

MINUTES
MATAGORDA COUNTY COMMISSIONERS' COURT MEETING
MATAGORDA COUNTY COURTHOUSE, ROOM 300
1700 SEVENTH STREET, BAY CITY, TEXAS 77414
9:30 A.M., MONDAY, APRIL 29, 2013

Call to Order

This **Special Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday the 29th 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, Owen Bludau, Lynn Grebe, Ken Johnson, John Chipman, Dan Tucker, Carole Patrick, Chris Peikert, Mitch Thames, D C Dunham, Steve Smith, Tammy McDonald, 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 Pollard

3. Texas Pledge – Commissioner Pollard

4. Prayer – Commissioner Pustka

5. Consideration and possible action regarding approving Commissioners Court Minutes for April 22, 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 22, 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, motion was duly made by Commissioner Pustka and seconded by Commissioner Gibson, with all others concurring, to approve two contracts from Julie Elliott and Erica Lopez for the use of the Matagorda County Fairground facilities Motion carried. Vote 5 ayes 0 nays

7. Consideration and possible action to approve a Heavy Load Permit Application and Bond for Kebo Oil & Gas Inc. to travel on County Road 342 (Laslie Road) in Precinct #3, Matagorda County, Texas

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 a Heavy Load Permit Application and Bond for Kebo Oil & Gas Inc. to travel on County Road 342 (Laslie Road) in Precinct #3, Matagorda County, Texas subject to location of the bond and the bond being in order. Motion carried. Vote 5 ayes 0 nays

8. Consideration and possible action to authorize Commissioner Precinct #2, Kent Pollard, to purchase a new PH1020 Titan ULV Mosquito Mister with in cab controls, in the amount of \$7,395.00

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Pustka, with all others concurring, to authorize Commissioner Precinct #2, Kent Pollard, to purchase a new PH1020 Titan ULV Mosquito Mister with in cab controls, in the amount of \$7,395.00. Motion carried. Vote 5 ayes 0 nays

9. Consideration and possible action to approve a contract with L. L. & F. Construction Management, Inc. for the Sargent Beach Bulkhead Project, Contract No. 10-5108-000-5089, Work Order 5773

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 contract with L. L. & F. Construction Management, Inc. for the Sargent Beach Bulkhead Project, Contract No. 10-5108-000-5089, Work Order 5773. Motion carried. Vote 5 ayes 0 nays

10. Consideration and possible action to accept the Statement of Qualifications for Professional Engineering Services for the Matagorda County Gulf Pier and Education Project, under the 2008-2010 Coastal Impact Assistance Program (CIAP) Grant Project, from Shelmark Engineering, LLC, G & W Engineers, Inc, and Urban Engineering; and approving the scoring recommendation to award to Shelmark Engineering, LLC

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Pustka, with all others concurring, to accept the Statement of Qualifications for Professional Engineering Services for the Matagorda County Gulf Pier and Education Project, under the 2008-2010 Coastal Impact Assistance Program (CIAP) Grant Project, from Shelmark Engineering, LLC, G & W Engineers, Inc, and Urban Engineering; and approving the scoring recommendation to award to Shelmark Engineering, LLC. Motion carried. Vote 5 ayes 0 nays

11. Consideration and possible action to approve the submission of an Application for Participation between Matagorda County Precinct 1 Constables 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 Pustka and seconded by Commissioner Pollard, with all others concurring to approve the submission of an Application for Participation between Matagorda County Precinct 1 Constables Office and Texas Department of Public Safety for the Texas 1033 Surplus Property Program. Motion carried. Vote 5 ayes 0 nays

12. Consideration and possible action to approve the Matagorda County Treasurer'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 Treasurer's Monthly Report for March 2013. Motion carried. Vote 5 ayes 0 nays

13. Consideration and possible action to approve the Matagorda County Treasurer's Monthly Investment 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 Treasurer's Monthly Investment Report for March 2013. Motion carried. Vote 5 ayes 0 nays

14. Consideration and possible action to approve Line Item Transfers

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

15. 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

Personnel Matters

This being the next item for business, motion was duly made by Commissioner Gibson and seconded by Commissioner Pustka at 9:53 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

Personnel Matters

Motion carried. Vote 5 ayes 0 nays

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

Economic Development

Personnel Matters

This being the next item for business, motion was duly made by Commissioner Pustka and seconded by Commissioner Gibson at 11:41 am, with all others concurring, to Reconvene open session and consider taking action on the following matters:

Economic Development

Personnel Matters

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

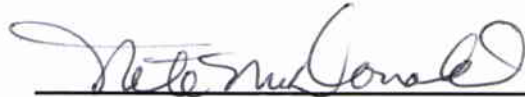
17. Public Comments

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

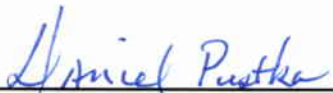
18. Adjournment

Motion was duly made at approximately 11:42 a.m. by Commissioner Pustka and seconded by Commissioner Woodson, with all others concurring, to adjourn the meeting. Motion carried. Vote 5 ayes 0 nays

Approved in Open Court, this the 6th day of May, 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