

**MINUTES**  
**MATAGORDA COUNTY COMMISSIONERS' COURT MEETING**  
**MATAGORDA COUNTY COURTHOUSE, ROOM 300**  
**1700 SEVENTH STREET, BAY CITY, TEXAS 77414**  
**9:30 A.M., MONDAY, DECEMBER 4, 2017**

**Call to Order**

This **Special Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday the 4<sup>th</sup> day of December 2017 in the Matagorda County Commissioner's Courtroom, located on the Third Floor, 1700 Seventh Street, Room 300, Bay City, Texas, with County Judge Presiding McDonald presiding.

Others present were as follows: Sheriff Osborne, Janice Hawthorne, Kristen Kubecka, James Engbrock, Jamie Grantz, Mike Reddell, Carmen Andrews, Percy Carroll, Dwight Baker, Mike Ferdinand, Shelby Storts and Becky Sassman

**1. Certification of quorum**

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

**2. Pledge of Allegiance – Commissioner Graham**

**3. Texas Pledge – Commissioner Graham**

**4. Prayer – Commissioner Frick**

**5. Consideration and possible action regarding approving Commissioners' Court Minutes for November 20 and November 27, 2017**

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 November 20 and November 27, 2017. Motion carried. Vote 4 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 Grant Terms and Conditions for FEMA-4332-DR-TX and allow the County Judge to sign**

This being the next item for business, motion was duly made by County Judge McDonald and seconded by Commissioner Gibson, with all others concurring, to approve the Grant Terms and Conditions for FEMA-4332-DR-TX and allow the County Judge to sign. Motion carried. Vote 4 ayes 0 nays

**8. Consideration and possible action to sign a letter in support of Bay City Chamber Charities Inc. to direct Harvey Relief Funds donated by LCRA for the benefit of Matagorda County Residents affected by Hurricane Harvey, to the From the Heart Fund to disperse as they deem appropriate**

This being the next item for business, motion was duly made by County Judge McDonald and seconded by Commissioner Gibson, with all others concurring, to sign a letter in support of Bay City Chamber Charities Inc. to direct Harvey Relief Funds donated by LCRA for the benefit of Matagorda County Residents affected by Hurricane Harvey, to the From the Heart Fund to disperse as they deem appropriate. Motion carried. Vote 4 ayes 0 nays

**9. Consideration and possible action to approve an Agreement Between Matagorda County and Markham Volunteer Fire Department for the Purchase of a Large 2.5 Ton Truck**

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 and Markham Volunteer Fire Department for the Purchase of a Large 2.5 Ton Truck. Motion carried. Vote 4 ayes 0 nays

**10. Consideration and possible action to ratify the approval of the Monitoring Agreement between Matagorda County and CLS Technology**

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 the approval of the Monitoring Agreement between Matagorda County and CLS Technology. Future action will be required to remove taxes. Motion carried. Vote 4 ayes 0 nays

**11. Consideration and possible action to approve the Memorandum of Understanding Between the Office of the Attorney General and Matagorda County allowing the Attorney General (OAG) to install equipment necessary to establish a secure wireless internet connection within the courthouse**

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 the Office of the Attorney General and Matagorda County allowing the Attorney General (OAG) to install equipment necessary to establish a secure wireless internet connection within the courthouse. Motion carried. Vote 4 ayes 0 nays

**12. Consideration and possible action to accept the appointment and increase of salary for District Clerk, Chief Deputy Stacey Johnson, salary request is for \$1,263.98 per pay period, Stacey was a Class Group 0703 and Pay Grade 13 and will be promoted to Class Group 0701 Pay Group 17, this is within the budget**

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 the appointment and increase of salary for District Clerk, Chief Deputy Stacey Johnson, salary request is for \$1,263.98 per pay period, Stacey was a Class Group 0703 and Pay Grade 13 and will be promoted to Class Group 0701 Pay Group 17, this is within the budget. Motion carried. Vote 4 ayes 0 nays

**13. Consideration and possible action to accept the appointment of Leslie Enright, Deputy Clerk, in the District Clerk's office, hire date is December 1, 2017, hired at Pay Group Level 12, her bond will be covered under the Self Insurance Pool**

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 the appointment and increase of salary for District Clerk, Chief Deputy Stacey Johnson, salary request is for \$1,263.98 per pay period, Stacey was a Class Group 0703 and Pay Grade 13 and will be promoted to Class Group 0701 Pay Group 17, this is within the budget. Motion carried. Vote 4 ayes 0 nays

**14. Consideration and possible action to approve the Fire Fighting Agreement FY 2017-2018 between Matagorda County and Palacios Volunteer Fire Department**

This being the next item for business, motion was duly made by Commissioner Gibson and seconded by Commissioner Graham, with all others concurring, to approve the Fire Fighting Agreement FY 2017-2018 between Matagorda County and Palacios Volunteer Fire Department. Motion carried. Vote 4 ayes 0 nays

**15. Consideration and possible action to ratify the acceptance of quote from CLS Technology, Inc. in the amount of \$2,793.00 for replacement of 5-zone panel with a 10 zone panel at the County of Matagorda Office Building located at 2200 7<sup>th</sup> Street, Bay City, 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 ratify the acceptance of quote from CLS Technology, Inc. in the amount of \$2,793.00 for replacement of 5-zone panel with a 10 zone panel at the County of Matagorda Office Building located at 2200 7<sup>th</sup> Street, Bay City, Texas. Motion carried. Vote 4 ayes 0 nays

**16. Consideration and possible action to approve the Premier Lease Agreement between Konica Minolta Premier Finance and Matagorda County Sheriff's Department for the lease of Bizhub 458; PC210; FS533 and Bizhub 558; PC210; FS533**

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 Premier Lease Agreement between Konica Minolta Premier Finance and Matagorda County Sheriff's Department for the lease of Bizhub 458; PC210; FS533 and Bizhub 558; PC210; FS533. It was noted that HB1295 is required. Motion carried. Vote 4 ayes 0 nays

**17. Consideration and possible action to approve Equipment Service Agreement between BCOS and Matagorda County Sheriff's Department for Konica/Minolta Bizhub 458**

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 Equipment Service Agreement between BCOS and Matagorda County Sheriff's Department for Konica/Minolta Bizhub 458. It was noted that HB1295 is required. Motion carried. Vote 4 ayes 0 nays

**18. Consideration and possible action to approve Equipment Service Agreement between BCOS and Matagorda County Sheriff's Department for Konica/Minolta Bizhub 558 Copier/Printer**

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 Equipment Service Agreement between BCOS and Matagorda County Sheriff's Department for Konica/Minolta Bizhub 558 Copier/Printer. It was noted that HB1295 is required. Motion carried. Vote 4 ayes 0 nays

**19. Consideration and possible action to close the Transfer Station Temporary Debris Management Site**

This being the next item for business, motion was duly made by Commissioner Graham and seconded by Commissioner Gibson, with all others concurring, to close the Transfer Station Temporary Debris Management Site. Motion carried. Vote 4 ayes 0 nays

**20. Consideration and possible action to approve the Payment of the CVS Caremark Postage Invoice for the month of October, 2017**

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 Payment of the CVS Caremark Postage Invoice for the month of October, 2017. Motion carried. Vote 4 ayes 0 nays

**21. Consideration and possible action to approve the Payment of the CVS Caremark Invoice for the coverage period of October 16-31, 2017**

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 Payment of the CVS Caremark Invoice for the coverage period of October 16-31, 2017. Motion carried. Vote 4 ayes 0 nays

**22. Consideration and possible action to approve the Payment of the CVS Caremark Invoice for the coverage period of November 1-15, 2017**

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 Payment of the CVS Caremark Invoice for the coverage period of November 1-15, 2017. Motion carried. Vote 4 ayes 0 nays

**23. Consideration and possible action to approve the Payment of \$6,806.25 to Bay City Janitorial from Account 010-54800-508 for CMOB floor cleaning**

This being the next item for business, motion was duly made by County Judge McDonald and seconded by Commissioner Gibson, with all others concurring, to approve the Payment of \$6,806.25 to Bay City Janitorial from Account 010-54800-508 for CMOB floor cleaning. Motion carried. Vote 4 ayes 0 nays

**24. Consideration and possible action to approve the Agreement between Matagorda County and Sargent Volunteer Fire Department for the Purchase of a Small Brush Unit**

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 Agreement between Matagorda County and Sargent Volunteer Fire Department for the Purchase of a Small Brush Unit. Motion carried. Vote 4 ayes 0 nays

**25. Consideration and possible action to approve the Field Agreement among the U.S. Department of Agriculture, Animal and Plant Health Inspection Service, Wildlife Service, and Texas A&M AgriLife Extension Service-Wildlife Services, and Texas Wildlife Damage Management Association, Inc., and Matagorda County**

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 Field Agreement among the U.S. Department of Agriculture, Animal and Plant Health Inspection Service, Wildlife Service, and Texas A&M AgriLife Extension Service-Wildlife Services, and Texas Wildlife Damage Management Association, Inc., and Matagorda County. Motion carried. Vote 4 ayes 0 nays

**26. Public Hearing regarding the cancellation of part of the Luther Robertson's First Addition Subdivision in regards to Lots One (1) through Twenty-two (22) in Block Two (2)**

This being the next item for business, motion was duly made at 10:02 a.m. by Commissioner Frick and seconded by Commissioner Graham, with all others concurring, to go into a Public Hearing regarding the cancellation of part of the Luther Robertson's First Addition Subdivision in regards to Lots One (1) through Twenty-two (22) in Block Two (2). Motion carried. Vote 4 ayes 0 nays

Motion was duly made at 10:05 a.m. by Commissioner Gibson and seconded by Commissioner Graham to return to open session of court.

**27. Consideration and possible action of partial cancellation of the Luther Roberts's First Addition Subdivision in regards to Lots One (1) through Twenty-two (22) in block Two (2)**

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Graham, with all others concurring, of the partial cancellation of the Luther Roberts's First Addition Subdivision in regards to Lots One (1) through Twenty-two (22) in block Two (2) and to authorize the owners to file the instrument. Motion carried. Vote 4 ayes 0 nays

**28. Consideration and possible action to close the Allenhurst Temporary Debris Management Site**

This being the next item for business, motion was duly made by Commissioner Graham and seconded by Commissioner Frick, with all others concurring, to close the Allenhurst Temporary Debris Management Site. Motion carried. Vote 4 ayes 0 nays

**29. Consideration and possible action to approve the Monthly Reports from Various County Departments**

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 Monthly Reports from Various County Departments. Motion carried. Vote 4 ayes 0 nays

**30. Consideration and possible action to approve the Payment of Demand Bills**

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 Payment of Demand Bills. Motion carried. Vote 4 ayes 0 nays

**31. Consideration and possible action to approve Line Item Transfers**

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 Line Item Transfers. Motion carried. Vote 4 ayes 0 nays

**32. Consideration and possible action to approve Emergency Amendments**

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 Emergency Amendments. Motion carried. Vote 4 ayes 0 nays

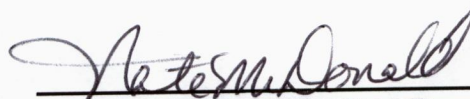
**33. Public Comments**


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


34. Adjournment

Motion was duly made at approximately 10:18 am by Commissioner Graham and seconded by Commissioner Gibson with all others concurring, to adjourn the meeting. Motion carried. Vote 4 ayes 0 nays


Approved in Open Court, this the 11<sup>th</sup> day of December, 2017.

  
\_\_\_\_\_  
NATE McDONALD,  
County Judge

  
\_\_\_\_\_  
GARY GRAHAM,  
Commissioner Precinct No. One

  
\_\_\_\_\_  
KENT POLLARD  
Commissioner Precinct No. Two

*absent*  
\_\_\_\_\_  
JAMES GIBSON  
Commissioner Precinct No. Three

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

ATTEST:   
\_\_\_\_\_  
Janet Hickl, County Clerk

