

MINUTES
MATAGORDA COUNTY COMMISSIONERS' COURT MEETING
MATAGORDA COUNTY COURTHOUSE, ROOM 300
1700 SEVENTH STREET, BAY CITY, TEXAS 77414
9:30 A.M., MONDAY, MARCH 7, 2016

Call to Order

This **Special Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday the 7th day of March 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, Kristen Kubecka, Denise Fortenberry, Tammy McDonald, Mike Reddell, Doug Matthes, Dwight Baker, Ruben Gonzales, Chris Peikert, Heather Menzies, Joe Lozano, Harriet Townsend and Janet Hickl

1. Certification of quorum

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

2. Pledge of Allegiance – Commissioner Pollard

3. Texas Pledge – Commissioner Pollard

4. Prayer – Commissioner Pustka

5. Consideration and possible action to regarding approving Commissioners Court Minutes for February 29, 2016

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Pustka, with all others concurring, to approve Commissioners Court Minutes for February 29, 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 Resolution appointing Matagorda County's Representative and Alternate to the Matagorda County Economic Development Corporation Board

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 Resolution appointing Matagorda County's Representative and Alternate to the Matagorda County Economic Development Corporation Board. Motion carried. Vote 5 ayes 0 nays

8. Consideration and possible action to approve a re-plat of Lot 53 of Colorado River Estates, Section 2, Matagorda County, Texas

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 re-plat of Lot 53 of Colorado River Estates, Section 2, Matagorda County, Texas. Motion carried. Vote 5 ayes 0 nays

9. Consideration and possible action to approve a re-plat of Lots 32-37 of Colorado River Estates, Section 2, out of the Stephen F. Austin Survey, Abstract No. 2, Matagorda County, Texas

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 re-plat of Lots 32-37 of Colorado River Estates, Section 2, out of the Stephen F. Austin Survey, Abstract No. 2, Matagorda County, Texas. Motion carried. Vote 5 ayes 0 nays

10. Consideration and possible action to approve the Tax Abatement Agreement with OXEA Holding Company pursuant to Chapter 312 of the Texas Tax Code

This being the next item for business, motion was duly made by Commissioner Gibson and seconded by Commissioner Pustka with all others concurring, to approve the Tax Abatement Agreement with OXEA Holding Company pursuant to Chapter 312 of the Texas Tax Code and to attach exhibits A & B to the agreement. Motion carried. Vote 5 ayes 0 nays

11. Consideration and possible action to authorize the Matagorda County Sheriff's Office to accept a check, in the amount of \$4,518.42, as an annual allocation payment from the Texas Comptroller for Law Enforcement Officer Standards and Education (LEOSE) to be put into 010-41130-335, transferred to 010-54860-560, and budgeted for LEOSE Training

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 the Matagorda County Sheriff's Office to accept a check, in the amount of \$4,518.42, as an annual allocation payment from the Texas Comptroller for Law Enforcement Officer Standards and Education (LEOSE) to be put into 010-41130-335, transferred to 010-54860-560, and budgeted for LEOSE Training. Motion carried. Vote 5 ayes 0 nays

12. Consideration and possible action to approve Consent and Waiver with KS State Bank regarding placement of water storage tank for the benefit of Matagorda County Water Control Improvement District No. 6

This being the next item for business, motion was duly made by Commissioner Pustka, and seconded by Commissioner Frick, with all others concurring, to approve Consent and Waiver with KS State Bank regarding placement of water storage tank for the benefit of Matagorda County Water Control Improvement District No. 6. Motion carried. Vote 5 ayes 0 nays

13. Consideration and possible action to approve a Contract between Matagorda County and Palacios Area Historical Association, with a term of January 1, 2016 thru December 31, 2017, and in the amount of \$4,000.00

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 Contract between Matagorda County and Palacios Area Historical Association, with a term of January 1, 2016 thru December 31, 2017, and in the amount of \$4,000.00. Motion carried. Vote 5 ayes 0 nays

14. Consideration and possible action to approve a Consulting Agreement between Matagorda County and Mary Pat Curry, to assist Matagorda County and the Emergency Management Coordinator, beginning January 1, 2016 and ending July 31, 2016, in the amount of \$1,000.00 per month, as well as a cell phone allowance of \$60.00 per month

This being the next item for business, motion was duly made by Commissioner Frick, and seconded by Commissioner Pollard, with all others concurring, to approve a Consulting Agreement between Matagorda County and Mary Pat Curry, to assist Matagorda County and the Emergency Management Coordinator, beginning January 1, 2016 and ending July 31, 2016, in the amount of \$1,000.00 per month, as well as a cell phone allowance of \$60.00 per month. Motion carried. Vote 5 ayes 0 nays

15. Consideration and possible action to approve a Certificate of Construction Completion for Disaster Recovery Grant 12-485-000-6657 (Palacios Sewer Rehabilitation)

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 Certificate of Construction Completion for Disaster Recovery Grant 12-485-000-6657 (Palacios Sewer Rehabilitation). Motion carried. Vote 5 ayes 0 nays

16. Consideration and possible action to approve the Monthly Reports from various county departments

This being the next item for business, motion was duly made by Commissioner Pustka, and seconded by Commissioner Frick, with all others concurring, to approve the Monthly Reports from various county departments. Motion carried. Vote 5 ayes 0 nays

17. Consideration and possible action to approve Line Item Transfers

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

18. Consideration and possible action to approve Emergency Amendments

This being the next item for business, motion was duly made by Commissioner Pustka, and seconded by Commissioner Frick, with all others concurring, to approve Emergency Amendments Motion carried. Vote 5 ayes 0 nays

19. Meet in Executive Session:

Under Section 551.071 of the Texas Government Code to consult with attorneys) 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 County Judge McDonald, and seconded by Commissioner Frick, with all others concurring, to Meet in Executive Session:

Under Section 551.071 of the Texas Government Code to consult with attorneys) representing the county in an executive session concerning pending litigation, contemplated litigation, or settlement offers.

Motion carried. Vote 5 ayes 0 nays

20. Reconvene open session and consider taking action on the matters discussed in:

Executive Session under Section 551.071 of the Texas Government Code to consult with attorneys) 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 10:53 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 551.071 of the Texas Government Code to consult with attorneys) representing the county in an executive session concerning pending litigation, contemplated litigation, or settlement offers.

Motion carried. Vote 5 ayes 0 nays


21. Public Comments

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

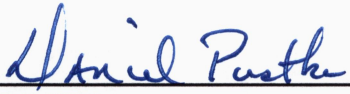
22. Adjournment

Motion was duly made at approximately 10:54 am by Commissioner Gibson and seconded by Commissioner Frick, with all others concurring, to adjourn the meeting. Motion carried. Vote 5 ayes 0 nays

Approved in Open Court, this the 14th day of March, 2016.




NATE McDONALD,
County Judge




DANIEL PUSTKA,
Commissioner Precinct No. One



KENT POLLARD
Commissioner Precinct No. Two

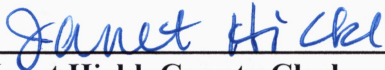


JAMES GIBSON, Judge Pro Tem
Commissioner Precinct No. Three



CHARLES "BUBBA" FRICK
Commissioner Precinct No. Four



ATTEST: 

Janet Hickl, County Clerk