

MINUTES
MATAGORDA COUNTY COMMISSIONERS' COURT MEETING
MATAGORDA COUNTY COURTHOUSE, ROOM 300
1700 SEVENTH STREET, BAY CITY, TEXAS 77414
9:30 A.M., MONDAY, APRIL 22, 2013

Call to Order

This **Special Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday the 22nd day of April 2013 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: Ellen Dodd, Ruben Gonzales, Sheriff Osborne, Barry Halvorson, Denise Fortenberry, Doug Matthes, Ed Stavinoha, Owen Bludau, Barry Fry, Billy Mann, Mark Ludwig, Charles Corporon, Luvy Bracken, Elmo Duke, Jr., Jean Fehmel, Ginger Harvey, Jason Childers, Tami Savage, Keith Brown, Erwin Ward, Glenn Chabless, Bruce Krauskopf, Richard Walton, Tonya Ellis, Kevin Kecht, Ernest J. Opella, Charles Brookhouser, Doc Campbell, Kristi Jones, Carolyn Thames, Terry Farrar, Curtis C. Locke, Patsy Anderson, Lynn Grebe, Rick Johnson, Mr. Simmons, Mike Griffith, Harriet Townsend and Janet Hickl

1. Certification of quorum

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

2. Pledge of Allegiance – Commissioner Gibson

3. Texas Pledge – Commissioner Gibson

4. Prayer – Commissioner Pollard

5. Consideration and possible action regarding approving Commissioners Court Minutes for April 15, 2013

This being the next item for business, motion was duly made by Commissioner Woodson and seconded by Commissioner Gibson, with all others concurring, to approve Commissioners Court Minutes for April 1, 2013. 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 issue a typed check for postage in the amount of \$3,000.00 for May tax notice mail out

This being the next item for business, motion was duly made by Commissioner Woodson and seconded by Commissioner Pustka, with all others concurring, to issue a typed check for postage in the amount of \$3,000.00 for May tax notice mail out. Motion carried. Vote 5 ayes 0 nays

8. Consideration and possible action to approve payment of Invoice 020-4268, dated April 10, 2013 from Tyler Technologies for Project Management and Training in the amount of \$19,650.00, with \$10,359.00 to be taken out of Fund 16 and \$9,291.00 to be taken out of Fund 17

This being the next item for business, motion was duly made by Commissioner Gibson and seconded by Commissioner Woodson, with all others concurring, to approve payment of Invoice 020-4268, dated April 10, 2013 from Tyler Technologies for Project Management and Training in the amount of \$19,650.00, with \$10,359.00 to be taken out of Fund 16 and \$9,291.00 to be taken out of Fund 17. Motion carried. Vote 5 ayes 0 nays

9. Consideration and possible action to approve a contract with Precision Pneumatics Inc. (PPI) to repair the stand-by generators at the Jail at a cost of \$932.94 to be taken out of 010-512-451

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 a contract with Precision Pneumatics Inc. (PPI) to repair the stand-by generators at the Jail at a cost of \$932.94 to be taken out of 010-512-451. Motion carried. Vote 5 ayes 0 nays

10. Consideration and possible action to approve the submission of an Application for Participation between Matagorda County Sheriff's Office and Texas Department of Public Safety for the Texas 1033 Surplus Property Program

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 submission of an Application for Participation between Matagorda County Sheriff's Office and Texas Department of Public Safety for the Texas 1033 Surplus Property Program. Motion carried. Vote 5 ayes 0 nays

11. Consideration and possible action to approve an Amendment to the Contract between Matagorda County and AshBritt, Inc. extending the contract from August 31, 2013 until August 31, 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 an Amendment to the Contract between Matagorda County and AshBritt, Inc. extending the contract from August 31, 2013 until August 31, 2015. Motion carried. Vote 5 ayes 0 nays

12. Consideration and possible action to approve a 5 year Contract Lease for a Pitney Bowes postage meter (DM400) to be used by the Mtagorda County Office Building, in the amount of \$144.60 per month

This being the next item for business, motion was duly made by Commissioner Woodson and seconded by Commissioner Pollard, with all others concurring, to approve a 5 year Contract Lease for a Pitney Bowes postage meter (DM400) to be used by the Mtagorda County Office Building, in the amount of \$144.60 per month. Motion carried. Vote 5 ayes 0 nays

13. Consideration and possible action to approve the Environmental Review Checklists and Documentation, Request for Release of Funds, and Letter stating that Matagorda County completed the Environmental Assessment and determined a "Finding of No Significant Impact" regarding the 2012 Texas CDBG Matagorda Sewer System Improvements Project

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 the Environmental Review Checklists and Documentation, Request for Release of Funds, and Letter stating that Matagorda County completed the Environmental Assessment and determined a "Finding of No Significant Impact" regarding the 2012 Texas CDBG Matagorda Sewer System Improvements Project. Motion carried. Vote 5 ayes 0 nays

14. Consideration and possible action to fund the purchase of WebLOCI which will be used as a local fiscal impact tool to evaluate the fiscal impact of proposed economic development tax incentives. This is to be paid out of 010-401-400 (Commissioners Court Professional Services)

This being the next item for business, motion was duly made by Commissioner Pustka and seconded by Commissioner Pollard, with all others concurring, to fund the purchase of WebLOCI for \$1,000 which will be used as a local fiscal impact tool to evaluate the fiscal impact of proposed economic development tax incentives. This is to be paid out of 010-401-400 (Commissioners Court Professional Services). This tool is renewable at \$500.00 per year. Motion carried. Vote 5 ayes 0 nays

15. Consideration and possible action to authorize the replacement of a pipeline on Matagorda County property from a well head to Hwy 2668 and then to a storage facility, to be pulled underneath entrances to the fairground facilities, Precinct #2, Matagorda County

This being the next item for business, motion was duly made by Commissioner Pustka and seconded by Commissioner Gibson, with all others concurring, to authorize the replacement of a pipeline on Matagorda County property from a well head to Hwy 2668 and then to a storage facility, to be pulled underneath entrances to the fairground facilities, Precinct #2, Matagorda County. Motion carried. Vote 5 ayes 0 nays

16. Consideration and possible action to approve a Demand Check made payable to Frank Osborne, Narcotic Fund, in the amount of \$5,000.00 for Narcotic Buy Money, to be taken out of 10-560-479

This being the next item for business, motion was duly made by Commissioner Woodson and seconded by Commissioner Pollard, with all others concurring, to approve a Demand Check made payable to Frank Osborne, Narcotic Fund, in the amount of \$5,000.00 for Narcotic Buy Money, to be taken out of 10-560-479. Motion carried. Vote 5 ayes 0 nays

17. Consideration and possible action to approve the Matagorda County Auditor's Monthly Report for March 2013

This being the next item for business, motion was duly made by Commissioner Woodson and seconded by Commissioner Gibson, with all others concurring, to approve the Matagorda County Auditor's Monthly Report for March 2013. Motion carried. Vote 5 ayes 0 nays

18. Consideration and possible action to approve the Monthly Reports for various county departments

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 the Monthly Reports for various county departments. Motion carried. Vote 5 ayes 0 nays

19. 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 Pustka, with all others concurring, to approve Payment of Bills. Motion carried. Vote 5 ayes 0 nays

19a. Consideration and possible action to approve City Prisoner Agreement between Matagorda County and the City of Bay City

This being the next item for business, motion was duly made by Commissioner Woodson and seconded by Commissioner Pustka, with all others concurring, to approve City Prisoner Agreement between Matagorda County and the City of Bay City. Motion carried. Vote 5 ayes 0 nays

20. Meet in 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 in the following matters:

Economic Development

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Gibson at 10:21 am, with all others concurring, to Meet in 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 in the following matters:

Economic Development

Motion carried. Vote 5 ayes 0 nays

21. Reconvene open session and consider taking action on the following matters:

Economic Development

This being the next item for business, motion was duly made by Commissioner Pustka and seconded by Commissioner Gibson at 11:54 am, with all others concurring, to Reconvene open session and consider taking action on the following matters:

Economic Development

Motion carried. Vote 5 ayes 0 nays. No action was taken on the above matters.

22. Public Comments

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

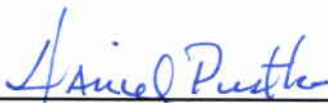
23. Adjournment

Motion was duly made at approximately 11:54 a.m. by Commissioner Pustka and seconded by Commissioner Gibson, with all others concurring, to adjourn the meeting. Motion carried.
Vote 5 ayes 0 nays


Approved in Open Court, this the 29th day of April, 2013.




NATE McDONALD,
County Judge




DANIEL PUSTKA,
Commissioner Precinct No. One



KENT POLLARD,
Commissioner Precinct No. Two



JAMES GIBSON, Judge Pro Tem
Commissioner Precinct No. Three



DAVID "WOODY" WOODSON,
Commissioner Precinct No. Four

ATTEST: 

Janet Hickl, County Clerk

