

MINUTES
MATAGORDA COUNTY COMMISSIONERS' COURT MEETING
MATAGORDA COUNTY COURTHOUSE, ROOM 300
1700 SEVENTH STREET, BAY CITY, TEXAS 77414
9:30 A.M., MONDAY, OCTOBER 26, 2015

Call to Order

This **Special Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday the 26th day of October 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, Chris Peikert, Tammy McDonald, Dwight Baker, Mike Reddell, Ruben Gonzales, Doug Matthes, Joe Lozano, Carole Patrick, Denise Fortenberry, Roger Barker, Christella Rodriguez, Letisia C. Ramos, Amanda Campos, Dan Gillespie, John Farris, Ricky Powell, Fred Wilkins, David Kocurek, Kelle Odom, Eva Peterson, Harriet Townsend and Janet Hickl

1. Certification of quorum

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

2. Pledge of Allegiance – Commissioner Frick

3. Texas Pledge – Commissioner Frick

4. Prayer – Commissioner Gibson

5. Consideration and possible action to regarding approving Commissioners Court Minutes for October 19, 2015

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 Commissioners Court Minutes for October 19, 2015. 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 assigning Government Capital's right, title, and interest in the contract between Government Capital and Matagorda County and the right to receive payments thereunder to Southside Bank

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 assigning Government Capital's right, title, and interest in the contract between Government Capital and Matagorda County and the right to receive payments thereunder to Southside Bank. Motion carried. Vote 5 ayes 0 nays

8. Consideration and possible action to approve Cellular Phone Allowance for Robert Hearn, Patrol Officer of the Matagorda County Sheriff's Office, in the amount of \$60.00 per month according to county policies and procedures

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 Cellular Phone Allowance for Robert Hearn, Patrol Officer of the Matagorda County Sheriff's Office, in the amount of \$60.00 per month according to county policies and procedures. Motion carried. Vote 5 ayes 0 nays

9. Consideration and possible action to authorize Commissioner Kent Pollard to sign an Affidavit of Use and Maintenance regarding County Road 244

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Pustka, with all others concurring, to authorize Commissioner Kent Pollard to sign an Affidavit of Use and Maintenance regarding County Road 244. Motion carried. Vote 5 ayes 0 nays

10. Consideration and possible action to authorize the Matagorda County Sheriff's Office to submit a 2015 Susteen Community Outreach Mobile Forensics Grant (SCOMF) application, for Mobile Forensics Software and requiring a match of \$2,694.00, coming out of 010-54790-560

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 the Matagorda County Sheriff's Office to submit a 2015 Susteen Community Outreach Mobile Forensics Grant (SCOMF) application, for Mobile Forensics Software and requiring a match of \$2,694.00, coming out of 010-54790-560. Motion carried. Vote 5 ayes 0 nays

11. Presentation by David Kocurek regarding the Matagorda County Palacios Pavilion CIAP project

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

12. Consideration and possible action to approve the contract between the City of Palacios and Charnock & Company, Inc. for the completion of the Matagorda County Palacios Pavilion CIAP project

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 the contract between the City of Palacios and Charnock & Company, Inc. for the completion of the Matagorda County Palacios Pavilion CIAP project. Motion carried. Vote 5 ayes 0 nays

13. Consideration and possible action to approve the assignment of new ownership of Matagorda County EMS from Gulf Coast EMS to Allegiance Ambulance in compliance with Agreement for Paramedic Ambulance, Emergency and Non-Emergency Medical Services

This being the next item for business, motion was duly made Commissioner Pollard and seconded by Commissioner Pustka, with all others concurring, to approve the assignment of new ownership of Matagorda County EMS from Gulf Coast EMS to Allegiance Ambulance in compliance with Agreement for Paramedic Ambulance, Emergency and Non-Emergency Medical Services. Motion carried. Vote 5 ayes 0 nays

14. Consideration and possible action to accept a Performance Bond in the amount of \$575,000.00 from Allegiance Ambulance for performance under the Agreement for Paramedic Ambulance, Emergency and Non-Emergency Medical Services

This being the next item for business, motion was duly made by Commissioner Pustka and seconded by Commissioner Frick, with all others concurring, to accept a Performance Bond in the amount of \$575,000.00 from Allegiance Ambulance for performance under the Agreement for Paramedic Ambulance, Emergency and Non-Emergency Medical Services. Motion carried. Vote 5 ayes 0 nays

15. Consideration and possible action to approve a Resolution and submission of an Application to the Office of the Attorney General, Crime Victim Services Division, for a Victim Coordinator and Liaison Grant by the City of Bay City Police Department, to be also used by the District Attorney's Office

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 Resolution and submission of an Application to the Office of the Attorney General, Crime Victim Services Division, for a Victim Coordinator and Liaison Grant by the City of Bay City Police Department, to be also used by the District Attorney's Office. Motion carried. Vote 5 ayes 0 nays

16. Consideration and possible action to approve the Auditor's Quarterly Investment Report for third Quarter Ending September 30, 2015

This being the next item for business, motion was duly made by Commissioner Pollard, and seconded by Commissioner Pustka, to approve the Auditor's Quarterly Investment Report for third Quarter Ending September 30, 2015. Motion carried. Vote 5 ayes 0 nays

17. Consideration and possible action to approve the Auditor's September 2015 Monthly Investment Report

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 the Auditor's September 2015 Monthly Investment Report. Motion carried. Vote 5 ayes 0 nays

18. 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 Pollard, with all others concurring, to approve Payment of Bills. Motion carried. Vote 5 ayes 0 nays.

19. Consideration and possible action to approve Line Item Transfers

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

20. 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 9:54 am by Commissioner Pustka, 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

21. 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 10:19 am by Commissioner Pustka, and seconded by Commissioner Frick, 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. No action taken.

Motion carried. Vote 5 ayes 0 nays

22. Public Comments

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

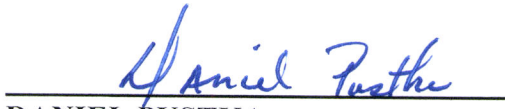
23. Adjournment

Motion was duly made at approximately 10:20 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 2nd day of November, 2015.



NATE McDONALD,
County Judge



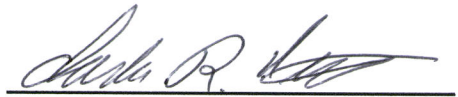
DANIEL PUSTKA,
Commissioner Precinct No. One



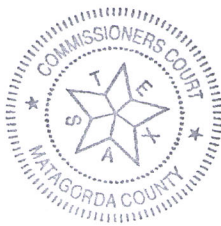
KENT POLLARD, Judge Pro Tem
Commissioner Precinct No. Two



JAMES GIBSON,
Commissioner Precinct No. Three



CHARLES "BUBBA" FRICK
Commissioner Precinct No. Four



ATTEST: 
Janet Hickl, County Clerk