

MINUTES
MATAGORDA COUNTY COMMISSIONERS' COURT MEETING
MATAGORDA COUNTY COURTHOUSE, ROOM 300
1700 SEVENTH STREET, BAY CITY, TEXAS 77414
9:30 A.M., MONDAY, SEPTEMBER 24th 2018

Call to Order

This **Special Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday the 24th 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 County Judge McDonald presiding.

Others present were as follows: Sheriff Osborne, Denise Fortenberry, Mike Reddell, Chris Peikert, Carmen Andrews, Jimmy Galvan, Jaene Haagenen, Richard Saunders, Herff Cornelius, Donna Harrison, Jessica Russell, Rafael A. Hernandez, Robert J. Wilkinson, Jr., Karla Lewis, 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 September 17, 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 17, 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, no action required.

7. Consideration and possible action to approve the application for State Assistance in Cleaning and Maintaining Public Beaches for the Fiscal Year 2019 and all required supportive documents and authorize Commissioner Kent Pollard to sign per the attached Resolution dated July 23, 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 application for State Assistance in Cleaning and Maintaining Public Beaches for the Fiscal Year 2019 and all required supportive documents and authorize Commissioner Kent Pollard to sign per the attached Resolution dated July 23, 2018. Motion carried. Vote 5 ayes 0 nays

8. Consideration and possible action to approve the Memorandum of Understanding between Texas A&M AgriLife Extension Service and Matagorda County Pertaining to Information Technology Services

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 Memorandum of Understanding between Texas A&M AgriLife Extension Service and Matagorda County Pertaining to Information Technology Services. Motion carried. Vote 5 ayes 0 nays

9. Consideration and possible action to begin the review process of the Air Liquid Inc. Tax Abatement Application and to accept the application fee attached

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Pollard, with all others concurring, to begin the review process of the Air Liquid Inc. Tax Abatement Application and to accept the application fee attached. Motion carried. Vote 5 ayes 0 nays

10. Consideration and possible action to approve the Administrative Services Agreement and Stop-Loss Agreement between the Texas Association of Counties Health and Employee Benefits Pool and 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 the Administrative Services Agreement and Stop-Loss Agreement between the Texas Association of Counties Health and Employee Benefits Pool and Matagorda County and authorize the County Judge to sign. Motion carried. Vote 5 ayes 0 nays

11. Consideration and possible action to ratify approval of the Household Hazardous Waste Agreement between Matagorda County and Clean Harbors for the HHW event to be held October 27, 2018, 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 Frick, with all others concurring, to ratify approval of the Household Hazardous Waste Agreement between Matagorda County and Clean Harbors for the HHW event to be held October 27, 2018, and authorize the County Judge to sign. Motion carried. Vote 5 ayes 0 nays

12. Consideration and possible action to approve an order authorizing Matagorda County Attorney, Denise M. Fortenberry, to file suit to abate against Gabrielle Brown, 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 Gabrielle Brown, 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 5 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 Leonard and Patricia Webb, 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 Graham and seconded by Commissioner Frick, with all others concurring, to approve an order authorizing Matagorda County Attorney, Denise M. Fortenberry, to file suit to abate against Leonard and Patricia Webb, 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 5 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 George and Sharla Burke, 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 Graham and seconded by Commissioner Frick, with all others concurring, to approve an order authorizing Matagorda County Attorney, Denise M. Fortenberry, to file suit to abate against George and Sharla Burke, 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 5 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 Corina Ruiz, 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 Graham, with all others concurring, to approve an order authorizing Matagorda County Attorney, Denise M. Fortenberry, to file suit to abate against Corina Ruiz, 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 5 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 William Penick, 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 5 ayes 0 nays

17. Consideration and possible action to approve a Federal Excise Tax Exemption Certificate from U.S. Bank Voyager Fleet Cards, for fuel purchases by Matagorda County covering January 01, 2019, 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 a Federal Excise Tax Exemption Certificate from U.S. Bank Voyager Fleet Cards, for fuel purchases by Matagorda County covering January 01, 2019, and authorize the County Judge to sign. Motion carried. Vote 5 ayes 0 nays

18. 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 8, 2018 at 9:45 a.m. upon the request of Peyton Creek Windfarm

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 setting and publishing of a Public Hearing concerning the establishment of a Reinvestment Zone for Tax Abatement purposes on October 8, 2018 at 9:45 a.m. upon the request of Peyton Creek Windfarm. Motion carried. Vote 5 ayes 0 nays

19. Consideration and possible action to approve an Agreement between Matagorda County, Texas and KoFile Technologies, Inc. for Vanguard Records Management and Imaging System 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 an Agreement between Matagorda County, Texas and KoFile Technologies, Inc. for Vanguard Records Management and Imaging System and authorize the County Judge to sign. 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 Pollard and seconded by Commissioner Gibson, with all others concurring, to approve Bank Drafts. Motion carried. Vote 5 ayes 0 nays

21. Consideration and possible action to approve Payment of Bills

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

22. 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 Graham, with all others concurring, to approve Emergency Amendments. Motion carried. Vote 5 ayes 0 nays

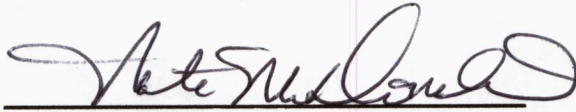
23. Public Comments

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

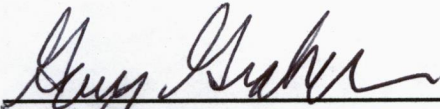
24. Adjournment

Motion was duly made at approximately 9:59 am by Commissioner Graham and seconded by Commissioner Frick with all others concurring, to adjourn the meeting. Motion carried. Vote 5 ayes 0 nays

Approved in Open Court, the 1st day of October, 2018.



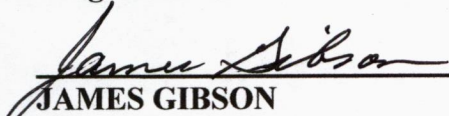
NATE McDONALD,
County Judge



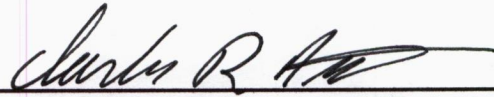
GARY GRAHAM,
Commissioner Precinct No. One
Judge Pro Tem



KENT POLLARD
Commissioner Precinct No. Two

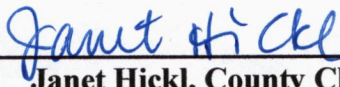


JAMES GIBSON
Commissioner Precinct No. Three



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

ATTEST:



Janet Hickl, County Clerk

