

MINUTES
MATAGORDA COUNTY COMMISSIONERS' COURT MEETING
MATAGORDA COUNTY COURTHOUSE, ROOM 300
1700 SEVENTH STREET, BAY CITY, TEXAS 77414
9:30 A.M., MONDAY, MAY 9, 2016

Call to Order

This **Regular Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday the 9th day of May 2016 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, Nicasio Perez, Becca Sitz, Kristen Kubecka, Doug Matthes, Chris Peikert, Dr. Eva Molina, Carmen Andrews, Denise Fortenberry, Tammy McDonald, Mike Reddell, Dwight Baker, Harriet Townsend and Janet Hickl

1. Certification of quorum

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

2. Pledge of Allegiance – Commissioner Pustka

3. Texas Pledge – Commissioner Pustka

4. Prayer – Commissioner Frick

5. Consideration and possible action to regarding approving Commissioners Court Minutes for May 2, 2016

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Gibson, with all others concurring, to approve Commissioners Court Minutes for May 2, 2016. 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 authorize Sheriff Osborne to purchase a 2016 Ford Interceptor SUV, in the amount of \$26,881.50, to be purchased through the State Buy Board from Silsbee Ford, Silsbee, Texas, replacing the 2013 Chevrolet Tahoe which was wrecked, with payment to be taken out of 010-55700-560

This being the next item for business, motion was duly made by Commissioner Pustka and seconded by Commissioner Frick, with all others concurring, to authorize Sheriff Osborne to purchase a 2016 Ford Interceptor SUV, in the amount of \$26,881.50, to be purchased through the State Buy Board from Silsbee Ford, Silsbee, Texas, replacing the 2013 Chevrolet Tahoe which was wrecked, with payment to be taken out of 010-55700-560. Motion carried. Vote 5 ayes 0 nays

8. Consideration and possible action to approve 4 Demand Checks for Maggie Perez and Mabel Bryant to attend the Texas Association of Counties Probate Academy in Corpus Christi, May 11-13, 2016: 1) Demand Check payable to Texas Association of Counties c/o Judicial Education, in the amount of \$250.00, for registration fees (coming out of 010-54850-403) 2) Demand Check payable to Omni Corpus Christi Hotel, in the amount of \$724.50, 3) Demand Check payable to Maggie Perez, in the amount of \$132.00, for per diem, 4) Demand Check payable to Mabel Bryant, in the amount of \$132.00, for per diem (with Checks 2, 3, and 4 coming out of 010-52100-403)

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 4 Demand Checks for Maggie Perez and Mabel Bryant to attend the Texas Association of Counties Probate Academy in Corpus Christi, May 11-13, 2016: 1) Demand Check payable to Texas Association of Counties c/o Judicial Education, in the amount of \$250.00, for registration fees (coming out of 010-54850-403) 2) Demand Check payable to Omni Corpus Christi Hotel, in the amount of \$724.50, 3) Demand Check payable to Maggie Perez, in the amount of \$132.00, for per diem, 4) Demand Check payable to Mabel Bryant, in the amount of \$132.00, for per diem (with Checks 2, 3, and 4 coming out of 010-52100-403. Motion carried. Vote 5 ayes 0 nays

9. Consideration and possible action to approve a cell phone allowance for David Villa, Facilities Maintenance, in the amount of \$60.00 per month, as per county policy

This being the next item for business, motion was duly made by County Judge McDonald and seconded by Commissioner Frick, with all others concurring, to approve a cell phone allowance for David Villa, Facilities Maintenance, in the amount of \$60.00 per month, as per county policy. Motion carried. Vote 5 ayes 0 nays

10. Consideration and possible action to approve a Demand Check payable to NewWave Communications, in the amount of \$78.70, for Juvenile Probation's monthly bill, to be taken out of 010-54200-573

This being the next item for business, motion was duly made by Commissioner Frick, and seconded by Commissioner Gibson, with all others concurring, to approve a Demand Check payable to NewWave Communications, in the amount of \$78.70, for Juvenile Probation's monthly bill, to be taken out of 010-54200-573. Motion carried. Vote 5 ayes 0 nays

11. Consideration and possible action to approve a Release of Lien in the amount of \$5,000.00, and authorize the County Judge to sign. This \$5,000.00 lien was from a Deed of Trust dated August 7, 1997 and put in the name of Matagorda County, to be used as a down payment on a Mortgage, as was to be forgiven and the deed of trust released if owner remained in the house for five years under the terms of the Home Program Agreement (HOME). This lien was never forgiven and the homeowner remained in the home more than 5 years

This being the next item for business, motion was duly made by Commissioner Pustka, and seconded by Commissioner Frick, with all others concurring, to approve a Release of Lien in the amount of \$5,000.00, and authorize the County Judge to sign. This \$5,000.00 lien was from a Deed of Trust dated August 7, 1997 and put in the name of Matagorda County, to be used as a down payment on a Mortgage, as was to be forgiven and the deed of trust released if owner remained in the house for five years under the terms of the Home Program Agreement (HOME). This lien was never forgiven and the homeowner remained in the home more than 5 years. Motion carried. Vote 5 ayes 0 nays

12. Consideration and possible action to authorize Precinct #3 to declare a 1993 Ford Ambulance, Vin #1FDKE30M1PHA02135 as salvage, and authorize its sale in the County Auction

This being the next item for business, motion was duly made by Commissioner Gibson, and seconded by Commissioner Pustka, with all others concurring, to authorize Precinct #3 to declare a 1993 Ford Ambulance, Vin #1FDKE30M1PHA02135 as salvage, and authorize its sale in the County Auction. Motion carried. Vote 5 ayes 0 nays

13. Consideration and possible action to allow Commissioner Dan Pustka, Precinct #1, to purchase a 20 Yard Solid Waste Rectangle Roll-Off Container from Dragon Products LTD, to be used at the Matagorda County Fairgrounds, in the amount of \$4,895.00

This being the next item for business, motion was duly made by Commissioner Pustka, and seconded by Commissioner Pollard, with all others concurring, to allow Commissioner Dan Pustka, Precinct #1, to purchase a 20 Yard Solid Waste Rectangle Roll-Off Container from Dragon Products LTD, to be used at the Matagorda County Fairgrounds, in the amount of \$4,895.00. If the Commissioner picks up the container then the cost will be \$4,295.00. Motion carried. Vote 5 ayes 0 nays

14. Consideration and possible action to approve Section 111 Mandatory Reporting Profile Report Account Manager/Technical Contact to Carmen Andrews, Human Resources and Payroll Director and authorize the County Judge to sign

This being the next item for business, motion was duly made by Commissioner Frick, and seconded by Commissioner Pollard, with all others concurring, to approve Section 111 Mandatory Reporting Profile Report Account Manager/Technical Contact to Carmen Andrews, Human Resources and Payroll Director and authorize the County Judge to sign. Motion carried. Vote 5 ayes 0 nays

15. Consideration and possible action to approve a letter authorizing Motorola to place an order for the communications equipment for Matagorda County's 2015 Homeland Security Grant for radios to improve Interoperability, and authorize the County Judge to sign

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 a letter authorizing Motorola to place an order for the communications equipment for Matagorda County's 2015 Homeland Security Grant for radios to improve Interoperability, and authorize the County Judge to sign. Motion carried. Vote 5 ayes 0 nays

16. Consideration and possible action to approve a Temporary License/Permit for Alcoholic Beverages at the Matagorda County Birding and Nature Center on June 18, 2016 for their Full Moon Food Truck Festival, and authorize the County Judge to sign

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 Temporary License/Permit for Alcoholic Beverages at the Matagorda County Birding and Nature Center on June 18, 2016 for their Full Moon Food Truck Festival, and authorize the County Judge to sign. Motion carried. Vote 5 ayes 0 nays

17. Consideration and possible action to approve Payment of Bills

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

18. Consideration and possible action to approve Line Item Transfers

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

19. Meet in Executive Session:

Under Section 551.071 of the Gov't Code to consult with attorney(s) representing the county in an executive session concerning pending litigation, contemplated litigation, or settlement offers

This being the next item for business, motion was duly made at 9:52 am by Commissioner Pollard, and seconded by Commissioner Gibson, with all others concurring, to Meet in Executive Session:

Under Section 551.071 of the Gov't Code to consult with attorney(s) representing the county in an executive session concerning pending litigation, contemplated litigation, or settlement offers.

Motion carried. Vote 5 ayes 0 nays

20. Reconvene Open Session and consider taking action on the matters discussed in:

Executive Session under Section 551.071 of the Gov't Code to consult with attorney(s) representing the county in an executive session concerning pending litigation, contemplated litigation, or settlement offers

This being the next item for business, motion was duly made at 10:42 am by Commissioner Gibson, and seconded by Commissioner Pustka, with all others concurring, to Reconvene Open Session and consider taking action on the matters discussed in:

Executive Session under Section 551.071 of the Gov't Code to consult with attorney(s) representing the county in an executive session concerning pending litigation, contemplated litigation, or settlement offers.

Motion carried. Vote 5 ayes 0 nays

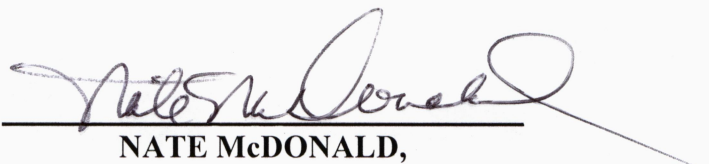
21. Public Comments

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


22. Adjournment

Motion was duly made at approximately 10:43 am by Commissioner Gibson and seconded by Commissioner Pustka, with all others concurring, to adjourn the meeting. Motion carried. Vote 5 ayes 0 nays


Approved in Open Court, this the 16th day of May, 2016.




NATE McDONALD,
County Judge




DANIEL PUSTKA,
Commissioner Precinct No. One



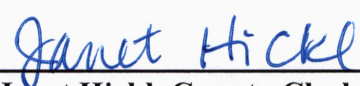
KENT POLLARD
Commissioner Precinct No. Two



JAMES GIBSON, Judge Pro Tem
Commissioner Precinct No. Three



CHARLES "BUBBA" FRICK
Commissioner Precinct No. Four

ATTEST: 

Janet Hickl, County Clerk

