoted for three (3) years at a total cost of \$33,734.00 to be paid in three (3) annual payments of \$11,244.67 beginning with the current fiscal year.

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7. Request to lease one (1) Ricoh MP50025P copier for 60 months at a cost of \$5,890.20 through D.I.R. (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 approve the request to lease one (1) Ricoh MP50025P copier for 60 months at a cost of \$5,890.20 through D.I.R.

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8. Declare as surplus property a 2007 Ford Crown Victoria, VIN #2FAFP71W47X126817. (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 a 2007 Ford Crown Victoria, VIN #2FAFP71W47X126817.

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**9. File for record – Chapter 59 Asset Forfeiture Report for FY 2013 for the Lavaca County Sheriff. (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 file for record - Chapter 59 Asset Forfeiture Report for FY 2013 for the Lavaca County Sheriff.**

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**10. Per Local Government Code 111.0108 certification of unanticipated revenue: Reimbursement for Precinct 4 shredder damages – State Farm Mutual Automobile Insurance Company \$683.85. (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 Per Local Government Code 111.0108 certification of unanticipated revenue: Reimbursement for Precinct 4 shredder damages - State Farm Mutual Automobile Insurance Company for \$683.85.**

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**11. Consideration and approval of Interlocal Agreement for Cooperative Purchasing for Actuarial Shared Services with North Central Texas Council of Governments. (Auditor)**

**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 Interlocal Agreement for Cooperative Purchasing for Actuarial Shared Services with North Central Texas Council of Governments.**

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**12. Consideration and approval of Master Agreement with Gabriel, Roeder, Smith & Company to perform actuarial consulting services for Lavaca County. (Auditor)**

**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 approve the Master Agreement with Gabriel, Roeder, Smith & Company to perform actuarial consulting services for Lavaca County Auditor’s Office.**

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**13. Consideration and approval of Engagement Letter with Gabriel, Roeder, Smith & Company for GASB Other Post Employment Benefits Valuation for Lavaca County. (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 approve the Engagement Letter with Gabriel, Roeder, Smith & Company for GASB Other Post Employment Benefits Valuation for Lavaca County at a total cost of \$5025.00.**

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**14. Interlocal Purchasing System Program. (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 approve the Interlocal Purchasing System Program.**

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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 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.

15. Minutes of November 12, 2013 Regular Meeting.

16. Lavaca County Road Special Use Agreement/Permit between Tidal Petroleum, Inc. and Lavaca County Precinct #2 to include LCR #290.

17. Amend Agents and Subcontractors list on the Lavaca County Road Special Use Agreement/Permit between Esenjay Operating, Inc. and Lavaca County Precinct #1 to include LCR #1, LCR #15, LCR #15A, and LCR #15AA.

18. Amend Agents and Subcontractors list on the Lavaca County Road Special Use Agreement/Permit between Esenjay Operating, Inc. and Lavaca County Precinct #4 to include LCR #1 and LCR #14.

19. Lavaca County Road Special Use Agreement/Permit between GeoSouthern Energy and Lavaca County Precinct #1 to include LCR #134 and LCR #132.

20. Lavaca County Road Special Use Agreement/Permit between Sabine Oil & Gas, LLC and Lavaca County Precinct #3 to include LCR #329A and LCR #329.

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 November 25th, 2013 are  
this day approved as submitted.**

**Signed this the 9th day of December, A.D. 2013.**

  
**TRAMER J. WOYTEK, COUNTY JUDGE**

**ACKNOWLEDGED:**

  
**ELIZABETH A. KOUBA, COUNTY CLERK**

