

MINUTES
MATAGORDA COUNTY COMMISSIONERS' COURT MEETING
MATAGORDA COUNTY COURTHOUSE, ROOM 300
1700 SEVENTH STREET, BAY CITY, TEXAS 77414
9:30 A.M., MONDAY, OCTOBER 15, 2018

Call to Order

This **Special Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday the 15th day of October, 2018 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, Doug Matthes, Rhonda Gregg Hirsch, Bob Powell, Brett Sachtbren, Mitch Thames, Denise Fortenberry, Mike Reddell, Chris Peikert, Jimmy Galvan, Aaron Sumrall, Kristen Kubecka, Jessica Russell, Mike Ferdinand, Belinda Cortinez and Janet Hickl

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 Commissioners' Court Minutes for October 1, 2018 and October 10, 2018

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 Commissioners' Court Minutes for October 1, 2018 and October 10, 2018. 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, motion was duly made by Commissioner Graham and seconded by Commissioner Frick, with all others concurring, to approve a contract for the use of the Matagorda County Fairground facilities. Motion carried. Vote 5 ayes 0 nays

7. Consideration and possible action to approve the Feral Hog Grant after review of the Grants application contents

This being the next item for business, motion was duly made by County Judge McDonald and seconded by Commissioner Graham, with all others concurring, to approve the Feral Hog Grant after review of the Grants application contents. Motion carried. Vote 5 ayes 0 nays

8. Consideration and possible action to accept a contribution in the amount of \$1,980.00 from the City of Bay City for expenses toward the Matagorda County Household Hazardous Waste Collection Event to be held October 27, 2018

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 a contribution in the amount of \$1,980.00 from the City of Bay City for expenses toward the Matagorda County Household Hazardous Waste Collection Event to be held October 27, 2018. Motion carried. Vote 5 ayes 0 nays

9. Consideration and possible action to approve the Oil and Gas Division Order for Truth Resources, L. P.

This being the next item for business, motion was duly made by Commissioner Graham and seconded by Commissioner Pollard, with all others concurring, to approve the Oil and Gas Division Order for Truth Resources, L. P. Motion carried. Vote 5 ayes 0 nays

10. Consideration and possible action to declare the following vehicles as salvage and authorize sale at auction: (1) 2001 Ford F150 pickup VIN #1FTRX17W71NB26203, (2) 1997 BMW 5281 VIN #WBADD6323VB203930, (3) 2004 Chevy Avalanche VIN #3GNEC125224G303865, with proceeds going into Matagorda County Joint Task Force Account #217187658

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Gibson, with all others concurring, to declare the following vehicles as salvage and authorize sale at auction: (1) 2001 Ford F150 pickup VIN #1FTRX17W71NB26203, (2) 1997 BMW 5281 VIN #WBADD6323VB203930, (3) 2004 Chevy Avalanche VIN #3GNEC125224G303865, with proceeds going into Matagorda County Joint Task Force Account #217187658 Motion carried. Vote 5 ayes 0 nays

11. Consideration and possible action to authorize Commissioner Graham to promote Joe Irvin from a Light Equipment Operator to a Heavy Equipment Operator at an increase in pay to \$15.25/hour, within the Precinct #1 budget, due to his skill and experience

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 promote Joe Irvin from a Light Equipment Operator to a Heavy Equipment Operator at an increase in pay to \$15.25/hour, within the Precinct #1 budget, due to his skill and experience. Motion carried. Vote 5 ayes 0 nays

12. Consideration and possible action to approve the setting and publishing of a Public Hearing concerning the establishment of a Reinvestment Zone for Tax Abatement purposes on October 29, 2018 at 9:45 a.m. upon the request of Air Liquide Inc.

This being the next item for business, motion was duly made by Commissioner Graham and seconded by Commissioner Pollard, with all others concurring, to approve the setting and publishing of a Public Hearing concerning the establishment of a Reinvestment Zone for Tax Abatement purposes on October 29, 2018 at 9:45 a.m. upon the request of Air Liquide Inc. Motion carried. Vote 5 ayes 0 nays

13. Consideration and possible action to approve an Intergovernmental Agreement between Matagorda County, Colorado County, City of Bay City, City of Columbus and City of Wharton

This being the next item for business, motion was duly made by County Judge McDonald and seconded by Commissioner Graham, with all others concurring, to approve an Intergovernmental Agreement between Matagorda County, Colorado County, City of Bay City, City of Columbus and City of Wharton. Motion carried. Vote 5 ayes 0 nays

14. Consideration and possible action to accept the District Attorney Chapter 59 Assets Forfeiture report from September 1, 2017 to August 31, 2018

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Graham, with all others concurring, to accept the District Attorney Chapter 59 Assets Forfeiture report from September 1, 2017 to August 31, 2018. Motion carried. Vote 5 ayes 0 nays

15. Consideration and possible action to approve a Federal Excise Tax Exemption Certificate from the Office of the Texas Comptroller, for fuel purchases by Matagorda County, 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 Gibson, with all others concurring, to approve a Federal Excise Tax Exemption Certificate from the Office of the Texas Comptroller, for fuel purchases by Matagorda County, and authorize the County Judge to sign. Motion carried. Vote 5 ayes 0 nays.

16. Consideration and possible action to approve the Section 111 Mandatory Report Profile 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 Graham, with all others concurring, to approve the Section 111 Mandatory Report Profile and authorize the County Judge to sign. Motion carried. Vote 5 ayes 0 nays

17. Consideration and possible action to approve the Matagorda County Treasurer's Office Monthly Investment Report for September 2018

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 Matagorda County Treasurer's Office Monthly Investment Report for September 2018. Motion carried. Vote 5 ayes 0 nays

18. Consideration and possible action to approve the Matagorda County Treasurer's Office Quarterly Investment Report ending September 30, 2018

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 Matagorda County Treasurer's Office Quarterly Investment Report ending September 30, 2018. Motion carried. Vote 5 ayes 0 nays

19. Consideration and possible action to ratify a Demand Check in the amount of \$48,062.12 payable to Texas Advantage Community Bank

This being the next item for business, motion was duly made by Commissioner Graham and seconded by Commissioner Frick, with all others concurring, to ratify a Demand Check in the amount of \$48,062.12 payable to Texas Advantage Community Bank. Motion carried. Vote 5 ayes 0 nays

20. Consideration and possible action to approve Bank Drafts

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 Bank Drafts. Motion carried. Vote 5 ayes 0 nays

21. Consideration and possible action to approve the Payment of Demand Checks

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 the Payment of Demand Checks. Motion carried. Vote 5 ayes 0 nays

22. Consideration and possible action to approve Line Item Transfers

This being the next item for business, motion was duly made by Commissioner Gibson and seconded by Commissioner Frick, with all others concurring, to approve Line Item Transfers. 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 Graham and seconded by Commissioner Frick, with all others concurring, to approve Emergency Amendments. Motion carried.

Vote 5 ayes 0 nays

24. 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 has received from a business prospect that the governmental body and with the governmental body is conducting economic development negotiations

This being the next item for business, motion was duly made at 10:13 a.m. by Commissioner Graham and seconded by Commissioner Pollard, 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 has received from a business prospect that the governmental body and with the governmental body is conducting economic development negotiations

Motion carried. Vote 5 ayes 0 nays

25. **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 has received from a business prospect that the governmental body and with the governmental body is conducting economic development negotiations

This being the next item for business, motion was duly made at 11:49 a.m. by Commissioner Graham and seconded by Commissioner Gibson, 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 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 has received from a business prospect that the governmental body and with the governmental body is conducting economic development negotiations

Motion carried. Vote 5 ayes 0 nays

26. **Public Comments**

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


27. **Adjournment**

Motion was duly made at approximately 11:49 am 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 22nd day of October, 2018.



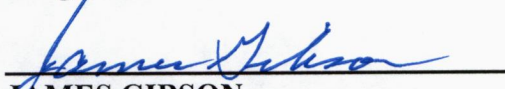
NATE McDONALD,
County Judge



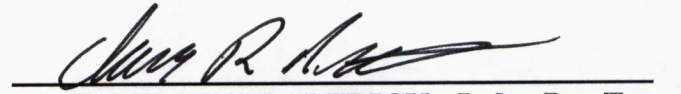
GARY GRAHAM,
Commissioner Precinct No. One
Judge Pro Tem



KENT POLLARD
Commissioner Precinct No. Two



JAMES GIBSON
Commissioner Precinct No. Three



CHARLES "BUBBA" FRICK, Judge Pro-Tem
Commissioner Precinct No. Four

ATTEST: 

Janet Hickl, County Clerk

