

MINUTES
MATAGORDA COUNTY COMMISSIONERS' COURT MEETING
MATAGORDA COUNTY COURTHOUSE, ROOM 300
1700 SEVENTH STREET, BAY CITY, TEXAS 77414
9:30 A.M., MONDAY, MAY 11, 2015

Call to Order

This **Regular Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday the 11th day of May 2015 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: Chris Peikert, Sheriff Osborne, Barry Halvorson, Denise Fortenberry, Doug Matthes, Mike Reddell, Tammy McDonald, Cathy Ezell, Joe C. Lozano, Michael Carndon, Jamie Bludau, Cristyn Hallmark, Jim von Suskil, Jim Gilley, James Gilley, Precious K. Smith, Raymond Green, Annie Green, Mr. Autin, Harriet Townsend and Janet Hickl

1. Certification of quorum

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

2. Pledge of Allegiance – Commissioner Gibson

3. Texas Pledge – Commissioner Gibson

4. Prayer – Commissioner Pustka

5. 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.

6. Consideration and possible action to approve Applications to Cross County Roads from Copano NGL Services, LLC, to lay a 12 inch pipeline under and along County Road 101 (Ohio Road), in two different locations, and also County Road 133 (Hasema Road), in Precinct 1, Matagorda County

This being the next item for business, motion was duly made by Commissioner Pustka and seconded by Commissioner Frick, with all others concurring, to approve Applications to Cross County Roads from Copano NGL Services, LLC, to lay a 12 inch pipeline under and along County Road 101 (Ohio Road), in two different locations, and also County Road 133 (Hasema Road), in Precinct 1, Matagorda County. Motion carried.

Vote 5 ayes 0 nays

7. Consideration and possible action to authorize Chris Peikert to attend a Hands On Technology Transfer's Windows 2012 System Administration course in Las Vegas, NV on July 13, 2015, for which H.O.T.T. will reimburse his airfare and 5 nights of accommodations, due to their cancelling the same course in San Antonio, Texas on July 20, 2015

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 Chris Peikert to attend a Hands On Technology Transfer's Windows 2012 System Administration course in Las Vegas, NV on July 13, 2015, for which H.O.T.T. will reimburse his airfare and 5 nights of accommodations, due to their cancelling the same course in San Antonio, Texas on July 20, 2015. Motion carried. Vote 5 ayes 0 nays

8. Consideration and possible action to approve a Resolution authorizing Matagorda County to nominate NRG South Texas LP to the Office of the Governor Economic Development and Tourism (“OOGEDT”) through the Economic development Bank (“Bank”) for designation as a qualified business and Double Jumbo Enterprise Project (“Project”) under the Texas Enterprise Zone Program under the Texas Enterprise Zone Act, Chapter 2303, Texas Government Code (“Act”)

This being the next item for business, motion was duly made by Commissioner Pustka and seconded by Commissioner Frick, with all others concurring, to approve a Resolution authorizing Matagorda County to nominate NRG South Texas LP to the Office of the Governor Economic Development and Tourism (“OOGEDT”) through the Economic development Bank (“Bank”) for designation as a qualified business and Double Jumbo Enterprise Project (“Project”) under the Texas Enterprise Zone Program under the Texas Enterprise Zone Act, Chapter 2303, Texas Government Code (“Act”). Motion carried. Vote 5 ayes 0 nays

9. Consideration and possible action to appoint Chief Deputy Constable Precious Thibodeaux Smith, as successor to Constable Raymond Green, Precinct #1, to serve from May 11, 2015 until the next general election, in accordance with Article 5, Section 28 of the Texas Constitution and Section 87.041 of the Texas Government Code

This being the next item for business, motion was duly made by Commissioner Pustka, and seconded by Commissioner Pollard, with all others concurring, to appoint Chief Deputy Constable Precious Thibodeaux Smith, as successor to Constable Raymond Green, Precinct #1, to serve from May 11, 2015 until the next general election, in accordance with Article 5, Section 28 of the Texas Constitution and Section 87.041 of the Texas Government Code. Motion carried. Vote 5 ayes 0 nays

10. Consideration and possible action to approve the purchase of a 2014 Gradall for Precinct #4 in the amount of \$314,618.80 from Associated Supply Company

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 purchase of a 2014 Gradall for Precinct #4 in the amount of \$314,618.80 from Associated Supply Company. Motion carried. Vote 5 ayes 0 nays

11. Consideration and possible action to approve the Equipment Lease-Purchase Agreement by and between Welch State Bank and Matagorda County for the purchase of a Gradall for Precinct #4 in the amount of \$314,618.80

This being the next item for business, motion was duly made by Commissioner Frick, and seconded by Commissioner Pustka, with all others concurring, to approve the Equipment Lease-Purchase Agreement by and between Welch State Bank and Matagorda County for the purchase of a Gradall for Precinct #4 in the amount of \$314,618.80. Motion carried. Vote 5 ayes 0 nays

12. Consideration and possible action to approve the exemption from the Competitive Requirements for purchases exceeding \$50,000 (Local Government Code Chapter 262.023) for the purchase of an item of food and vehicle repair and maintenance per Local Government Code Chapter 262.024

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 exemption from the Competitive Requirements for purchases exceeding \$50,000 (Local Government Code Chapter 262.023) for the purchase of an item of food and vehicle repair and maintenance per Local Government Code Chapter 262.024. Motion carried. Vote 5 ayes 0 nays

13. Consideration and possible action to approve a Demand Check in the amount of \$120,363.33 to Motorola Solutions, Inc. for the purchase of radios with grant funds, which were received by the County on April 29, 2015

This being the next item for business, motion was duly made by Commissioner Pollard, and seconded by Commissioner Frick, with all others concurring, to approve a Demand Check in the amount of \$120,363.33 to Motorola Solutions, Inc. for the purchase of radios with grant funds, which were received by the County on April 29, 2015. Motion carried. Vote 5 ayes 0 nays

14. Consideration and possible action to approve a Demand Check in the amount of \$200.00 to South Texas County Judges and Commissioners Association for Dan Pustka's registration to a Conference in Beaumont, Texas on June 15 – 18, 2015

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 Demand Check in the amount of \$200.00 to South Texas County Judges and Commissioners Association for Dan Pustka's registration to a Conference in Beaumont, Texas on June 15 – 18, 2015. Motion carried. Vote 5 ayes 0 nays

15. Consideration and possible action to approve the Final Plans and Cost Estimates from IDC for Widening SH 35 with a deceleration lane, already approved by Texas Department of Transportation, for the Texas Capitol Fund Project #713082

This being the next item for business, motion was duly made by Commissioner Pustka, and seconded by Commissioner Frick, with all others concurring, to approve the Final Plans and Cost Estimates from IDC for Widening SH 35 with a deceleration lane, already approved by Texas Department of Transportation, for the Texas Capitol Fund Project #713082. Motion carried. Vote 5 ayes 0 nays

16. Consideration and possible action to approve 2 Cellular Phone Allowances: (1) for Danny James, Captain of the Matagorda County Jail, and (2) for Ernie Willeford, Lieutenant of the Matagorda County Jail, both in the amount of \$60.00 per month according to county policies and procedures

This being the next item for business, motion was duly made by Commissioner Frick, and seconded by Commissioner Pustka, with all others concurring, to 2 Cellular Phone Allowances: (1) for Danny James, Captain of the Matagorda County Jail, and (2) for Ernie Willeford, Lieutenant of the Matagorda County Jail, both in the amount of \$60.00 per month according to county policies and procedures. Motion carried. Vote 5 ayes 0 nays

17. Consideration and possible action to approve the Interlocal Agreement for E9-1-1 Public Safety Answering Point Services between Houston-Galveston Area Council (H-GAC) and Matagorda County, authorizing Judge Nate McDonald to sign

This being the next item for business, motion was duly made by Commissioner Pustka, and seconded by Commissioner Pollard, with all others concurring, to approve the Interlocal Agreement for E9-1-1 Public Safety Answering Point Services between Houston-Galveston Area Council (H-GAC) and Matagorda County, authorizing Judge Nate McDonald to sign. Motion carried. Vote 5 ayes 0 nays

18. Consideration and possible action to approve the Matagorda County Treasurer's Monthly Report for January 2015

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 Matagorda County Treasurer's Monthly Report for January 2015. Motion carried. Vote 5 ayes 0 nays

19. Consideration and possible action to approve the Matagorda County Treasurer's Monthly Report for February 2015

This being the next item for business, motion was duly made by Commissioner Gibson, and seconded by Commissioner Pollard, with all others concurring, to table approving Matagorda County Treasurer's Monthly Report for February 2015. Motion carried. Vote 5 ayes 0 nays

20. Consideration and possible action to approve Matagorda County Treasurer's Quarterly Investment Report for December 31, 2014

This being the next item for business, motion was duly made by Commissioner Frick, and seconded by Commissioner Pustka, with all others concurring, to approve Matagorda County Treasurer's Quarterly Investment Report for December 31, 2014. Motion carried. Vote 5 ayes 0 nays

21. Consideration and possible action to approve Matagorda County Treasurer's Quarterly Investment Report for January, February, and March 2015

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 Matagorda County Treasurer's Quarterly Investment Report for January, February, and March 2015. Motion carried. Vote 5 ayes 0 nays

22. 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

23. Consideration and possible action to approve Line Item Transfers

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

24. 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

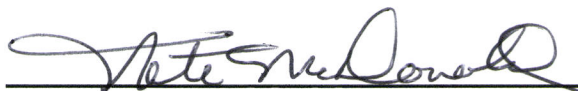
25. Public Comments

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

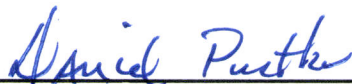
26. Adjournment

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

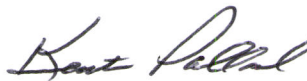
Approved in Open Court, this the 18th day of May, 2015.



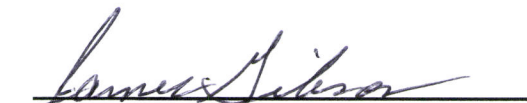
NATE McDONALD,
County Judge



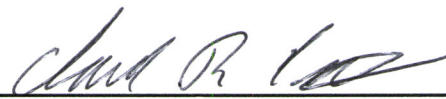
DANIEL PUSTKA,
Commissioner Precinct No. One



KENT POLLARD, Judge Pro Tem
Commissioner Precinct No. Two



JAMES GIBSON,
Commissioner Precinct No. Three



CHARLES "BUBBA" FRICK,
Commissioner Precinct No. Four



ATTEST:



Janet Hickl, County Clerk