

**MINUTES**  
**MATAGORDA COUNTY COMMISSIONERS' COURT MEETING**  
**MATAGORDA COUNTY COURTHOUSE, ROOM 300**  
**1700 SEVENTH STREET, BAY CITY, TEXAS 77414**  
**9:30 A.M., MONDAY, JUNE 4, 2018**

**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 June, 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, Kristen Kubecka, Denise Fortenberry, Doug Matthes, Allen Fisher, Carmen Andrews, Mike Reddell, Mike Ferdinand, Lisa Korbot, Chris Peikert, Othree Bonner, Floradine Bryant, Luberta Carter Bell, Lois Smith, Dinah Murphy, Beverly Crockett, Eddie B. Sorrell, Sr., Bill Orton, and Janet Hickl

**1. Certification of quorum**

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

**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 May 21, 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 May 21, 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 a Proclamation recognizing the O. H. Herman High School Class of 1968 on their 50<sup>th</sup> Class Reunion**

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 a Proclamation recognizing the O. H. Herman High School Class of 1968 on their 50<sup>th</sup> Class Reunion. Motion carried. Vote 5 ayes 0 nays

**8. Consideration and possible action to approve a Service Agreement between Guardian Security Solutions, LC, and Matagorda County for the Courthouse Security Camera System, to be paid out of Fund 18**

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 a Service Agreement between Guardian Security Solutions, LC, and Matagorda County for the Courthouse Security Camera System, to be paid out of Fund 18. Motion carried. Vote 5 ayes 0 nays.

**9. Consideration and possible action to approve the firing of a cannon on the southeast corner of the Matagorda County Courthouse by Lone Star Volunteers and Rolling Thunder for the 25<sup>th</sup> Anniversary of the Sons of the Republic of Texas Headquarters on June 9, 2018, from approximately 12:30 p.m. until 5:00 p.m.**

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 approve the firing of a cannon on the southeast corner of the Matagorda County Courthouse by Lone Star Volunteers and Rolling Thunder for the 25<sup>th</sup> Anniversary of the Sons of the Republic of Texas Headquarters on June 9, 2018, from approximately 12:30 p.m. until 5:00 p.m. Noted that it will not be continually firing the cannon for 4 ½ hours. Vote 5 ayes 0 nays

**10. Consideration and possible action to authorize the Environmental Health Department to schedule a Household Hazardous Waste Collection Event for October 27, 2018 at the Matagorda County Fairgrounds**

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Pollard, with all others concurring, authorize the Environmental Health Department to schedule a Household Hazardous Waste Collection Event for October 27, 2018 at the Matagorda County Fairgrounds. Motion carried. Vote 5 ayes 0 nays

**11. Consideration and possible action to approve a re-plat of Lot 3, Block 2 of Tier 2 Matagorda Front Subdivision, Matagorda Townsite, Elias R. Wightman League, Abstract No. 101, Matagorda County, Texas**

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 re-plat of Lot 3, Block 2 of Tier 2 Matagorda Front Subdivision, Matagorda Townsite, Elias R. Wightman League, Abstract No. 101, Matagorda County, Texas. Motion carried. Vote 5 ayes 0 nays

**12. 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 Frick and seconded by Commissioner Gibson, with all others concurring, to approve the Monthly Reports from various County Departments. Motion carried. Vote 5 ayes 0 nays

**13. Consideration and possible action to ratify Payroll for May 25, 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 ratify Payroll for May 25, 2018. Motion carried. Vote 5 ayes 0 nays

**14. Consideration and possible action to ratify Payment of Bills from May 29, 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 ratify Payment of Bills from May 29, 2018. Motion carried. Vote 5 ayes 0 nays

**15. Consideration and possible action to approve the Payment of Bank Drafts**

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 Bank Drafts. Motion carried. Vote 5 ayes 0 nays

**16. Consideration and possible action to approve the Payment of Demand Checks**

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

**17. 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 Pollard, with all others concurring, to approve Line Item Transfers. Motion carried. Vote 5 ayes 0 nays

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

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 Emergency Amendments. Motion carried. Vote 5 ayes 0 nays

**19. 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 551.0725 of the Texas Government Code to consult with attorney(s) representing the county in an executive session regarding deliberation of contract being negotiated**

This being the next item for business, motion was duly made at 9:58 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 551.0725 of the Texas Government Code to consult with attorney(s) representing the county in an executive session regarding deliberation of contract being negotiated

Motion carried. Vote 5 ayes 0 nays

**20. Reconvene Open Session and consider taking action on the matters discussed in Executive Sessions:**

**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 551.0725 of the Texas Government Code to consult with attorney(s) representing the county in an executive session regarding deliberation of contract being negotiated**

This being the next item for business, motion was duly made at 10:47 a.m. by Commissioner Gibson and seconded by Commissioner Pollard, with all others concurring, to table Reconvening Open Session and considering taking action on the matters discussed in Executive Sessions:

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 551.0725 of the Texas Government Code to consult with attorney(s) representing the county in an executive session regarding deliberation of contract being negotiated

Motion carried. Vote 5 ayes 0 nays

Action Taken: Motion was duly made by County Judge McDonald and seconded by Commissioner Gibson, with all other concurring, that due to delays in construction that are primarily due to the extenuating circumstances of Hurricane Harvey as contemplated in Section 4 of the Tax Abatement Agreement, the County is not interested in defaulting OXEA on their agreement to complete construction by December 31, 2017. The County hereby allows the completion to be no later than August 31, 2018. Motion carried. Vote 5 ayes 0 nays

**21. Public Comments**

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

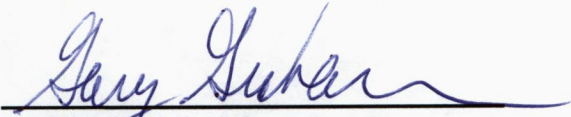
**22. Adjournment**

Motion was duly made at approximately 10:50 am by Commissioner Gibson and seconded by Commissioner Pollard with all others concurring, to adjourn the meeting. Motion carried. Vote 5 ayes 0 nays

Approved in Open Court, this the 11<sup>th</sup> day of June, 2018.



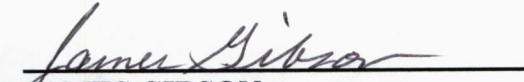
**NATE McDONALD,**  
County Judge



**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

By:   
chief Deputy

