

MINUTES
MATAGORDA COUNTY COMMISSIONERS' COURT MEETING
MATAGORDA COUNTY COURTHOUSE, ROOM 300
1700 SEVENTH STREET, BAY CITY, TEXAS 77414
9:30 A.M., MONDAY, JUNE 10, 2019

Call to Order

This **Regular Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday, June 10, 2019, in the Matagorda County Commissioner's Courtroom, located on the Third Floor, 1700 Seventh Street, Room 300, Bay City, Texas, with County Judge McDonald presiding.

Others present were as follows: Denise Fortenberry, Kristen Kubecka, Skipper Osborne, Loretta Griffin, Amanda Campos, Chris Peikert, Lisa Krobot, Simon DeSoto, Sandra Klenke, Steve Gasaway, Becca Sitz, Michael Ferdinand, Jessica Russell, Julia Gonzales, Steven Johnson, Mike Reddell and Stephanie Wurtz.

1. **Certification of quorum**

County Judge McDonald certified a quorum in attendance with Commissioner Frick, Commissioner Gibson, Commissioner Graham and Commissioner Pollard

2. **Pledge of Allegiance – Commissioner Pollard**

3. **Texas Pledge – Commissioner Pollard**

4. **Prayer – Commissioner Graham**

5. **Consideration and possible action regarding approving Commissioner's Court Minutes for June 3, 2019 and June 5, 2019**

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Graham, with all others concurring, to approve Commissioner's Court Minutes for June 3, 2019 and June 5, 2019. Motion carried. Vote 5 ayes 0 nays

6. **Consideration and possible action regarding contracts for the use of the Matagorda County Fairground facilities**

This being the next item for business, no action required.

7. **Consideration and possible action to approve an Application to Cross a County Road from AEP Texas Inc., with a 4-inch fiber optic cable across the following County Road: CR 436 (Hawley Cemetery Rd.), in Precinct #4, Matagorda County, Texas**

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Graham, with all others concurring, to approve an Application to Cross a County Road from AEP Texas Inc., with a 4-inch fiber optic cable across the following County Road: CR 436 (Hawley Cemetery Rd.), in Precinct #4, Matagorda County, Texas. Motion carried. Vote 5 ayes 0 nays

8. Consideration and possible action to approve a re-plat of Lots 43 and 44 of the Selkirk Island Subdivision, Addition 'A' Luke Lessassier League, Abstract 58, Matagorda County, Texas

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Gibson, with all others concurring, to approve a re-plat of Lots 43 and 44 of the Selkirk Island Subdivision, Addition 'A' Luke Lessassier League, Abstract 58, Matagorda County, Texas. Motion carried. Vote 5 ayes 0 nays

9. Consideration and possible action to approve a Proclamation declaring June as Myasthenia Gravis Awareness Month in Matagorda County

This being the next item for business, motion was duly made by Judge McDonald and seconded by Commissioner Frick, with all others concurring, to approve a Proclamation declaring June as Myasthenia Gravis Awareness Month in Matagorda County. Motion carried. Vote 5 ayes 0 nays

10. Presentation by Jessica Russell, Executive Director of Bay City Community Development Corporation, regarding newly set BCCDC goals

This being the next item for business, no action required.

11. Consideration and possible action to find that it is necessary to appoint a Deputy Constable who is qualified in the same manner as provided for a Sheriff's Deputy for Precinct #6, in order to properly handle the business of the Constable's Office and to approve and confirm the appointment of Ricky Bort, as Deputy Constable for Precinct #6

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Gibson, with all others concurring, to find that it is necessary to appoint a Deputy Constable who is qualified in the same manner as provided for a Sheriff's Deputy for Precinct #6, in order to properly handle the business of the Constable's Office and to approve and confirm the appointment of Ricky Bort, as Deputy Constable for Precinct #6. Motion carried. Vote 5 ayes 0 nays

12. Consideration and possible action to find that it is necessary to appoint a Deputy Constable who is qualified in the same manner as provided for a Sheriff's Deputy for Precinct #6, in order to properly handle the business of the Constable's Office and to approve and confirm the appointment of Jacob Miles, as Deputy Constable for Precinct #6

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Gibson, with all others concurring, to find that it is necessary to appoint a Deputy Constable who is qualified in the same manner as provided for a Sheriff's Deputy for Precinct #6, in order to properly handle the business of the Constable's Office and to approve and confirm the appointment of Jacob Miles, as Deputy Constable for Precinct #6. Motion carried. Vote 5 ayes 0 nays

13. Consideration and possible action to find that it is necessary to appoint a Deputy Constable who is qualified in the same manner as provided for a Sheriff's Deputy for Precinct #6, in order to properly handle the business of the Constable's Office and to approve and confirm the appointment of Matthew Mireles, as Deputy Constable for Precinct #6

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Gibson, with all others concurring, to find that it is necessary to appoint a Deputy Constable who is qualified in the same manner as provided for a Sheriff's Deputy for Precinct #6, in order to properly handle the business of the Constable's Office and to approve and confirm the appointment of Matthew Mireles, as Deputy Constable for Precinct #6. Motion carried. Vote 5 ayes 0 nays

14. Consideration and possible action to approve a request payment in the amount of \$7,061.44 to Guardian Security Solutions for extended warranty of equipment to be paid out of Fund 18-54510-510

This being the next item for business, motion was duly made by Judge McDonald and seconded by Commissioner Gibson, with all others concurring, to approve a request payment in the amount of \$7,061.44 to Guardian Security Solutions for extended warranty of equipment to be paid out of Fund 18-54510-510. Motion carried. Vote 5 ayes 0 nays

15. Consideration and possible action to approve an Interlocal Cooperation Agreement between Matagorda County and Williamson County, for sale and surplus of a vehicle and allow the County Judge to sign

This being the next item for business, motion was duly made by Commissioner Gibson and seconded by Commissioner Pollard, with all others concurring, to approve an Interlocal Cooperation Agreement between Matagorda County and Williamson County, for sale and surplus of a vehicle and allow the County Judge to sign. Motion carried. Vote 5 ayes 0 nays

16. Consideration and possible action to approve an Affidavit HDM County Grant by the Texas Department of Agriculture Texans feeding Texans for the Home-Delivered Meal Grant Program Year 2019 and allow the County Judge to sign

This being the next item for business, motion was duly made by Judge McDonald and seconded by Commissioner Frick, with all others concurring, to approve an Affidavit HDM County Grant by the Texas Department of Agriculture Texans feeding Texans for the Home-Delivered Meal Grant Program Year 2019 and allow the County Judge to sign. Motion carried. Vote 5 ayes 0 nays

17. Consideration and possible action to approve the Affordable Care Act Reporting and Tracing Service (ARTS) 2019 Renewal Confirmation Program Agreement and authorize the County Judge to initial and sign

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Graham, with all others concurring, to approve the Affordable Care Act Reporting and Tracing Service (ARTS) 2019 Renewal Confirmation Program Agreement and authorize the County Judge to initial and sign. Motion carried. Vote 5 ayes 0 nays

18. Consideration and possible action to authorize Commissioner Graham to hire Evan Lange as a Light Equipment Operator at \$13.50/hour, effective Monday, June 3, 2019

This being the next item for business, motion was duly made by Commissioner Graham and seconded by Commissioner Frick, with all others concurring, to authorize Commissioner Graham to hire Evan Lange as a Light Equipment Operator at \$13.50/hour, effective Monday, June 3, 2019. Motion carried. Vote 5 ayes 0 nays

19. Consideration and possible action to approve the purchase of 100 Enduro Archival Plat Envelopes at \$19.00 each to be paid from the County Clerk's Fund 16 Preservation and Automation fund for the purpose of archiving plat records

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Graham, with all others concurring, to approve the purchase of 100 Enduro Archival Plat Envelopes at \$19.00 each to be paid from the County Clerk's Fund 16 Preservation and Automation fund for the purpose of archiving plat records. Motion carried. Vote 5 ayes 0 nays

20. Consideration and possible action to temporarily close Grisham Road to public traffic during construction

This being the next item for business, motion was duly made by Commissioner Graham and seconded by

Commissioner Gibson, with all others concurring, to table temporarily closing Grisham Road to public traffic during construction. Motion carried. Vote 5 ayes 0 nays

21. Consideration and possible action to accept a temporary easement across Wendt Ranch for detour traffic from Grisham Road

This being the next item for business, motion was duly made by Commissioner Graham and seconded by Commissioner Gibson, with all others concurring, to table accepting a temporary easement across Wendt Ranch for detour traffic from Grisham Road. Motion carried. Vote 5 ayes 0 nays

22. Consideration and possible action to approve the Monthly Reports from various County Departments

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Graham, with all others concurring, to approve the Monthly Reports from various County Departments. Motion carried. Vote 5 ayes 0 nays

23. Consideration and possible action to approve Bank Drafts

This being the next item for business, motion was duly made by Commissioner Graham and seconded by Commissioner Frick, with all others concurring, to approve Bank Drafts. Motion carried. Vote 5 ayes 0 nays

24. Consideration and possible action to approve the Payment of Bills

This being the next item for business, motion was duly made by Commissioner Graham and seconded by Commissioner Gibson, with all others concurring, to approve the Payment of Bills. Motion carried. Vote 5 ayes 0 nays

25. Meet in Executive Session:

Under Section 551.071 of the Texas Government Code to consult with attorney(s) representing the county in an executive session concerning pending litigation, contemplated litigation, or settlement offers

Under section 551.086 of the Texas Government Code to discuss or deliberate regarding commercial or financial information that the governmental body seeks to have locate, stay or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations

This being the next item for business, motion was duly made at 10:39 a.m. by Commissioner Graham and seconded by Commissioner Frick, with all others concurring, to meet in Executive Session:

Under Section 551.071 of the Texas Government Code to consult with attorney(s) representing the county in an executive session concerning pending litigation, contemplated litigation, or settlement offers

Under section 551.086 of the Texas Government Code to discuss or deliberate regarding commercial or financial information that the governmental body seeks to have locate, stay or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations

Motion carried. Vote 5 ayes 0 nays

26. **Reconvene open session and consider taking action on the matters discussed in Executive Session:**

Under Section 551.071 of the Texas Government Code to consult with attorney(s) representing the county in an executive session concerning pending litigation, contemplated litigation, or settlement offers

Under section 551.086 of the Texas Government Code to discuss or deliberate regarding commercial or financial information that the governmental body seeks to have locate, stay or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations

This being the next item for business, motion was duly made at 12:36 p.m. by Commissioner Graham and seconded by Commissioner Frick, with all others concurring, to Reconvene open session:

Under Section 551.071 of the Texas Government Code to consult with attorney(s) representing the county in an executive session concerning pending litigation, contemplated litigation, or settlement offers

Under section 551.086 of the Texas Government Code to discuss or deliberate regarding commercial or financial information that the governmental body seeks to have locate, stay or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations

Motion carried. Vote 5 ayes 0 nays

27. **Public Comments**

This being the next item for business, no action required.

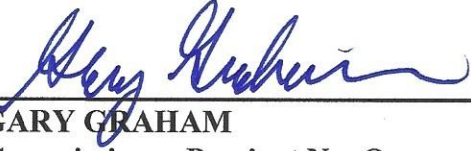
28. **Adjournment**

Motion was duly made at approximately 12:37 p.m. by Commissioner Graham and seconded by Commissioner Pollard with all others concurring, to adjourn the meeting. Motion carried. Vote 5 ayes 0 nays

Approved in Open Court, the 17th day of June, 2019.



NATE McDONALD
County Judge



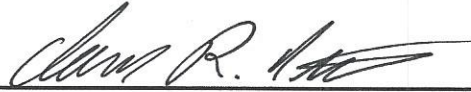
GARY GRAHAM
Commissioner Precinct No. One



KENT POLLARD
Commissioner Precinct No. Two
Judge Pro Tem

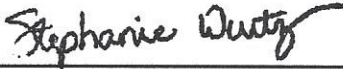


JAMES GIBSON
Commissioner Precinct No. Three



CHARLES "BUBBA" FRICK
Commissioner Precinct No. Four

ATTEST:



Stephanie Wurtz, County Clerk

By: *Meggie Perez*
chief deputy

