

MINUTES
MATAGORDA COUNTY COMMISSIONERS' COURT MEETING
MATAGORDA COUNTY COURTHOUSE, ROOM 300
1700 SEVENTH STREET, BAY CITY, TEXAS 77414
9:30 A.M., MONDAY, JULY 22, 2019

Call to Order

This **Regular Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday, July 22, 2019, 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: Kristen Kubecka, Denise Fortenberry, Loretta Griffin, Amanda Campos, Skipper Osborne, Mike Ferdinand, Mike Reddell, Lisa Krobot, Chris Peikert, Carmen Andrews, Jimmy Galvan, Steven Johnson, Hawes Dickerson and Stephanie Wurtz.

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 Commissioner's Court Minutes for July 15, 2019**

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 Commissioner's Court Minutes for July 15, 2019. Motion carried. Vote 5 ayes 0 nays

6. **Consideration and possible action regarding contracts for the use of the Matagorda County Fairgrounds facilities**

This being the next item for business, no action required. Motion carried. Vote 5 ayes 0 nays

7. **Consideration and possible action to replat a subdivision of 2.066 Acres / 90,000 Sq. Ft. being a replat of Blk 45, Van Vleck Townsite, Volume 7, Page 299, M.C.D.R. of Townsite of Van Vleck, becoming 1 Block 1 Reserve, Matagorda County, Texas**

This being the next item for business, motion was duly made by Commissioner Graham and seconded by Commissioner Frick, with all others concurring, to replat a subdivision of 2.066 Acres / 90,000 Sq. Ft. being a replat of Blk 45, Van Vleck Townsite, Volume 7, Page 299, M.C.D.R. of Townsite of Van Vleck, becoming 1 Block 1 Reserve, Matagorda County, Texas. Motion carried. Vote 5 ayes 0 nays

8. Consideration and possible action to approve a re-plat of an 8.8540 Acres situated in the W.J. Maynard Survey, AB 356 being a replat of Blk 46 of the Van Vleck Townsite, Lots 1-6, Blk 47, Lots 1-12, Blk 52, Lots 1-12, Blk 53, the 60' wide R.O.W. of Fifth Street between Avenue H and J, the 60' wide R.O.W. of Avenue I and between Sixth Street and projected centerline of the 20' wide alleys of Blk 47 and Blk 52 of the Southeasterly 30' of Avenue I between the projected centerline of the 20' wide alleys of Blk 47 and Blk 52 and Fourth Street, the 20' wide alley of Blk 52, the 20' wide alley of Blk 53 and the Southeasterly 10' of the 20' wide alley of Blk 47, Becoming 1 Block 1 Reserve, Matagorda County, Texas

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 re-plat of an 8.8540 Acres situated in the W.J. Maynard Survey, AB 356 being a replat of Blk 46 of the Van Vleck Townsite, Lots 1-6, Blk 47, Lots 1-12, Blk 52, Lots 1-12, Blk 53, the 60' wide R.O.W. of Fifth Street between Avenue H and J, the 60' wide R.O.W. of Avenue I and between Sixth Street and projected centerline of the 20' wide alleys of Blk 47 and Blk 52 of the Southeasterly 30' of Avenue I between the projected centerline of the 20' wide alleys of Blk 47 and Blk 52 and Fourth Street, the 20' wide alley of Blk 52, the 20' wide alley of Blk 53 and the Southeasterly 10' of the 20' wide alley of Blk 47, Becoming 1 Block 1 Reserve, Matagorda County, Texas. Motion carried. Vote 5 ayes 0 nays

9. Consideration and possible action to replat a subdivision of 48.9140 Acres located in the W.J. Maynard Survey, AB 356 and Burnett and Sojourner League, AB 13, of Townsite of Van Vleck becoming 1 Block 1 Reserve, Matagorda County, Texas

This being the next item for business, motion was duly made by Commissioner Graham and seconded by Commissioner Frick, with all others concurring, to replat a subdivision of 48.9140 Acres located in the W.J. Maynard Survey, AB 356 and Burnett and Sojourner League, AB 13, of Townsite of Van Vleck becoming 1 Block 1 Reserve, Matagorda County, Texas. Motion carried. Vote 5 ayes 0 nays

10. Consideration and possible action to approve the Deputation of Christa Fuselier as Deputy County Clerk

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 Deputation of Christa Fuselier as Deputy County Clerk. Motion carried. Vote 5 ayes 0 nays

11. Consideration and possible action to approve a Contract between Matagorda County Attorney and Lexis Nexis for the year 2019-2022

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 between Matagorda County Attorney and Lexis Nexis for the year 2019-2022. Motion carried. Vote 5 ayes 0 nays

12. Consideration and possible action to accept for filing the 23rd District Court's Order for the Court Coordinator's Salary Payment

This being the next item for business, motion was duly made by Commissioner Graham and seconded by Commissioner Frick, with all others concurring, to accept for filing the 23rd District Court's Order for the Court Coordinator's Salary Payment. Motion carried. Vote 5 ayes 0 nays

13. Consideration and possible action to accept for filing the 23rd District Court's Order for the Court Reporter's Salary Payment

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 for filing the 23rd District Court's Order for the

Court Reporter's Salary Payment. Motion carried. Vote 5 ayes 0 nays

14. Consideration and possible action to approve the Client Coverage Acknowledgment and Compensation Disclosure Statement for Matagorda County with Arthur J. Gallagher & Co. 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 Gibson, with all others concurring, to approve the Client Coverage Acknowledgment and Compensation Disclosure Statement for Matagorda County with Arthur J. Gallagher & Co. and authorize the County Judge to sign. Motion carried. Vote 5 ayes 0 nays

15. Consideration and possible action to approve the removal of low performing and duplicate mutual funds to be in line with the new AUL contract 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 removal of low performing and duplicate mutual funds to be in line with the new AUL contract and authorize the County Judge to sign. Motion carried. Vote 5 ayes 0 nays

16. Consideration and possible action to approve the removal of two rows of seats (EF 1-13) in the main building paid for by the Fair Association for wheelchair access

This being the next item for business, motion was duly made by Commissioner Graham and seconded by Commissioner Gibson, with all others concurring, to approve the removal of two rows of seats (EF 1-13) in the main building paid for by the Fair Association for wheelchair access. Motion carried. Vote 5 ayes 0 nays

17. Consideration and possible action to approve the purchase of a Landpride RC5615-2 15' Flexwing Cutter for a total of \$17,400.00, through Buy Board for Precinct #1

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 purchase of a Landpride RC5615-2 15' Flexwing Cutter for a total of \$17,400.00, through Buy Board for Precinct #1. Motion carried. Vote 5 ayes 0 nays

18. Consideration and possible action to approve Matagorda County Treasurer's Office Monthly Investment report for June 2019

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 Matagorda County Treasurer's Office Monthly Investment report for June 2019. Motion carried. Vote 5 ayes 0 nays

19. Consideration and possible action to approve Payment of Bills

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 Payment of Bills. Motion carried. Vote 5 ayes 0 nays

20. Consideration and possible action to approve Line Item Transfers

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 Line Item Transfers. Motion carried. Vote 5 ayes 0 nays

21. 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

21a. Consideration and possible action to approve a Consulting Agreement between Matagorda County and Susan Reed 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 Consulting Agreement between Matagorda County and Susan Reed and authorize the County Judge to sign. Motion carried. Vote 5 ayes 0 nays

22. 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 seeks to have locate, stay or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations

This being the next item for business, motion was duly made at 10:18 a.m. by Commissioner Graham and seconded by Commissioner Gibson, 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 seeks to have locate, stay or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations

Motion carried. Vote 5 ayes 0 nays

23. 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 seeks to have locate, stay or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations

This being the next item for business, motion was duly made at 10:49 a.m. by Commissioner Gibson and

seconded by Commissioner Graham, with all others concurring, to Reconvene open 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 seeks to have locate, stay or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations

Motion carried. Vote 5 ayes 0 nays

24. Public Comments

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

25. Adjournment

Motion was duly made at approximately 10:51 a.m. 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 29th day of July, 2019.



NATE McDONALD
County Judge



GARY GRAHAM
Commissioner Precinct No. One



KENT POLLARD
Commissioner Precinct No. Two
Judge Pro Tem




JAMES GIBSON
Commissioner Precinct No. Three



CHARLES "BUBBA" FRICK
Commissioner Precinct No. Four

ATTEST: 
Stephanie Wurtz, County Clerk

By: 
Maggie Ruiz
Chief Deputy

