

MINUTES
MATAGORDA COUNTY COMMISSIONERS' COURT MEETING
MATAGORDA COUNTY COURTHOUSE, ROOM 300
1700 SEVENTH STREET, BAY CITY, TEXAS 77414
9:30 A.M., MONDAY, MAY 16, 2016

Call to Order

This **Special Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday the 16th day of May 2016 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, Luis Bermudez, Matthew Lynn, Kristen Kubecka, Suzan Thompson, Lisa Krobot, Doug Matthes, Sandra Downs, Michael Bellacosa, Carment Andrews, Eva Peterson, Denise Fortenberry, Tammy McDonald, Mike Reddell, Cristyn Hallmark, Dwight Baker, Harriet Townsend and Janet Hickl

1. Certification of quorum

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

2. Pledge of Allegiance – Commissioner Frick

3. Texas Pledge – Commissioner Frick

4. Prayer – Commissioner Gibson

5. Consideration and possible action to regarding approving Commissioners Court Minutes for May 9, 2016

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 9, 2016. 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 declaring May as “Older American’s Month” 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 May as “Older American’s Month” in Matagorda County. Motion carried. Vote 5 ayes 0 nays

8. Consideration and possible action to authorize Judge Suzan Thompson, Justice of the Peace Pct. #2, to hire Vanessa Smith at \$12.35 per hour (Pay Group 12), due to her previous experience, and with this amount within her current budget

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 Judge Suzan Thompson, Justice of the Peace Pct. #2, to hire Vanessa Smith at \$12.35 per hour (Pay Group 12), due to her previous experience, and with this amount within her current budget. Motion carried. Vote 5 ayes 0 nays

9. Consideration and possible action to authorize the automatic payment upon receipt of all Juvenile Probation's NewWave Communications bills, in the amount of \$78.70 per month for their internet service, due to problems with the billing and payment schedules, to be taken out of 010-54200-573

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Gibson, with all others concurring, to authorize the automatic payment upon receipt of all Juvenile Probation's NewWave Communications bills, in the amount of \$78.70 per month for their internet service, due to problems with the billing and payment schedules, to be taken out of 010-54200-573. Motion carried. Vote 5 ayes 0 nays

10. Consideration and possible action to approve a Proposal for a Wave Plus System from Secure Tech Systems, Inc, for Security merchandise to be used in the Justice of the Peace Precinct #1's office, in the amount of \$125.00, to come out of Courthouse Security, Fund 18

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 a Proposal for a Wave Plus System from Secure Tech Systems, Inc, for Security merchandise to be used in the Justice of the Peace Precinct #1's office, in the amount of \$125.00, to come out of Courthouse Security, Fund 18. Motion carried. Vote 5 ayes 0 nays

11. Consideration and possible action to approve Change Order #1, for the Texas Capital Fund Grant #713082 (Bay City Pavement Widening of SH 35) changing the Contract Price to \$1,149,631.55

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 Change Order #1, for the Texas Capital Fund Grant #713082 (Bay City Pavement Widening of SH 35) changing the Contract Price to \$1,149,631.55. Motion carried. Vote 5 ayes 0 nays

12. Consideration and possible action to authorize County Treasurer, Tammy McDonald, to apply for and obtain unclaimed county funds from the Texas Comptroller's Office

This being the next item for business, motion was duly made by Commissioner Pustka, and seconded by Commissioner Frick, with all others concurring, to authorize County Treasurer, Tammy McDonald, to apply for and obtain unclaimed county funds from the Texas Comptroller's Office. Motion carried. Vote 5 ayes 0 nays

13. Consideration and possible action to accept the December 2015 Auditor's Monthly Financial Report

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 the December 2015 Auditor's Monthly Financial Report. Motion carried. Vote 5 ayes 0 nays

14. **Consideration and possible action to accept the January 2016 Auditor's Monthly Financial Report**

This being the next item for business, motion was duly made by Commissioner Frick, and seconded by Commissioner Pustka, with all others concurring, to accept the January 2016 Auditor's Monthly Financial Report. Motion carried. Vote 5 ayes 0 nays

15. **Consideration and possible action to accept the February 2016 Auditor's Monthly Financial Report**

This being the next item for business, motion was duly made by Commissioner Frick, and seconded by Commissioner Pollard, with all others concurring, to accept the February 2016 Auditor's Monthly Financial Report. Motion carried. Vote 5 ayes 0 nays

16. **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 Pustka, with all others concurring, to approve Emergency Amendments. Motion carried. Vote 5 ayes 0 nays

17. **Meet in Executive Session:**

Under Section 551.074 of the Texas Government Code to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.

Under Section 551.071 of the Gov't 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 9:55 am by Commissioner Pollard, and seconded by Commissioner Gibson, with all others concurring, to Meet in Executive Session:

Under Section 551.074 of the Texas Government Code to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.

Under Section 551.071 of the Gov't 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

18. Reconvene Open Session and consider taking action on the matters discussed in:

Executive Session under Section 551.074 of the Texas Government Code to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.

Executive Session under Section 551.071 of the Gov't 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 11:52 am by Commissioner Gibson, and seconded by Commissioner Pustka, with all others concurring, to Reconvene Open Session and consider taking action on the matters discussed in:

Executive Session under Section 551.074 of the Texas Government Code to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.

Executive Session under Section 551.071 of the Gov't 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. Public Comments

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

20. Adjournment

Motion was duly made at approximately 11:53 am by Commissioner Gibson and seconded by Commissioner Pustka, with all others concurring, to adjourn the meeting. Motion carried. Vote 5 ayes 0 nays

Approved in Open Court, this the 9th day of May, 2016.

absent

NATE McDONALD,
County Judge

Daniel Pustka

DANIEL PUSTKA,
Commissioner Precinct No. One

Kent Pollard

KENT POLLARD
Commissioner Precinct No. Two

absent

JAMES GIBSON, Judge Pro Tem
Commissioner Precinct No. Three

Charles R. Frick

CHARLES "BUBBA" FRICK
Commissioner Precinct No. Four

ATTEST:

Janet Hickl
Janet Hickl, County Clerk

