

MINUTES
MATAGORDA COUNTY COMMISSIONERS' COURT MEETING
MATAGORDA COUNTY COURTHOUSE, ROOM 300
1700 SEVENTH STREET, BAY CITY, TEXAS 77414
9:30 A.M., MONDAY, JANUARY 5, 2015

Call to Order

This **Special Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday the 5th day of January 2015 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: Sheriff Osborne, Cathy Ezell, Barry Halvorson, Chris Peikert, Doug Matthes, Denise Fortenberry, Mike Riddell, Joe Lozano, Meredith Keelow, Harriet Townsend and Janet Hickl

1. Certification of quorum

County Judge McDonald, certified a quorum in attendance with Commissioner Kent Pollard, Commissioner Gibson, Commissioner Pustka and Commissioner Frick.

2. Pledge of Allegiance – Commissioner Gibson

3. Texas Pledge – Commissioner Gibson

4. Prayer – Commissioner Pustka

5. Consideration and possible action regarding approving Commissioners Court Minutes for December 29, 2014

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 Commissioners Court Minutes for December 29, 2014. 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 owner/operator name change from Santos USA Corp. to Arcadia Operating LLC for a pipeline under and/or along County Road 287 (Sargent Ranch Road) in Precinct 2, Matagorda County, Texas. The application for this pipeline was approved in Commissioners Court on March 10, 2003, and there will be no work done on the pipeline at this time, they will only purge the pipeline and reopen

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Pustka, with all others concurring, to approve an owner/operator name change from Santos USA Corp. to Arcadia Operating LLC for a pipeline under and/or along County Road 287 (Sargent Ranch Road) in Precinct 2, Matagorda County, Texas. The application for this pipeline was approved in Commissioners Court on March 10, 2003, and there will be no work done on the pipeline at this time, they will only purge the pipeline and reopen. Motion carried. Vote 5 ayes 0 nays

8. Consideration and possible action to approve the Bonds for newly elected officials sworn in on January 1, 2015: Nate McDonald, Matagorda County Judge, Kent Pollard, Commissioner Precinct 2, Charles (Bubba) Frick, Commissioner Precinct 4, Janet Hickl, County Clerk, Tammy McDonald, County Treasurer, Jeanette Bell, Justice of the Peace Precinct 1, Suzan Thompson, Justice of the Peace Precinct 2, Jerry Purvis, Jr., Justice of the Peace Precinct 3, Ray Taggart, Justice of the Peace Precinct 6 and Mark Findlay, Justice of the Peace Precinct 4

This being the next item for business, motion was duly made by Commissioner Pustka and seconded by Commissioner Pollard, with all others concurring, to approve the Bonds for newly elected officials sworn in on January 1, 2015: Nate McDonald, Matagorda County Judge, Kent Pollard, Commissioner Precinct 2, Charles (Bubba) Frick, Commissioner Precinct 4, Janet Hickl, County Clerk, Tammy McDonald, County Treasurer, Jeanette Bell, Justice of the Peace Precinct 1, Suzan Thompson, Justice of the Peace Precinct 2, Jerry Purvis, Jr., Justice of the Peace Precinct 3, Ray Taggart, Justice of the Peace Precinct 6 and Mark Findlay, Justice of the Peace Precinct 4. Motion carried. Vote 5 ayes 0 nays

9. Consideration and possible action to appoint a County Commissioner to be chairperson on the Matagorda County Sick Leave Bank, to serve for one year beginning January 1, 2015 and ending December 31, 2015

This being the next item for business, motion was duly made by Commissioner Pollard, and seconded by Commissioner Pustka, with all others concurring, to appoint County Commissioner Gibson to be chairperson on the Matagorda County Sick Leave Bank, to serve for one year beginning January 1, 2015 and ending December 31, 2015. Motion carried. Vote 5 ayes 0 nays

10. Consideration and possible action to appoint a County Commissioner as Judge Pro-Tem for the year 2015 to preside over all meetings of the Matagorda County Commissioners Court in the event of the absence of the County Judge

This being the next item for business, motion was duly made by Commissioner Pustka, and seconded by Commissioner Gibson, with all others concurring, to appoint County Commissioner Pollard as Judge Pro-Tem for the year 2015 to preside over all meetings of the Matagorda County Commissioners Court in the event of the absence of the County Judge. Motion carried. Vote 5 ayes 0 nays

11. Consideration and possible action to approve a Court Order resolving that vehicles used by the Matagorda County Sheriff's Department are exempt under VCS 6701m-2 when used in the performance of official duties and requesting the Texas State Department of Public Transportation issue regular plates upon proper application; and authorize Cathy Ezell to sign the forms required for this type of registration

This being the next item for business, motion was duly made by County Judge McDonald, and seconded by Commissioner Gibson, with all others concurring, to approve a Court Order resolving that vehicles used by the Matagorda County Sheriff's Department are exempt under VCS 6701m-2 when used in the performance of official duties and requesting the Texas State Department of Public Transportation issue regular plates upon proper application; and authorize Cathy Ezell to sign the forms required for this type of registration. Motion carried. Vote 5 ayes 0 nays

12. Consideration and possible action regarding the designation of three members from the prior year Grand Jury to serve on the Matagorda County Salary Grievance Committee for the year of 2015, Pursuant to Section 152.014 and 152.015 of the Texas Local Government Code

This being the next item for business, motion was duly made by County Judge McDonald, and seconded by Commissioner Pollard, with all others concurring, to designate three members and three alternates from the prior year Grand Jury to serve on the Matagorda County Salary Grievance Committee for the year of 2015, Pursuant to Section 152.014 and 152.015 of the Texas Local Government Code Motion carried.
Vote 5 ayes 0 nays

13. Consideration and possible action regarding approving the annual, quarterly and monthly 2015 automatic payments

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 the annual, quarterly and monthly 2015 automatic payments. Vote 5 ayes 0 nays

14. Consideration and possible action regarding the award of Bid #14-0001 for the 2015 Road Materials and Bid #14-0002 for the 2015 Road Construction with Equipment and to authorize the County Judge to sign contracts for the same

This being the next item for business, motion was duly made by Commissioner Gibson, and seconded by Commissioner Frick, with all others concurring, to award Bid #14-0001 for the 2015 Road Materials and Bid #14-0002 for the 2015 Road Construction with Equipment and to authorize the County Judge to sign contracts for the same and rebid item #20. Motion carried. Vote 5 ayes 0 nays

15. Consideration and possible action to approve an Agreement between the Matagorda County Museum Association and Matagorda County for preservation of the historic collections of artifacts buildings and archives relating to the County's history for the years of 2015-2016, for a payment of \$52,000.00 annually

This being the next item for business, motion was duly made by County Judge McDonald, and seconded by Commissioner Pustka, with all others concurring, to approve an Agreement between the Matagorda County Museum Association and Matagorda County for preservation of the historic collections of artifacts buildings and archives relating to the County's history for the years of 2015-2016, for a payment of \$52,000.00 annually. Motion carried. Vote 5 ayes 0 nays

16. Consideration and possible action to approve an Interlocal Agreement for 2015-2016 between Matagorda County and the City of Bay City regarding the Bay City Public Library

This being the next item for business, motion was duly made by Commissioner Pustka, and seconded by Commissioner Pollard, with all others concurring, to approve an Interlocal Agreement for 2015-2016 between Matagorda County and the City of Bay City regarding the Bay City Public Library. Motion carried.
Vote 5 ayes 0 nays

17. Consideration and possible action to approve an Interlocal Agreement between the City of Bay City and Matagorda County regarding the Public Works Investment Assistance Contract No. 08-01-04955 for improvement to the public road and sewer systems awarded to the city by the US Department of Commerce's Economic Development Administration, to begin on December 13, 2013 and last until the project is administratively closed by the EDA

This being the next item for business, motion was duly made by County Judge McDonald, and seconded by Commissioner Gibson, with all others concurring, to approve an Interlocal Agreement between the City of Bay City and Matagorda County regarding the Public Works Investment Assistance Contract No. 08-01-04955 for improvement to the public road and sewer systems awarded to the city by the US Department of Commerce's Economic Development Administration, to begin on December 13, 2013 and last until the project is administratively closed by the EDA. Motion carried. Vote 5 ayes 0 nays

18. Consideration and possible action to approve a Consulting Agreement between Matagorda County and Haskell Simon, in the amount of \$20,000.00 for 1 year, beginning January 1, 2015 and ending December 31, 2015

This being the next item for business, motion was duly made by Commissioner Pollard, and seconded by Commissioner Pustka, with all others concurring, to approve a Consulting Agreement between Matagorda County and Haskell Simon, in the amount of \$20,000.00 for 1 year, beginning January 1, 2015 and ending December 31, 2015. Motion carried. Vote 5 ayes 0 nays

19. Consideration and possible action to approve a payment to Techsoft, Inc., in the amount of \$1,760.00, for Justice of the Peace CMS Annual Support Fees for First Quarter of 2015, to come out of 19-460-330

This being the next item for business, motion was duly made by Commissioner Pustka, and seconded by Commissioner Gibson, with all others concurring, to approve a payment to Techsoft, Inc., in the amount of \$1,760.00, for Justice of the Peace CMS Annual Support Fees for First Quarter of 2015, to come out of 19-460-330. Motion carried. Vote 5 ayes 0 nays

20. Consideration and possible action to approve a payment to Tyler Technologies, in the amount of \$3,212.15, for the Justice of the Peace deployment and travel fees for 2014, to come out of 19-460-330

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 payment to Tyler Technologies, in the amount of \$3,212.15, for the Justice of the Peace deployment and travel fees for 2014, to come out of 19-460-330. Motion carried. Vote 5 ayes 0 nays

21. Consideration and possible action authorizing Sheriff Osborne to purchase four (4) 2015 Dodge Ram 1500 SSV Crew Cab 4 x 4 in the amount of \$98,160.00 to be purchased through the State Buy Board from Dodge City, McKinney, TX, payment to be taken out of 010-560-570

This being the next item for business, motion was duly made by Commissioner Pollard, and seconded by Commissioner Gibson, with all others concurring, authorizing Sheriff Osborne to purchase four (4) 2015 Dodge Ram 1500 SSV Crew Cab 4 x 4 in the amount of \$98,160.00 to be purchased through the State Buy Board from Dodge City, McKinney, TX, payment to be taken out of 010-560-570. Motion carried. Vote 5 ayes 0 nays

22. Consideration and possible action to accept the Matagorda County Auditor's Monthly Report for August 2014

This being the next item for business, motion was duly made by Commissioner Gibson, and seconded by Commissioner Pollard, with all others concurring, to accept the Matagorda County Auditor's Monthly Report for August 2014. Motion carried. Vote 5 ayes 0 nays

23. Consideration and possible action to approve Emergency Amendments

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Pustka, with all others concurring, to approve Emergency Amendments. Motion carried.
Vote 5 ayes 0 nays

24. Public Comments

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

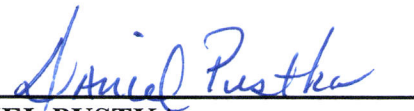
25. Adjournment

Motion was duly made at approximately 10:18 a.m. by Commissioner Pustka and seconded by Commissioner Gibson, with all others concurring, to adjourn the meeting. Motion carried.
Vote 5 ayes 0 nays


Approved in Open Court, this the 12th day of January, 2015.



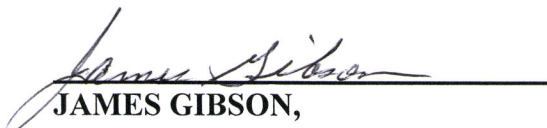
NATE McDONALD,
County Judge



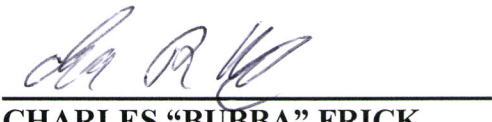
DANIEL PUSTKA,
Commissioner Precinct No. One



KENT POLLARD, Judge Pro Tem
Commissioner Precinct No. Two



JAMES GIBSON,
Commissioner Precinct No. Three



CHARLES "BUBBA" FRICK,
Commissioner Precinct No. Four

ATTEST: 

Janet Hickl, County Clerk

