

MINUTES
MATAGORDA COUNTY COMMISSIONERS' COURT MEETING
MATAGORDA COUNTY COURTHOUSE, ROOM 300
1700 SEVENTH STREET, BAY CITY, TEXAS 77414
9:30 A.M., MONDAY, APRIL 14, 2014

Call to Order

This **Regular Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday the 14th day of April 2014 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, Ruben Gonzales, Kristen Kubecka, Doug Matthes, Chris Peikert, Cynthia Nemece, Cristyn Hallmark, Tammy McDonald, Charles Baker, Raymond Jones, Jr., Debbie Morris, Billy Mann, Beryl Southall, Lucy May, Mary Hancock, Ramirio Hernandez, Mike Strotheid, Denise Fortenberry, Barry Halvorson, Harriet Townsend and Janet Hickl

1. Certification of quorum

County Judge McDonald certified a quorum in attendance with Commissioner Kent Pollard, Commissioner Woodson, Commissioner James Gibson and Commissioner Pustka..

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 April 7, 2014

This being the next item for business, motion was duly made by Commissioner Woodson and seconded by Commissioner Gibson, with all others concurring, to approve Commissioners Court Minutes for April 7, 2014. 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 Pustka and seconded by Commissioner Gibson, with all others concurring, to approve five contracts for the use of the Matagorda County Fairground facilities. Motion carried. Vote 5 ayes 0 nays

7. Consideration and possible action to approve 2 applications to Cross a County Road by Magnum Producing, LP, to lay a 3 inch gas pipeline under County Road 335 (Turtle Bay Road) and County Road 322 (Buffalo Road), Precinct 3, Matagorda County

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 2 applications to Cross a County Road by Magnum Producing, LP, to lay a 3 inch gas pipeline under County Road 335 (Turtle Bay Road) and County Road 322 (Buffalo Road), Precinct 3, Matagorda County. Motion carried. Vote 5 ayes 0 nays

8. Consideration and possible action to approve 6 applications to Cross a County Road by Air Liquide Large Industries U.S. LP, to lay a 10 inch syngas pipeline 5' under County Road 153 (Sims Road), County Road 169 (Norris Camp Road), County Road 168 (Hall Road), County Road 172 (Ashcraft Road), and County Road 174 (Hawkinsville Road west and east crossing), Precinct #1, Matagorda County

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Pustka, with all others concurring, to approve 6 applications to Cross a County Road by Air Liquide Large Industries U.S. LP, to lay a 10 inch syngas pipeline 5' under County Road 153 (Sims Road), County Road 169 (Norris Camp Road), County Road 168 (Hall Road), County Road 172 (Ashcraft Road), and County Road 174 (Hawkinsville Road west and east crossing), Precinct #1, Matagorda County. Motion carried. Vote 5 ayes 0 nays

9. Consideration and possible action to approve 2 applications to Cross a County Road by Air Liquide Large Industries U.S. L), to lay 10 inch syngas pipeline 5' under County Road 153 (Sims Road) and County Road 229 (Buckner's Prairie Road), Precinct #2, Matagorda County

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Pustka, with all others concurring, to approve 2 applications to Cross a County Road by Air Liquide Large Industries U.S. L), to lay 10 inch syngas pipeline 5' under County Road 153 (Sims Road) and County Road 229 (Buckner's Prairie Road), Precinct #2, Matagorda County. Motion carried. Vote 5 ayes 0 nays

10. Consideration and possible action to approve a Proclamation declaring April as Matagorda County Child Abuse Prevention and Awareness Month

This being the next item for business, motion was duly made by County Judge McDonald and seconded by Commissioner Pollard, with all others concurring, to approve a Proclamation declaring April as Matagorda County Child Abuse Prevention and Awareness Month. Motion carried. Vote 2 ayes 1 nays 1 abstention

11. Consideration and possible action to authorize Judge McDonald to sign an Acknowledgement of In-kind Donation for Matagorda County CASA, Inc., to be used as in-kind support for their VOCA grant

This being the next item for business, motion was duly made by Commissioner Pustka and seconded by Commissioner Gibson, with all others concurring, to authorize Judge McDonald to sign an Acknowledgement of In-kind Donation for Matagorda County CASA, Inc., to be used as in-kind support for their VOCA grant. Motion carried. Vote 5 ayes 0 nays

12. Consideration and possible action to authorize a typed check for postage in the amount of \$3,000.00for the delinquent tax statement mail outs

This being the next item for business, motion was duly made by Commissioner Gibson and seconded by Commissioner Woodson, with all others concurring, to authorize a typed check for postage in the amount of \$3,000.00for the delinquent tax statement mail outs. Motion carried. Vote 5 ayes 0 nays

13. Consideration and possible action to accept a donation from Devon Energy Corporation in the amount of \$500.00 to the Matagorda County Sheriff's Office. The donation, after being coded to 10-371-000, will be transferred to 10-560-336 (Uniforms for Deputies)

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Gibson, with all others concurring, to accept a donation from Devon Energy Corporation in the amount of \$500.00 to the Matagorda County Sheriff's Office. The donation, after being coded to 10-371-000, will be transferred to 10-560-336 (Uniforms for Deputies). Motion carried. Vote 5 ayes 0 nays

14. Consideration and possible action to approve the Service Agreement for a new security appliance (Sentinel IPS) to be used for the Matagorda County internal network internet security, with a one-time payment of \$1,063.95, and \$399.00 per ;month, to come out of the Information Services budget, beginning May 1, 2014

This being the next item for business, motion was duly made by Commissioner Pustka and seconded by Commissioner Woodson, with all others concurring, to approve the Service Agreement for a new security appliance (Sentinel IPS) to be used for the Matagorda County internal network internet security, with a one-time payment of \$1,063.95, and \$399.00 per ;month, to come out of the Information Services budget, beginning May 1, 2014. Motion carried. Vote 5 ayes 0 nays

15. Consideration and possible action to approve a Proclamation declaring April 27 to May 4, 2014 as Soil & Water Stewardship Week in Matagorda County

This being the next item for business, motion was duly made by County Judge McDonald and seconded by Commissioner Pustka, with all others concurring, to approve a Proclamation declaring April 27 to May 4, 2014 as Soil & Water Stewardship Week in Matagorda County. Motion carried. Vote 5 ayes 0 nays

16. Consideration and possible action to approve the Environmental Assessment Checklist, Compliance Checklist for 24 CFR §58.6 Other Requirements, Statutory Checklist for Compliance, Flood Insurance Protection Requirements and Request for Release of Funds Certification for the Matagorda County Bulkhead Construction Project, DRS220112-22016.1-1, at the Port of Palacios, in Precinct 3 and authorize Judge McDonald to sign

This being the next item for business, motion was duly made by Commissioner Gibson and seconded by Commissioner Woodson, with all others concurring, to approve the Environmental Assessment Checklist, Compliance Checklist for 24 CFR §58.6 Other Requirements, Statutory Checklist for Compliance, Flood Insurance Protection Requirements and Request for Release of Funds Certification for the Matagorda County Bulkhead Construction Project, DRS220112-22016.1-1, at the Port of Palacios, in Precinct 3 and authorize Judge McDonald to sign. Motion carried. Vote 5 ayes 0 nays

17. 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

18. Consideration and possible action to approve Line Item Transfers

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

19. Meet in executive session under section 551.086 of the Gov't 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 10:03 am by County Judge McDonald and seconded by Commissioner Gibson, with all others concurring, to meet in executive session under section 551.086 of the Gov't 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

20. Reconvene open session and consider taking action on the following matters:

Executive session under Section 551.086 of the Gov't 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 10:16 am by Commissioner Pustka and seconded by Commissioner Gibson, with all others concurring, to Reconvene open session and consider taking action on the following matters:

Executive session under Section 551.086 of the Gov't 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

No action was taken

21. Public Comments

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

22. Adjournment

Motion was duly made at approximately 10:17 a.m. by Commissioner Pustka and seconded by Commissioner Woodson, with all others concurring, to adjourn the meeting. Motion carried.

Vote 5 ayes 0 nays


Approved in Open Court, this the 21st day of April, 2014.




NATE McDONALD,
County Judge




DANIEL PUSTKA,
Commissioner Precinct No. One



KENT POLLARD,
Commissioner Precinct No. Two



JAMES GIBSON,
Commissioner Precinct No. Three



DAVID "WOODY" WOODSON,
Commissioner Precinct No. Four

ATTEST: 

Janet Hickl, County Clerk

