

STATEMENT OF APPROVAL

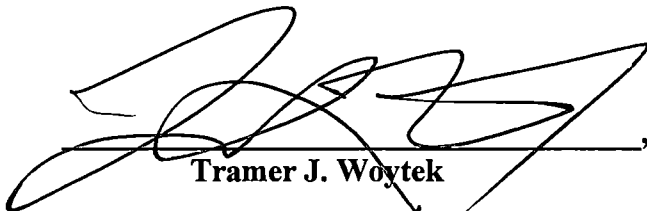
17246

THE STATE OF TEXAS ]

COUNTY OF LAVACA ]

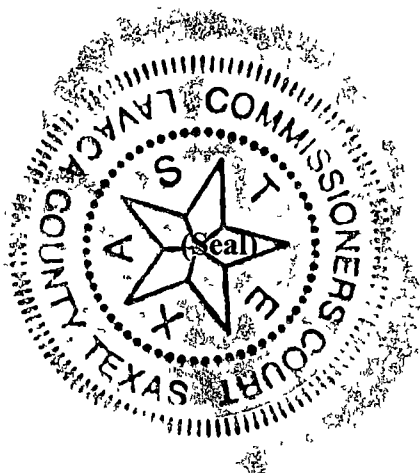
We, the County Judge, and Commissioners of  
Lavaca County, Texas, majority being present, do hereby certify that the above and  
foregoing Minutes of the Commissioners' Court Meeting dated December 11, 2017  
are this day approved as submitted.

Signed this the 27<sup>th</sup> day of December, 2017, A.D.

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

ATTEST:

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



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

**Regular Meeting December 11, 2017**

The Lavaca County Commissioners' Court met in a Regular Called Meeting on Monday, December 11, 2017 at 10:00 A. M. in the Lavaca County Commissioners' Courtroom, 1<sup>st</sup> Floor, in Hallettsville, Texas.

**Present:**

County Judge Tramer J. Woytek  
 Edward Pustka, Commissioner Pct. 1  
 Ronald Berckenhoff, Commissioner Pct. 2  
 R. W. Brown, Commissioner Pct. 3  
 Elizabeth A. Kouba, County Clerk

The attached sheets contain the names of the citizens and officials that were in attendance.

**Roll Call:**

All members of the court were present with the exception of Dennis W. Kocian, Commissioner Pct. 4.

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.

**Public Communications:**

None.

**Discussion and/or Action Agenda:**

**1. Order continuing Declaration of Disaster Proclamation made by County Judge on August 25, 2017 and still currently in effect. (County Judge)**

Moved by Judge Tramer J. Woytek, seconded by Commissioner R.W. Brown.

"I put that in the form of a motion."

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
R. W. Brown, Commissioner Pct. 3	YES

**Motion Carried**

**Court Order: 17231**

**NO DOCUMENT WAS SUBMITTED TO THE MINUTES OF THE COURT.**

**2. Hire Shelli Laake as Dispatcher with a starting salary of \$31,471.00 effective November 6, 2017. (Sheriff)**

Moved by Commissioner Ronald Berckenhoff, seconded by Commissioner Edward Pustka.

“I make a motion to hire Shelli Laake as Dispatcher with a starting salary of \$31,471.00 effective November 6, 2017.”

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
R. W. Brown, Commissioner Pct. 3	YES

**Motion Carried**

**Court Order: 17232**

**NO DOCUMENT WAS SUBMITTED TO THE MINUTES OF THE COURT.**

**3. 25<sup>th</sup> Judicial District request for a juror pay increase. (District Clerk)**

Moved by Commissioner R.W. Brown, seconded by Commissioner Ronald Berckenhoff.

“I make a motion that we don’t approve this.”

Shana Opela, Lavaca County Auditor addressed the court reporting that with the proposed increase of juror pay from \$6.00 to \$15.00 for the first day would have impacted the 2016 budget by an increase of approximately \$4,000 and the 2017 budget by approximately \$5,000 and that is only referencing District Court jury summons not County Court or J.P. Courts.

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
R. W. Brown, Commissioner Pct. 3	YES

**Motion Carried**

**Court Order: 17233**

**4. Request from Lavaca County Rescue Service regarding pay change for employees. (EMS Director)**

Moved by Judge Tramer J. Woytek, seconded by Commissioner Ronald Berckenhoff.

“I make a motion to approve the pay change for employees as requested.”

Addendum to motion: “An addendum to my motion, where Lavaca County Rescue Service, I move that they be allowed to pay out any and all overtime as opposed to comp time.”

Moved by Judge Tramer J. Woytek, seconded by Commissioner Ronald Berckenhoff.

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
R. W. Brown, Commissioner Pct. 3	YES

**Motion Carried**

**Court Order: 17234**

**NO DOCUMENT WAS SUBMITTED TO THE MINUTES OF THE COURT.**

**5. Approve out of state travel for Jail Personnel to attend ICE 287G training in South Carolina and use of rental car. (Sheriff)**

Moved by Commissioner R.W. Brown, seconded by Commissioner Ronald Berckenhoff.

“I move that we approve out of state travel for Jail Personnel to attend ICE 287G training in South Carolina and use of rental car.”

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
R. W. Brown, Commissioner Pct. 3	YES

**Motion Carried**

**Court Order: 17235**

**NO DOCUMENT WAS SUBMITTED TO THE MINUTES OF THE COURT.**

**6. Discuss and/or award bids for the purchase of the following items:**

“I put this in the form of a motion as I read this.”

**\*a. Level Up-Patch Material**

<u>Pre-Mix Type D</u>	<u>Bid #:</u>	<u>Company Name:</u>	<u>Amount/Ton:</u>
Precinct 1	1538	Allstar Materials	\$65.00
Precinct 2	1538	Allstar Materials	\$65.00
Precinct 3	1538	Allstar Materials	\$65.00
Precinct 4	1538	Allstar Material	\$65.00
Plant	1525	Vulcan Materials Co.	\$38.00

**Hot Mix/Cold –**

<u>Lay Type D</u>	<u>Bid #:</u>	<u>Company Name:</u>	<u>Amount/Ton:</u>
Precinct 1	1530	Co. Materials	\$69.00
Precinct 2	1530	Co. Materials	\$67.50
Precinct 3	1530	Co. Materials	\$66.50
Precinct 4	1530	Co. Materials	\$70.50
Plant	1530	Co. Materials	\$56.00

Moved by Commissioner Ronald Berckenhoff, seconded by Commissioner Edward Pustka.

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
R. W. Brown, Commissioner Pct. 3	YES

**Motion Carried**

**Court Order: 17236a**

**\*b. Soil Stabilizer Quicklime-Pebble Bulk & Powder Lime**

<u>Quicklime – Pebble Bulk</u>	<u>Bid #:</u>	<u>Company Name:</u>	<u>Amount/Ton:</u>
Precinct 1	1523	Austin White Lime Company	\$151.59
Precinct 2	1523	Austin White Lime Company	\$151.59
Precinct 3	1523	Austin White Lime Company	\$151.59
Precinct 4	1523	Austin White Lime Company	\$151.59

<u>Powder Lime</u>	<u>Bid #:</u>	<u>Company Name:</u>	<u>Amount/Bag:</u>
Precinct 1	1523	Austin White Lime Company	\$5.62
Precinct 2	1523	Austin White Lime Company	\$5.62
Precinct 3	1523	Austin White Lime Company	\$5.62
Precinct 4	1523	Austin White Lime Company	\$5.62

Moved by Commissioner Ronald Berckenhoff, seconded by Commissioner Edward Pustka.

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
R. W. Brown, Commissioner Pct. 3	YES

**Motion Carried**

**Court Order: 17236b**

**\*c. Cover Stone Material – pre-coated and uncoated**

<u>Pre-Coated PB-3</u>	<u>Bid#</u>	<u>Company Name:</u>	<u>Amount/Ton:</u>
Precinct 1	1529	Colorado Materials	\$48.14
Precinct 2	1529	Colorado Materials	\$46.40
Precinct 3	1529	Colorado Materials	\$45.77
Precinct 4	1529	Colorado Materials	\$49.72
Plant	1529	Colorado Materials	\$34.00

<u>Pre-Coated PE-3</u>	<u>Bid #</u>	<u>Company Name:</u>	<u>Amount/Ton:</u>
Precinct 1	1524	Vulcan	\$50.75
Precinct 2	1524	Vulcan	\$49.25
Precinct 3	1524	Vulcan	\$49.25
Precinct 4	1524	Vulcan	\$53.00
Plant	1524	Vulcan	\$20.00

<b>Pre-Coated PB-4</b>	<b>Bid #</b>	<b>Company Name:</b>	<b>Amount/Ton:</b>
Precinct 1	1529	Colorado Materials	\$43.14
Precinct 2	1529	Colorado Materials	\$41.40
Precinct 3	1529	Colorado Materials	\$40.77
Precinct 4	1520	Steffek Interest Inc.	\$44.00
Plant	1529	Colorado Materials	\$29.00

<b>Pre-Coated PE-4</b>	<b>Bid #</b>	<b>Company Name:</b>	<b>Amount/Ton:</b>
Precinct 1	1524	Vulcan	\$51.75
Precinct 2	1524	Vulcan	\$50.25
Precinct 3	1524	Vulcan	\$50.25
Precinct 4	1524	Vulcan	\$54.00
Plant	1524	Vulcan	\$21.00

<b>Uncoated Grade 3</b>	<b>Bid #</b>	<b>Company Name:</b>	<b>Amount/Ton:</b>
Precinct 1	1527A	Quality Hot Mix	\$32.00
Precinct 2	1529	Colorado Materials	\$31.40
Precinct 3	1529	Colorado Materials	\$30.77
Precinct 4	1527A	Quality Hot Mix	\$32.00
Plant	1529	Colorado Materials	\$20.00

<b>Uncoated Grade 4</b>	<b>Bid #</b>	<b>Company Name:</b>	<b>Amount/Ton:</b>
Precinct 1	1529	Colorado Materials	\$28.14
Precinct 2	1529	Colorado Materials	\$26.40
Precinct 3	1529	Colorado Materials	\$25.77
Precinct 4	1529	Colorado Materials	\$29.72
Plant	1529	Colorado Materials	\$15.00

Moved by Commissioner Ronald Berckenhoff, seconded by Commissioner Edward Pustka.

"I make a motion to approve."

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
R. W. Brown, Commissioner Pct. 3	YES

**Motion Carried**

**Court Order: 17236c**

**\*d. Limestone: 1 ½", ¾" to dust and 1" and down**

<b>1 ½" Road Base</b>	<b>Bid#</b>	<b>Company Name:</b>	<b>Amount/Ton:</b>
<u>Precinct 1</u>			
Stockpile Location	1537	Allstar Materials	\$16.50
Jobsite Location	1527B	Quality Hot Mix Inc	\$16.50

\*Straws were drawn for Precinct #1 for Limestone 1 ½" Road Base Stockpile Location between Bid #1527B, Quality Hot Mix, Inc. and Bid #1537, Allstar Materials, Inc.

\*\*After the drawing of straws, Commissioner Ronald Berckenhoff stated to the court that the bid was awarded to Allstar Materials, Bid #1537, for Stockpile Location at \$16.50.

Precinct 2

Stockpile Location	1528	Colorado Materials	\$15.40
Jobsite Location	1527B	Quality Hot Mix Inc	\$15.75

Precinct 3

Stockpile Location	1528	Colorado Materials	\$14.77
Jobsite Location	1528	Colorado Materials	\$15.77

Precinct 4

Stockpile Location	1537	Allstar Materials	\$16.50
Jobsite Location	1527B	Quality Hot Mix Inc	\$16.50

\*Straws were drawn for Precinct #1 for Limestone 1 ½" Road Base Stockpile Location between Bid #1527B, Quality Hot Mix, Inc. and Bid #1537, Allstar Materials, Inc.

\*\*After the drawing of straws, Commissioner Ronald Berckenhoff stated to the court that the bid was awarded to Quality Hot Mix, Inc, Bid #1537, for Stockpile Location at \$16.50 per ton.

<u>Plant – Jobsite Location</u>	1528	Colorado Materials	\$4.00
---------------------------------	------	--------------------	--------

<u>¾" to Dust</u>	<u>Bid #</u>	<u>Company Name:</u>	<u>Amount/Ton:</u>
<u>Precinct 1</u>			
Stockpile Location	1527B	Quality Hot Mix Inc	\$17.25
Jobsite Location	1527B	Quality Hot Mix Inc	\$17.25
<u>Precinct 2</u>			
Stockpile Location	1527B	Quality Hot Mix Inc	\$16.75
Jobsite Location	1527B	Quality Hot Mix Inc	\$16.75
<u>Precinct 3</u>			
Stockpile Location	1527B	Quality Hot Mix Inc	\$17.25
Jobsite Location	1527B	Quality Hot Mix Inc	\$17.25
<u>Precinct 4</u>			
Stockpile Location	1527B	Quality Hot Mix Inc	\$17.25
Jobsite Location	1527B	Quality Hot Mix Inc	\$17.25
<u>Plant</u>	REJECT ALL		

<u>1" and Down</u>	<u>Bid #</u>	<u>Company Name:</u>	<u>Amount/Ton:</u>
<u>Precinct 1</u>			
Stockpile Location	1519	Steffek Interests Inc	\$17.75
Jobsite Location			REJECT ALL
<u>Precinct 2</u>			
Stockpile Location	1519	Steffek Interests Inc	\$17.25
Jobsite Location			REJECT ALL
<u>Precinct 3</u>			
Stockpile Location	1519	Steffek Interests Inc	\$17.25
Jobsite Location			REJECT ALL
<u>Precinct 4</u>			
Stockpile Location	1519	Steffek Interests Inc	\$17.25
Jobsite Location			REJECT ALL
<u>Plant</u>	REJECT ALL		

Moved by Commissioner Ronald Berckenhoff, seconded by Commissioner Edward Pustka.

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
R. W. Brown, Commissioner Pct. 3	YES

**Motion Carried**

**Court Order: 17236d**

**\*e. AC-5, AC-10, MC-30, CRS-1P, CRS-2, AE-P and/or RC-250**

	Bid #	Company Name	Amount/Ton:
AC-5	1532	Martin Asphalt Company	\$1.62
AC-10	1532	Martin Asphalt Company	\$1.62
MC-30	1532	Martin Asphalt Company	\$2.84
CRS-1P	1532	Martin Asphalt Company	\$1.74
CRS-2	1532	Martin Asphalt Company	\$1.54
AE-P	1532	Ergon Asphalt & Emulsions	\$2.0452
RC-250	1532	Martin Asphalt Company	\$2.69

Moved by Commissioner Ronald Berckenhoff, seconded by Commissioner Edward Pustka.

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
R. W. Brown, Commissioner Pct. 3	YES

**Motion Carried**

**Court Order: 17236e**

**\*f. Delivery of Various Pit Run and Screened Gravel 1 ½" and down**

Pit Run Gravel	Bid #	Company Name:	Amount/Ton:
Precinct 1	1540	Prihoda	\$13.00
<u>Precinct 2</u>			
Moulton	1522	Durrett	\$13.50
Cotton Grove	1522	Durrett	\$14.75
Hackberry	1540	Prihoda	\$15.00
Precinct 3	1522	Durrett	\$13.50
Precinct 4	1540	Prihoda	\$13.00
Plant - All Bids Accepted	1522	Durrett	\$6.00
	1536	Allstar	\$5.50
	1540	Prihoda	\$4.75



**Screened Gravel 1 ½"**

<b>and Down</b>	<b>Bid #</b>	<b>Company Name:</b>	<b>Amount/Ton:</b>
Precinct 1	1540	Prihoda	\$15.25
<b>Precinct 2</b>			
Hackberry	1540	Prihoda	\$16.25
Precinct 3	1522	Durrett	\$13.50
Precinct 4	1540	Prihoda	\$15.25
Plant – All Bids Accepted	1522	Durrett	\$6.00
	1536	Allstar	\$6.75
	1540	Prihoda	\$5.75

<b>Delivery Location</b>	<b>Bid #</b>	<b>Company Name:</b>	<b>Amount/Ton:</b>
Precinct 1	1540	Prihoda	\$15.25
Precinct 2	1540	Prihoda	\$16.75
Precinct 3	1522	Durrett	\$15.90
Precinct 4	1537	Allstar	\$10.75

Moved by Commissioner Ronald Berckenhoff, seconded by Commissioner Edward Pustka.

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
R. W. Brown, Commissioner Pct. 3	YES

**Motion Carried**

**Court Order: 17236f**

**\*g. Vegetation Management Services**

<b>Management Services</b>	<b>Bid#</b>	<b>Company Name:</b>	<b>Amount/Ton:</b>
NO BIDS SUBMITTED.			

<b>*h. Fuel</b>	<b>Bid #</b>	<b>Company Name:</b>	<b>Amount/Gal:</b>
	1534	Rudolphs Inc	
		Ultra-Low Diesel Fuel	\$1.9486
		Mark-Up	\$ .0479
		Dyed Diesel Fuel	\$1.9526
		Mark-Up	\$ .0489
		Regular Unleaded	\$1.7537
		Mark-Up	\$ .0469

The above fuel bid accepted for the following:

- Precinct 1
- Precinct 2
- Precinct 3
- Precinct 4
- Sheriff's Department

Senior Citizens Hallettsville  
 Senior Citizens Shiner  
 Ambulance Res. Svc. Hallettsville  
 Ambulance Res. Svc. Shiner

Moved by Commissioner Edward Pustka, seconded by Commissioner Ronald Berckenhoff.

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
R. W. Brown, Commissioner Pct. 3	YES

**Motion Carried**

**Court Order: 17236h**

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

**Consent Agenda:**

- 7. Minutes from Regular Meeting on November 27, 2017.**
- 8. Minutes from Regular Meeting on December 5, 2017.**
- 9. Lavaca County Road Special Use Agreement between Penn Virginia Oil & Gas LP and Precinct 2 to include LCR # 289.**
- 10. Lavaca County Road Special Use Agreement between Penn Virginia Oil & Gas LP and Precinct 2 to include LCR # 532J.**
- 11. Lavaca County Road Special Use Agreement between Penn Virginia Oil & Gas LP and Precinct 3 to include LCR # 338, #374 & #339.**
- 12. Lavaca County Road Special Use Agreement between NGL Crude Transportation and Precinct 3 to include LCR # 335.**
- 13. Lavaca County Road Special Use Agreement between NGL Crude Transportation and Precinct 3 to include LCR # 301.**
- 14. County Auditor Monthly Report.**
- 15. Monthly County Treasurer Report, Quarterly Investment Report and Public Financial Report.**
- 16. Tax Assessor-Collector Report as per 31.10 of the Property Tax Code.**

**17. County Officials Reports:**

- a. Constable Pct 1 – November 2017 Report
- b. Constable Pct 2 – October 2017 Report
- c. Constable Pct 3 – November 2017 Report
- d. Constable Pct 4 – November 2017 Report
- e. County Attorney Hot Check Collection – October 2017 Report
- f. County Clerk – Hill Country – October 2017 Report
- g. County Clerk – LGS – October 2017 Report
- h. County Clerk – LGS – November 2017 Report
- i. County Clerk – Tyler – October 2017 Report
- j. County Clerk – Tyler – November 2017 Report
- k. County Clerk – Tyler – October 2017 Report Approved by Auditor
- l. District Clerk – September 2017 Report
- m. District Clerk – October 2017 Report
- n. J.P. Pct 1 – October 2017 Report
- o. J.P. Pct 1 – November 2017 Report
- p. J.P. Pct 3 – October 2017 Report
- q. J.P. Pct 3 – November 2017 Report
- r. J.P. Pct 4 – October 2017 Report

**18. Budget Amendments, if any.****19. Claims and/or Payroll.****Approved.**

Moved by Commissioner Ronald Berckenhoff, seconded by Commissioner R.W. Brown.  
 “I make a motion to approve the consent agenda as it is.”

County Judge Tramer J. Woytek	YES
Edward Pustka, Commissioner Pct. 1	YES
Ronald Berckenhoff, Commissioner Pct. 2	YES
R. W. Brown, Commissioner Pct. 3	YES

**Motion Carried****Court Order: 17237****Court members signing of paperwork related to items above.****Adjournment by Presiding Officer at 10:50 A.M.**

Signature Roster

Attendance at Commissioner's Court Meeting

December 11, 2017

Called

Sign Here

Print Name Here

1 *Jeri Appelt*

*Jeri Appelt*

2 *Shana Opela*

*Shana Opela*

3 *Paul Patterson*

PANIA PATTERSON

4 *Audrey Barrera*

*Audrey Barrera*

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

Signature Roster

Attendance at Commissioner's Court Meeting

December 11, 2017

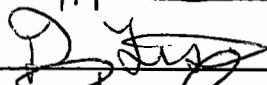
Called

Sign Here

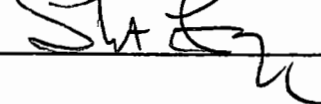
Print Name Here

1 

Rebecca DeLuna Perez

2 

Debbie Fishbeck

3 

STUART FRYBA

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

**Minutes of Elizabeth A. Kouba, County Clerk, Lavaca County:**

**I, Elizabeth A. Kouba, County Clerk of Lavaca County, Texas, do hereby certify that the following Commissioners' Court Minutes are a true and correct record of the proceedings from the Commissioners Court Meeting on December 11, 2017.**

**ATTEST**

**Elizabeth A. Kouba, County Clerk  
& Ex-Officio Clerk of  
Commissioners' Court of Lavaca County, Texas**



Signed this 19 day of December, 2017

Elizabeth A. Kouba, County Clerk  
Elizabeth A. Kouba