

MINUTES
MATAGORDA COUNTY COMMISSIONERS' COURT MEETING
MATAGORDA COUNTY COURTHOUSE, ROOM 300
1700 SEVENTH STREET, BAY CITY, TEXAS 77414
9:30 A.M., MONDAY, JUNE 16, 2014

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 June 2014 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: Robert Thompson, Cathy Ezell, Janice Hawthorne, Chris Peikert, Jamie Bludau, Doug Matthes, Barry Halvorson, Christyn Hallmark, Becca Sitz, Marilyn Sitz, Tammy McDonald, Ruben Gonzales, John White, Harriet Townsend and Janet Hickl

1. Certification of quorum

County Judge McDonald certified a quorum in attendance with Commissioner Kent Pollard, Commissioner Woodson, Commissioner Pustka, and Commissioner 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 June 9, 2014

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 Commissioners Court Minutes for June 9, 2014. 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 one contract for the use of the Matagorda County Fairground facilities. Motion carried. Vote 5 ayes 0 nays

7. Consideration and possible action to accept the Precinct Returns of the Republican Party Primary Run Off Election held on May 27, 2014

This being the next item for business, motion was duly made by Commissioner Gibson and seconded by Commissioner Pustka, with all others concurring, to accept the Precinct Returns of the Republican Party Primary Run Off Election held on May 27, 2014. Motion carried. Vote 5 ayes 0 nays

8. Consideration and possible action to accept the Precinct Returns of the Democratic Party Primary Run Off Election held on May 27, 2014

This being the next item for business, motion was duly made by Commissioner Gibson and seconded by Commissioner Pollard, with all others concurring, to accept the Precinct Returns of the Democratic Party Primary Run Off Election held on May 27, 2014. Motion carried. Vote 5 ayes 0 nays

9. Consideration and possible action to declare the following four (4) vehicles as salvage, and authorize their sale at auction: (1) 2001 LL GMC, Vin #3GKFK16T41G143756, (2) 2001 GMC Yukon, Vin #1GKEC13T81R222926, (3) 2000 Chevrolet Suburban, Vin #3GNEC16T4YG207929, and (4) 2008 Pontiac 4-D, Vin #6G2ER577X8L127559

This being the next item for business, motion was duly made by Commissioner Pustka and seconded by Commissioner Pollard, with all others concurring, to declare the following four (4) vehicles as salvage, and authorize their sale at auction: (1) 2001 LL GMC, Vin #3GKFK16T41G143756, (2) 2001 GMC Yukon, Vin #1GKEC13T81R222926, (3) 2000 Chevrolet Suburban, Vin #3GNEC16T4YG207929, and (4) 2008 Pontiac 4-D, Vin #6G2ER577X8L127559. Motion carried. Vote 5 ayes 0 nays

10. Consideration and possible action to approve the Little River Ranch subdivision, being 42.115 acres of land consisting of a portion or part of a called 68.869 acre tract to the Sitz Family Limited Partnership, as recorded in deed at Clerk's File Number 2012-5151, a 7.28 acre tract of land to the Sitz Family Limited Partnership as recorded in deed at Clerk's file number 2012-5152, 1.1398 acres of land out of Tract 16, to W. W. Cornelius recorded in Volume 336, Page 768 Official Public Records of Matagorda County, Texas. Also being 2.348 acres out of a called 8.63 acre Tract of land in the Thomas Cayce Survey Add., Matagorda County, Texas recorded in File No. 2013-5153 Official Records of Matagorda County, Texas and being a part of the same tract of land described as 6.58 acres in deed to Michaela Merz recorded in File No. 082750, Official Records of Matagorda County, Texas, and being part of the same tract of land described as 19.12 acres in deed to Michaela Merz recorded in File No. 052535, Matagorda County, Texas

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 Little River Ranch subdivision, being 42.115 acres of land consisting of a portion or part of a called 68.869 acre tract to the Sitz Family Limited Partnership, as recorded in deed at Clerk's File Number 2012-5151, a 7.28 acre tract of land to the Sitz Family Limited Partnership as recorded in deed at Clerk's file number 2012-5152, 1.1398 acres of land out of Tract 16, to W. W. Cornelius recorded in Volume 336, Page 768 Official Public Records of Matagorda County, Texas. Also being 2.348 acres out of a called 8.63 acre Tract of land in the Thomas Cayce Survey Add., Matagorda County, Texas recorded in File No. 2013-5153 Official Records of Matagorda County, Texas and being a part of the same tract of land described as 6.58 acres in deed to Michaela Merz recorded in File No. 082750, Official Records of Matagorda County, Texas, and being part of the same tract of land described as 19.12 acres in deed to Michaela Merz recorded in File No. 052535, Matagorda County, Texas. Motion carried. Vote 5 ayes 0 nays

11. Consideration and possible action to approve a Resolution from Matagorda County, Texas to enter into a financing agreement with Government Capital Corporation for Precinct #3 for the purchase of rolling stock and designating the County Judge as the authorized signer of the financing agreement

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 a Resolution from Matagorda County, Texas to enter into a financing agreement with Government Capital Corporation for Precinct #3 for the purchase of rolling stock and designating the County Judge as the authorized signer of the financing agreement. Motion carried. Vote 5 ayes 0 nays

12. Consideration and possible action to approve a Lease Agreement for a Bizhub 364E copier between the District Clerk's Office and De Lange Landen Financial Service in the amount of \$164.18 per month, and an Equipment Service Agreement for this copier between the District Clerk's Office and BCOS, in the amount of \$.01 per copy, replacing a 10 year old copier

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 a Lease Agreement for a Bizhub 364E copier between the District Clerk's Office and De Lange Landen Financial Service in the amount of \$164.18 per month, and an Equipment Service Agreement for this copier between the District Clerk's Office and BCOS, in the amount of \$.01 per copy, replacing a 10 year old copier. Motion carried. Vote 5 ayes 0 nays

13. Consideration and possible action to approve registration for Bill Orton to attend the Court Security Specialist Training in Ellis County, to come out of the Courthouse Security Fund, 510-210, and approve a Demand Check in the amount of \$275.00 to go with this registration

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 registration for Bill Orton to attend the Court Security Specialist Training in Ellis County, to come out of the Courthouse Security Fund, 510-210, and approve a Demand Check in the amount of \$275.00 to go with this registration. Motion carried. Vote 5 ayes 0 nays

14. Consideration and possible action to approve the Matagorda County Treasurer's Monthly Report for April 2014

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 the Matagorda County Treasurer's Monthly Report for April 2014. Motion carried. Vote 5 ayes 0 nays

15. Consideration and possible action to approve Line Item Transfers

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 Line Item Transfers as corrected, removing line item Fund 16. Motion carried. Vote 5 ayes 0 nays

16. 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

This being the next item for business, motion was duly made at 9:54 am by Commissioner Pustka and seconded by Commissioner Gibson, 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. Motion carried. Vote 5 ayes 0 nays. County Attorney Fortenberry being absent from the executive session.

17. Reconvene Open Session and consider taking action on the following matters:

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

This being the next item for business, motion was duly made at 10:09 am by Commissioner Pustka, and seconded by Commissioner Gibson, with all others concurring, to Reconvene Open Session and consider taking action on the following matters:

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

Motion carried. Vote 5 ayes 0 nays

No action taken.

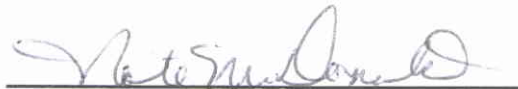
18. Public Comments

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

19. Adjournment

Motion was duly made at approximately 10:10 a.m. by Commissioner Gibson 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 23rd day of June, 2014.



NATE McDONALD,
County Judge



DANIEL PUSTKA, Judge Pro Tem
Commissioner Precinct No. One



KENT POLLARD,
Commissioner Precinct No. Two



JAMES GIBSON,
Commissioner Precinct No. Three



DAVID "WOODY" WOODSON,
Commissioner Precinct No. Four



ATTEST:



Janet Hickl, County Clerk