

MINUTES
MATAGORDA COUNTY COMMISSIONERS' COURT MEETING
MATAGORDA COUNTY COURTHOUSE, ROOM 300
1700 SEVENTH STREET, BAY CITY, TEXAS 77414
9:30 A.M., MONDAY, JUNE 24, 2019

Call to Order

This **Regular Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday, June 24, 2019, 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: Kristen Kubecka, Denise Fortenberry, Loretta Griffin, Chris Peikert, Lisa Krobot, Skipper Osborne, Jimmy Galvan, Jessica Russell, Michael Ferdinand, Steven Johnson, James Folse, Becca Sitz, Clay Cook, Shelly Newman, Karen Restivo, Sue Milberger, Teri Treadway, Amanda Campos, Carmen Andrews, Mike Reddell, Ed Larsen, Carolyn Larsen, Thomas Sutton, Jo Lynn Sutton, Judith Allen, Mitch Thames and Marla Jasek.

1. Certification of quorum

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

2. Pledge of Allegiance – Commissioner Gibson

3. Texas Pledge – Commissioner Gibson

4. Prayer – Commissioner Pollard

5. Consideration and possible action regarding approving Commissioner's Court Minutes for June 17, 2019 and June 19, 2019

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 Commissioner's Court Minutes for June 17, 2019 and June 19, 2019. 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. Questions and discussion related to issues regarding safety and permits on Matagorda Beach and enforcement of laws

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

8. Consideration and possible action to accept a Donation of rescue cans and life jackets for use during beach patrol. This Donation is received from Mike Zanella, Project Manager for Austin Road and Bridge for Precinct #6, Constable's Office

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Graham, with all others concurring, to accept a Donation of rescue cans and life jackets for use during beach patrol. This Donation is received from Mike Zanella, Project Manager for Austin Road and Bridge for Precinct #6, Constable's Office. Motion carried. Vote 5 ayes 0 nays

9. Consideration and possible action to approve a Credit Application for United Rentals, to allow Matagorda County Environmental Health Department to purchase hardware

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 Credit Application for United Rentals, to allow Matagorda County Environmental Health Department to purchase hardware. Motion carried. Vote 5 ayes 0 nays

10. Consideration and possible action to approve the Amendment to Group Annuity Contract G76940 with American United Life Insurance Company (AUL), and authorize the County Judge to sign

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 Amendment to Group Annuity Contract G76940 with American United Life Insurance Company (AUL), and authorize the County Judge to sign. Motion carried. Vote 5 ayes 0 nays

11. Consideration and possible action to accept an Irrevocable Letter of Credit No. 4229 to be extended from June 12, 2019 to September 12, 2019 from Trinity Bank, for Dynamic Productions, Inc. for a Heavy Load Permit for CR 103 (Chalmers Road) to CR 1096 (Runnels Road)

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

12. Consideration and possible action to accept the Notice to Proceed regarding the WWTP Main Lift Station Mechanical Bar Screen Project, contracted by Matula & Matula Construction, Inc.

This being the next item for business, motion was duly made by Judge McDonald and seconded by Commissioner Gibson, with all others concurring, to accept the Notice to Proceed regarding the WWTP Main Lift Station Mechanical Bar Screen Project, contracted by Matula & Matula Construction, Inc. Motion carried. Vote 5 ayes 0 nays

13. Consideration and possible action to approve the County Maintained Road Mileage Certification and allow County Judge to sign

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 County Maintained Road Mileage Certification and allow County Judge to sign. Motion carried. Vote 5 ayes 0 nays

14. Consideration and possible action to temporarily close Grisham Road to public traffic during construction

This being the next item for business, motion was duly made by Commissioner Graham and seconded by Commissioner Gibson, with all others concurring, to table temporarily closing Grisham Road to public traffic during construction. Motion carried. Vote 5 ayes 0 nays

15. Consideration and possible action to accept a temporary easement across Wendt Ranch for detour traffic from Grisham Road

This being the next item for business, motion was duly made by Commissioner Graham and seconded by Commissioner Gibson, with all others concurring, to table accepting a temporary easement across Wendt Ranch

for detour traffic from Grisham Road. Motion carried. Vote 5 ayes 0 nays

16. Consideration and possible action to allow County Judge Nate McDonald to sign the Application for Unclaimed Property Capital Credits for Counties in conjunction with Local Government Code, Section 381.004. Texas Property Code, Section 74.602 authorizes the Texas Comptroller of Public Accounts to allocate a portion of the unclaimed capital credits received from electric cooperatives back to the counties in the cooperative's service area

This being the next item for business, motion was duly made by Commissioner Graham and seconded by Commissioner Frick, with all others concurring, to allow County Judge Nate McDonald to sign the Application for Unclaimed Property Capital Credits for Counties in conjunction with Local Government Code, Section 381.004. Texas Property Code, Section 74.602 authorizes the Texas Comptroller of Public Accounts to allocate a portion of the unclaimed capital credits received from electric cooperatives back to the counties in the cooperative's service area. Motion carried. Vote 5 ayes 0 nays

17. Consideration and possible action to accept the Annual Financial Report for the year of 2018 from Matagorda County Appraisal District

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Graham, with all others concurring, to accept the Annual Financial Report for the year of 2018 from Matagorda County Appraisal District. Motion carried. Vote 5 ayes 0 nays

18. Consideration and possible action to Order the Partial Abandonment of the following unimproved roadway situated in the Original Townsite of Matagorda, Matagorda County, Texas pursuant to 251.058 of the Transportation Code. That portion of roadway being a certain .56 acre tract of land lying and situated in the E.R. Wightman League Abstract No. 101, more particularly being part of the platted Catalpa Street, located between Block 8, Tier 2, Colorado Front and Block 9, Tier 2, Colorado Front of Matagorda Townsite, Volume 1, Page 35 of Matagorda County, Texas Plat Records. Described in metes and bounds by attached Exhibit "A" consisting of Catalpa Street Tract 1, 2, 3 and 4 (labeled for purposes of this abandonment only) to this agenda request. Once abandoned, the Court further orders further directs the County Clerk to index the order in the County Deed Records in a manner that describes the County conveying the property as Grantor;

And Grantees receiving the conveyance, as follows:

- A. **Catalpa Street Tract 1 dimensions in Exhibit "A" shall vest in Tier 2, Lot 4, Block 8, owner Ernest H. Treybig, Jr.**
- B. **Catalpa Street Tract 2 dimensions in Exhibit "A" shall vest in Tier 2, Lot 3, Block 8, owner Sandpiper Management, LLC**
- C. **Catalpa Street Tract 3 dimensions in Exhibit "A" shall vest in Tier 2, Lot 6, Block 9, owner Ernest H. Treybig, Jr.**
- D. **Catalpa Street Tract 4 dimensions in Exhibit "A" shall vest in Tier 2, Lot 1, Block 9, owner Ernest H. Treybig, Jr.**

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Gibson, with all others concurring, to Order the Partial Abandonment of the following unimproved roadway situated in the Original Townsite of Matagorda, Matagorda County, Texas pursuant to

251.058 of the Transportation Code. That portion of roadway being a certain .56 acre tract of land lying and situated in the E.R. Wightman League Abstract No. 101, more particularly being part of the platted Catalpa Street, located between Block 8, Tier 2, Colorado Front and Block 9, Tier 2, Colorado Front of Matagorda Townsite, Volume 1, Page 35 of Matagorda County, Texas Plat Records. Described in metes and bounds by attached Exhibit "A" consisting of Catalpa Street Tract 1, 2, 3 and 4 (labeled for purposes of this abandonment only) to this agenda request. Once abandoned, the Court further orders further directs the County Clerk to index the order in the County Deed Records in a manner that describes the County conveying the property as Grantor;

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- D. Catalpa Street Tract 4 dimensions in Exhibit "A" shall vest in Tier 2, Lot 1, Block 9, owner Ernest H. Treybig, Jr.

Motion carried. Vote 5 ayes 0 nays

19. Consideration and possible action to approve the Texas Unclaimed Property Holder Report and payment in the amount of \$108.00, and authorize the County Treasurer to sign

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 the Texas Unclaimed Property Holder Report and payment in the amount of \$108.00, and authorize the County Treasurer to sign. Motion carried. Vote 5 ayes 0 nays

20. Consideration and possible action to approve the Order for Disbursement of Salaries and Routine Expenses

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 Order for Disbursement of Salaries and Routine Expenses. Motion carried. Vote 5 ayes 0 nays

21. Consideration and possible action to accept the Internal Review Report for the 1st quarter 2019

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 Internal Review Report for the 1st quarter 2019. Motion carried. Vote 5 ayes 0 nays

22. Consideration and possible action to approve Bank Drafts

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 Bank Drafts. Motion carried. Vote 5 ayes 0 nays

23. Consideration and possible action to approve Payment of Bills

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 Payment of Bills. Motion carried. Vote 5 ayes 0 nays

24. 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 Graham, with all others concurring, to approve Line Item Transfers. Motion carried. Vote 5 ayes 0 nays

25. 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 Gibson, with all others concurring, to approve Emergency Amendments. Motion carried. Vote 5 ayes 0 nays


26. Public Comments

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


27. Adjournment

Motion was duly made at approximately 10:44 a.m. by Commissioner Graham and seconded by Commissioner Gibson with all others concurring, to adjourn the meeting. Motion carried. Vote 5 ayes 0 nays


Approved in Open Court, the 15th day of July, 2019.



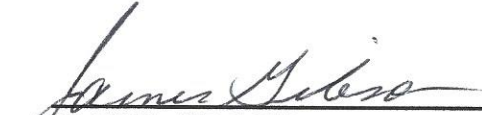
NATE McDONALD
County Judge




GARY GRAHAM
Commissioner Precinct No. One



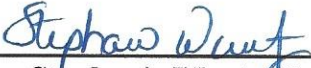
KENT POLLARD
Commissioner Precinct No. Two
Judge Pro Tem



JAMES GIBSON
Commissioner Precinct No. Three



CHARLES "BUBBA" FRICK
Commissioner Precinct No. Four

ATTEST: 

Stephanie Wurtz, County Clerk

