

MINUTES
MATAGORDA COUNTY COMMISSIONERS' COURT MEETING
MATAGORDA COUNTY COURTHOUSE, ROOM 300
1700 SEVENTH STREET, BAY CITY, TEXAS 77414
9:30 A.M., MONDAY, JUNE 17, 2019

Call to Order

This **Regular Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday, June 17, 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: Denise Fortenberry, Kristen Kubecka, Loretta Griffin, Lisa Krobot, Chris Peikert, Amanda Campos, Becca Sitz, Steven Johnson, Jessica Russell, Mike Ferdinand, Skipper Osborne and Mike Reddell.

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 Graham**

3. **Texas Pledge – Commissioner Graham**

4. **Prayer – Commissioner Frick**

5. **Consideration and possible action regarding approving Commissioner's Court Minutes for June 10, 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 June 10, 2019. 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 four Applications to Cross County Roads from Van Vleck Independent School District, to lay a 6" water line 4' deep, an 8" sanitary sewer line 6' deep, and a 24" storm sewer line 8' deep, bored under 6th Street in Van Vleck townsite and to lay a 6" water line 4' deep, bored under Avenue J in Van Vleck townsite, all in Precinct #1, 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 four Applications to Cross County Roads from Van Vleck Independent School District, to lay a 6" water line 4' deep, an 8" sanitary sewer line 6' deep, and a 24" storm sewer line 8' deep, bored under 6th Street in Van Vleck townsite and to lay a 6" water line 4' deep, bored under Avenue J in Van Vleck townsite, all in Precinct #1, Matagorda County, Texas. Motion carried. Vote 5 ayes 0 nays

8. Consideration and possible action to approve a 33.611 Acre Portion of all that Certain called 68.396 Acre Tract of Land conveyed by Special Warranty Deed on August 27, 2018 from Tavernier Investments, L.P. to James N. Quimby in the Ira Ingram League, Abstract 49 & Elias R. Wightman League, Abstract 101, in Matagorda County, Texas, Subdivision being named Matagorda Intracoastal Estates

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 33.611 Acre Portion of all that Certain called 68.396 Acre Tract of Land conveyed by Special Warranty Deed on August 27, 2018 from Tavernier Investments, L.P. to James N. Quimby in the Ira Ingram League, Abstract 49 & Elias R. Wightman League, Abstract 101, in Matagorda County, Texas, Subdivision being named Matagorda Intracoastal Estates. Motion carried. Vote 5 ayes 0 nays

9. Consideration and possible action to approve a Resolution approving request of Peyton Creek Wind Farm, LLC's use of County Road 222 (Sheppard Mott Road)

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 Resolution approving request of Peyton Creek Wind Farm, LLC's use of County Road 222 (Sheppard Mott Road). Motion carried. Vote 5 ayes 0 nays

10. Consideration and possible action to approve an Agreement to pay Matagorda Dialysis Care, LLP for inmate medical 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 to pay Matagorda Dialysis Care, LLP for inmate medical and authorize the County Judge to sign. Motion carried. Vote 5 ayes 0 nays

11. Consideration and possible action to approve the purchase of a 914 M Wheel Loader (Serial Number H2401095) from Mustang CAT through HGAC Buy Board (Contract #EM19A36) and authorize Commissioner James Gibson to sign

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 purchase of a 914 M Wheel Loader (Serial Number H2401095) from Mustang CAT through HGAC Buy Board (Contract #EM19A36) and authorize Commissioner James Gibson to sign. Motion carried. Vote 5 ayes 0 nays

12. Consideration and possible action to authorize Commissioner Pollard to hire Devin Immenhauser as a Heavy Equipment Operator at \$13.00 per hour, effective Monday, June 17, 2019

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Gibson, with all others concurring, to authorize Commissioner Pollard to hire Devin Immenhauser as a Heavy Equipment Operator at \$13.00 per hour, effective Monday, June 17, 2019. Motion carried. Vote 5 ayes 0 nays

13. Consideration and possible action to approve Matagorda County Treasurer's Office Monthly Investment reports for April and May 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 reports for April and May 2019. Motion carried. Vote 5 ayes 0 nays

14. 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

15. **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

16. **Consideration and possible action to approve 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 Payment of Demand Checks. Motion carried. Vote 5 ayes 0 nays

17. **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

18. **Meet in Executive Session:**

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

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

This being the next item for business, motion was duly made at 9:52 a.m. by Commissioner Graham and seconded by Commissioner Frick, with all others concurring, to meet in Executive Session:

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

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

Motion carried. Vote 5 ayes 0 nays

19. **Reconvene open session and consider taking action on the matters discussed in Executive Session:**

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

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

offers

This being the next item for business, motion was duly made at 10:28 a.m. by Commissioner Graham and seconded by Commissioner Gibson, with all others concurring, to Reconvene open session:

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

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

Motion carried. Vote 5 ayes 0 nays

27. Public Comments

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

28. Adjournment

Motion was duly made at approximately 10:29 a.m. by Commissioner Graham and seconded by Commissioner Gibson with all others concurring, to adjourn the meeting. Motion carried. Vote 5 ayes 0 nays

Approved in Open Court, the 24th day of June, 2019.



NATE McDONALD
County Judge




GARY GRAHAM
Commissioner Precinct No. One



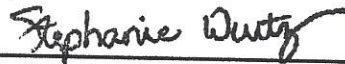
KENT POLLARD
Commissioner Precinct No. Two
Judge Pro Tem

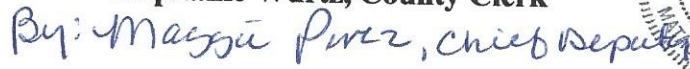


JAMES GIBSON
Commissioner Precinct No. Three



CHARLES "BUBBA" FRICK
Commissioner Precinct No. Four

ATTEST: 
Stephanie Wurtz, County Clerk

By: , Chief Deputy

