

MINUTES
MATAGORDA COUNTY COMMISSIONERS' COURT MEETING
MATAGORDA COUNTY COURTHOUSE, ROOM 300
1700 SEVENTH STREET, BAY CITY, TEXAS 77414
9:30 A.M., MONDAY, SEPTEMBER 17, 2018

Call to Order

This **Special Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday the 17th day of September, 2018 in the Matagorda County Commissioner's Courtroom, located on the Third Floor, 1700 Seventh Street, Room 300, Bay City, Texas, with Commissioner Pollard, Judge Pro Tem presiding.

Others present were as follows: Sheriff Osborne, Denise Fortenberry, Mike Reddell, Chris Peikert, Carmen Andrews, Doug Matthes, Jimmy Galvan, Cris Cruz, Jaene Haagenen, Kristen Kubecka, Shelby Storts and Janet Hickl

1. Certification of quorum

Commissioner Pollard, Judge Pro Tem certified a quorum in attendance with Commissioner Frick, and Commissioner Gibson. County Judge McDonald and Commissioner Graham were absent

2. Pledge of Allegiance – Commissioner Gibson

3. Texas Pledge – Commissioner Gibson

4. Prayer – Commissioner Pollard

5. Consideration and possible action regarding approving Commissioners' Court Minutes for September 10, 2018

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 September 10, 2018. Motion carried. Vote 3 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 the Republican Election Judges and Alternate Judges serving September 1, 2018 to August 31, 2019 and setting the number of election clerks for each precinct

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 the Republican Election Judges and Alternate Judges serving September 1, 2018 to August 31, 2019 and setting the number of election clerks for each precinct. Motion carried. Vote 3 ayes 0 nays

8. Consideration and possible action to approve an Interlocal Agreement for UTMB Forensic Pathology Services between Matagorda County and the University of Texas Medical Branch

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 an Interlocal Agreement for UTMB Forensic Pathology Services between Matagorda County and the University of Texas Medical Branch. Motion carried. Vote 3 ayes 0 nays

9. Consideration and possible action to approve the Fire Fighting Agreement between Matagorda County and Collegeport Volunteer Fire Department for Fiscal Year 2018

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 the Fire Fighting Agreement between Matagorda County and Collegeport Volunteer Fire Department for Fiscal Year 2018. Motion carried. Vote 3 ayes 0 nays

10. Consideration and possible action to accept a contribution in the amount of \$2,000.00 from Chevron Phillips Chemical Co. 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 Pollard, Judge Pro Tem and seconded by Commissioner Gibson, with all others concurring, to accept a contribution in the amount of \$2,000.00 from Chevron Phillips Chemical Co. for expenses toward the Matagorda County Household Hazardous Waste Collection Event to be held October 27, 2018. Motion carried. Vote 3 ayes 0 nays

11. Consideration and possible action to approve a Heavy Load Permit Application by Hilcorp Energy Company to ingress CR 378 Brazos Tower Road, CR 373 Franzen Road, CR 365 Oyster Lake Road, and CR 376 LeTulle Loop, egress CR 376 LeTulle Road, CR 365 Oyster Lake Road, CR 373 Franzen Road and CR 378 Brazos Tower Road in Matagorda County Precinct #3

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 a Heavy Load Permit Application by Hilcorp Energy Company to ingress CR 378 Brazos Tower Road, CR 373 Franzen Road, CR 365 Oyster Lake Road, and CR 376 LeTulle Loop, egress CR 376 LeTulle Road, CR 365 Oyster Lake Road, CR 373 Franzen Road and CR 378 Brazos Tower Road in Matagorda County Precinct #3. Motion carried. Vote 3 ayes 0 nays

12. Consideration and possible action to approve the deputation of Isela Vega with the Precinct 6 Constable's Office

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 the deputation of Isela Vega with the Precinct 6 Constable's Office. Motion carried. Vote 3 ayes 0 nays

13. Consideration and possible action to approve an order authorizing Matagorda County Attorney, Denise M. Fortenberry, to file suit to abate against Eric Jacobson, who has caused, permitted, or allowed a nuisance condition on, or has an interest in, the property upon which the offending condition exists, the County Attorney shall bring any issues relating to the expenditure of funds back to the court, as needed, for approval

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 an order authorizing Matagorda County Attorney, Denise M. Fortenberry, to file suit to abate against Eric Jacobson, who has caused, permitted, or allowed a nuisance condition on, or has an interest in, the property upon which the offending condition exists, the County Attorney shall bring any issues relating to the expenditure of funds back to the court, as needed, for approval Motion carried. Vote 3 ayes 0 nays

14. Consideration and possible action to approve an order authorizing Matagorda County Attorney, Denise M. Fortenberry, to file suit to abate against Isaiya Andre Lewis, who has caused, permitted, or allowed a nuisance condition on, or has an interest in, the property upon which the offending condition exists, the County Attorney shall bring any issues relating to the expenditure of funds back to the court, as needed, for approval

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 an order authorizing Matagorda County Attorney, Denise M. Fortenberry, to file suit to abate against Isaiya Andre Lewis, who has caused, permitted, or allowed a nuisance condition on, or has an interest in, the property upon which the offending condition exists, the County Attorney shall bring any issues relating to the expenditure of funds back to the court, as needed, for approval Motion carried. Vote 3 ayes 0 nays

15. Consideration and possible action to approve an order authorizing Matagorda County Attorney, Denise M. Fortenberry, to file suit to abate against Donnie Ray West and Gloria Villareal, who has caused, permitted, or allowed a nuisance condition on, or has an interest in, the property upon which the offending condition exists, the County Attorney shall bring any issues relating to the expenditure of funds back to the court, as needed, for approval

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 an order authorizing Matagorda County Attorney, Denise M. Fortenberry, to file suit to abate against Donnie Ray West and Gloria Villareal, who has caused, permitted, or allowed a nuisance condition on, or has an interest in, the property upon which the offending condition exists, the County Attorney shall bring any issues relating to the expenditure of funds back to the court, as needed, for approval. Motion carried. Vote 3 ayes 0 nays.

16. Consideration and possible action to approve an order authorizing Matagorda County Attorney, Denise M. Fortenberry, to file suit to abate against Shonda Blackburn, who has caused, permitted, or allowed a nuisance condition on, or has an interest in, the property upon which the offending condition exists, the County Attorney shall bring any issues relating to the expenditure of funds back to the court, as needed, for approval

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 an order authorizing Matagorda County Attorney, Denise M. Fortenberry, to file suit to abate against Shonda Blackburn, who has caused, permitted, or allowed a nuisance condition on, or has an interest in, the property upon which the offending condition exists, the County Attorney shall bring any issues relating to the expenditure of funds back to the court, as needed, for approval Motion carried. Vote 3 ayes 0 nays

17. Consideration and possible action to approve an order authorizing Matagorda County Attorney, Denise M. Fortenberry, to file suit to abate against Roger Williams and the Williams Johnson Estate, represented by Johnson Williams Jr., who has caused, permitted, or allowed a nuisance condition on, or has an interest in, the property upon which the offending condition exists, the County Attorney shall bring any issues relating to the expenditure of funds back to the court, as needed, for approval

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 an order authorizing Matagorda County Attorney, Denise M. Fortenberry, to file suit to abate against Roger Williams and the Williams Johnson Estate, represented by Johnson Williams Jr., who has caused, permitted, or allowed a nuisance condition on, or has an interest in, the property upon which the offending condition exists, the County Attorney shall bring any issues relating to the expenditure of funds back to the court, as needed, for approval. Motion carried.

Vote 3 ayes 0 nays

18. Consideration and possible action to approve an order authorizing Matagorda County Attorney, Denise M. Fortenberry, to file suit to abate against Boulton Intracoastal Development Co., LLC, who has caused, permitted, or allowed a nuisance condition on, or has an interest in, the property upon which the offending condition exists, the County Attorney shall bring any issues relating to the expenditure of funds back to the court, as needed, for approval

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 an order authorizing Matagorda County Attorney, Denise M. Fortenberry, to file suit to abate against Boulton Intracoastal Development Co., LLC, who has caused, permitted, or allowed a nuisance condition on, or has an interest in, the property upon which the offending condition exists, the County Attorney shall bring any issues relating to the expenditure of funds back to the court, as needed, for approval. Motion carried. Vote 3 ayes 0 nays

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

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 the Matagorda County Treasurer's Office Monthly Investment Report for August 2018. Motion carried. Vote 3 ayes 0 nays

20. Consideration and possible action to ratify payroll for September 14, 2018

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Gibson, with all others concurring, to ratify payroll for September 14, 2018. Motion carried. Vote 3 ayes 0 nays

21. 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 Gibson, with all others concurring, to approve Bank Drafts. Motion carried. Vote 3 ayes 0 nays

22. Consideration and possible action to approve Payment of Demand Checks

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 Payment of Demand Checks. Motion carried. Vote 3 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 Frick and seconded by Commissioner Gibson, with all others concurring, to approve Emergency Amendments. Motion carried. Vote 3 ayes 0 nays

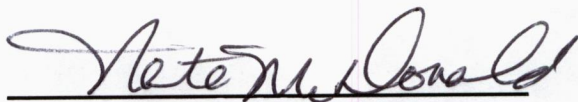
24. **Public Comments**

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


25. **Adjournment**

Motion was duly made at approximately 11:19 am by Commissioner Graham and seconded by Commissioner Gibson with all others concurring, to adjourn the meeting. Motion carried. Vote 3 ayes 0 nays

Approved in Open Court, this the 24th day of September 2018.



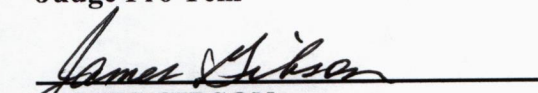
NATE McDONALD,
County Judge



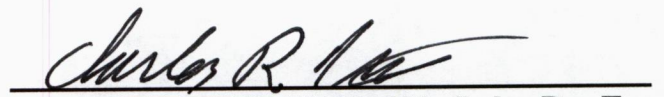
GARY GRAHAM,
Commissioner Precinct No. One
Judge Pro Tem



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