

MINUTES
MATAGORDA COUNTY COMMISSIONERS' COURT MEETING
MATAGORDA COUNTY COURTHOUSE, ROOM 300
1700 SEVENTH STREET, BAY CITY, TEXAS 77414
9:30 A.M., MONDAY, MARCH 19, 2018

Call to Order

This **Special Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday the 19th day of March, 2018 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, Denise Fortenberry, Kristen Kubecka, Chris Peikert, Lisa Krobot, Doug Matthes, Amanda Campos, Rhonda Milson, Allen Fisher, Ricky Powell, Rich Saunders, Dwight Baker, Melinda Reddell, Cristyn Hallmark, Jamie Grantz, Bill Orton, Steven Reis, Carmen Andrews, Mike Ferdinand, Mike Reddell, Shelby Storts and Janet Hickl

1. **Certification of quorum**

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

2. **Pledge of Allegiance – Commissioner Pollard**

3. **Texas Pledge – Commissioner Pollard**

4. **Prayer – Commissioner Frick**

5. **Consideration and possible action regarding approving Commissioners' Court Minutes for March 12, 2018 and March 14, 2018**

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 Commissioners' Court Minutes for March 12, 2018 and March 14, 2018. 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 an Application to Cross a County Road from Magnum Producing, LP, to lay a gas pipeline under County Road 319 (McGlothlin 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 an Application to Cross a County Road from Magnum Producing, LP, to lay a gas pipeline under County Road 319 (McGlothlin Road) in Precinct #3, Matagorda County, Texas. Motion carried. Vote 5 ayes 0 nays

8. Consideration and possible action to approve a Resolution permitting golf carts on certain county roads with a speed limit of 35 miles per hour or less

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 a Resolution permitting golf carts on certain county roads with a speed limit of 35 miles per hour or less. Motion carried. Vote 5 ayes 0 nays

9. Consideration and possible action to approve the Matagorda County Golf Cart Rules and Regulation

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 Matagorda County Golf Cart Rules and Regulation. Motion carried. Vote 5 ayes 0 nays

10. Consideration and possible action to accept various Damage Dimension Descriptions (DDD), and allow the County Judge to sign

This being the next item for business, motion was duly made by Commissioner Graham and seconded by Commissioner Pollard, with all others concurring, to accept various Damage Dimension Descriptions (DDD), and allow the County Judge to sign. Motion carried. Vote 5 ayes 0 nays

11. Consideration and possible action to approve an Agreement for Establishing Friendly Communication Relationship between Chiping County of the People's Republic of China and Matagorda County of the United States of America

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 an Agreement for Establishing Friendly Communication Relationship between Chiping County of the People's Republic of China and Matagorda County of the United States of America. Motion carried. Vote 5 ayes 0 nays

12. Consideration and possible action to approve a Letter of Authorization with AT&T for the transfer of STP phone line to the EOC located at the Matagorda County Sheriffs' 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 approve a Letter of Authorization with AT&T for the transfer of STP phone line to the EOC located at the Matagorda County Sheriffs' Office. Motion carried. Vote 5 ayes 0 nays

13. Consideration and possible action to approve System Permission with AT&T regarding installation of fiber optic cable in courthouse for use by Attorney General

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 System Permission with AT&T regarding installation of fiber optic cable in courthouse for use by Attorney General. Motion carried. Vote 5 ayes 0 nays

14. Consideration and possible action to approve Lt. Adan Vela and Karl Kunz to attend ICE School in South Carolina April 2 – 26, 2018, and to be advanced \$300.00, with check made payable to Adan Vela, to cover hotel cost for the trip there and back, to be taken out of account 010-52100-512

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 St. Adan Vela and Karl Kunz to attend ICE School in South Carolina April 2 – 26, 2018, and to be advanced \$300.00, with check made payable to Adan Vela, to cover hotel cost for the trip there and back, to be taken out of account 010-52100-512 Motion carried. Vote 5 ayes 0 nays

15. Consideration and possible action to approve the execution of bond release for Allegiance Mobile Health "Amendment A" and authorize the County Judge 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 execution of "Amendment A" and authorize the County Judge to sign. Motion carried. Vote 5 ayes 0 nays

16. Consideration and possible action to approve the Public Assistance Alternative Procedures Pilot Program Guide for Debris Removal including Appendix A election and authorize the County Judge to sign

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 the Public Assistance Alternative Procedures Pilot Program Guide for Debris Removal including Appendix A election and authorize the County Judge to sign. Motion carried. Vote 5 ayes 0 nays

17. Consideration and possible action to approve a Cellular Phone Allowance for the following Patrol Deputy Sheriffs: James Nesbitt and Mark Noriega; and Jail Sergeants John Garza and Jennifer Keith, in the amount of \$60.00 per month according to county policies and procedures

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 Cellular Phone Allowance for the following Patrol Deputy Sheriffs: James Nesbitt and Mark Noriega; and Jail Sergeants John Garza and Jennifer Keith, in the amount of \$60.00 per month according to county policies and procedures. Motion carried. Vote 5 ayes 0 nays

18. Consideration and possible action to approve the hiring of Jenna Fortenberry, starting salary as Felony Intake Legal Assistant (District Attorney) at a Pay Group 13, hourly salary rate of \$12.47 effective March 19, 2018

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 the hiring of Jenna Fortenberry, starting salary as Felony Intake Legal Assistant (District Attorney) at a Pay Group 13, hourly salary rate of \$12.47 effective March 19, 2018. Motion carried. Vote 5 ayes 0 nays

19. Consideration and possible action to accept the Interlocal Agreement Application Form between Harris County Central Technology Services and Matagorda County, in order to be billed directly from Harris County Treasurer for radio parts ordered by Chris Peikert

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 Interlocal Agreement Application Form between Harris County Central Technology Services and Matagorda County, in order to be billed directly from Harris County Treasurer for radio parts ordered by Chris Peikert. Motion carried. Vote 5 ayes 0 nays

20. Consideration and possible action to approve a correction to the Resolution passed in Commissioner's Court on February 5, 2018, authorizing the submission of Grant Application Number 3522501 In-Car and Body Worn Camera System, applying to the Office of the Governor – CJD (Criminal Justice Division)

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 a correction to the Resolution passed in Commissioner's Court on February 5, 2018, authorizing the submission of Grant Application Number 3522501 In-Car and Body Worn Camera System, applying to the Office of the Governor – CJD (Criminal Justice Division). Motion carried. Vote 5 ayes 0 nays

21. Consideration and possible action to accept the appointment of Glenda Ellis, Deputy Clerk, in the District Clerk's Office, hire date is March 19, 2018, hired at Pay Group Level 12, her bond will be covered under the Self Insurance Pool, she is replacing Jenna Fortenberry who is moving to the District Attorney's Office

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Frick, with all others concurring, to accept the appointment of Glenda Ellis, Deputy Clerk, in the District Clerk's Office, hire date is March 19, 2018, hired at Pay Group Level 12, her bond will be covered under the Self Insurance Pool, she is replacing Jenna Fortenberry who is moving to the District Attorney's Office. Motion carried. Vote 5 ayes 0 nays

22. Consideration and possible action to nominate and appoint a person to the Courthouse Security Committee

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Graham, with all others concurring, to nominate and appoint a person to the Courthouse Security Committee. Commissioner Pollard was nominated. Motion carried. Vote 5 ayes 0 nays

23. Consideration and possible action to approve the Payment of Invoice for the 2nd installation for Commissioner's Court Leadership Academy, Class VII, said invoice in the amount of \$1,400.00 shall be paid by Demand Check issued March 19, 2018

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 Payment of Invoice for the 2nd installation for Commissioner's Court Leadership Academy, Class VII, said invoice in the amount of \$1,400.00 shall be paid by Demand Check issued March 19, 2018. Motion carried. Vote 5 ayes 0 nays

24. Consideration and possible action to close the Palacios Temporary Debris Management Site

This being the next item for business, motion was duly made by Commissioner Gibson and seconded by Commissioner Pollard, with all others concurring, to close the Palacios Temporary Debris Management Site. Motion carried. Vote 5 ayes 0 nays

25. Consideration and possible action to approve the payment of 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 the payment of Bank Drafts. Motion carried. Vote 5 ayes 0 nays

26. **Consideration and possible action to approve the Payment of Demand Checks**

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 Payment of Demand Checks. Motion carried.
Vote 5 ayes 0 nays

27. **Consideration and possible action to approve Line Item Transfers**

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

28. **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 Pollard, with all others concurring, to approve Emergency Amendments. Motion carried.
Vote 5 ayes 0 nays

29. **Meet in Executive Session:**

Under section 551.086 of the Texas Government Code to discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay or expand in or near the territory of the governmental body and with which toe governmental body is conducting economic development negotiations

Under section 551.074(a)(1) and (2) of the Texas Government Code to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee and to hear a complaint or charge against an office or employee

This being the next item for business, motion was duly made at 10:20 am by Commissioner Graham and seconded by Commissioner Frick, with all others concurring, to Meet in Executive Session:

Under section 551.086 of the Texas Government Code to discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay or expand in or near the territory of the governmental body and with which toe governmental body is conducting economic development negotiations

Under section 551.074(a)(1) and (2) of the Texas Government Code to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee and to hear a complaint or charge against an office or employee

Motion carried. Vote 5 ayes 0 nays

30. **Reconvene open session and consider taking action on the matters discussed in Executive Session:**

Under section 551.086 of the Texas Government Code to discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay or expand in or near the territory of the governmental body and with which toe governmental body is conducting economic development negotiations

Under section 551.074(a)(1) and (2) of the Texas Government Code to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee and to hear a complaint or charge against an office or employee

This being the next item for business, motion was duly made at 11:45 am by Commissioner Graham and seconded by Commissioner Gibson, with all others concurring, to Reconvene open session and consider taking action on the matters discussed in Executive Session:

Under section 551.086 of the Texas Government Code to discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay or expand in or near the territory of the governmental body and with which toe governmental body is conducting economic development negotiations

Under section 551.074(a)(1) and (2) of the Texas Government Code to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee and to hear a complaint or charge against an office or employee

Motion carried. Vote 5 ayes 0 nays

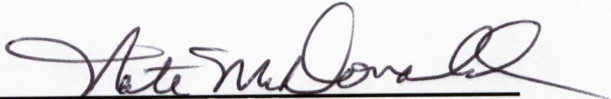
31. **Public Comments**

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

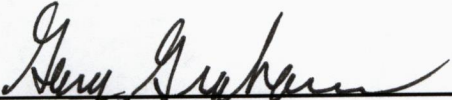
32. **Adjournment**

Motion was duly made at approximately 11:46 am 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, this the 26th day of March, 2018.



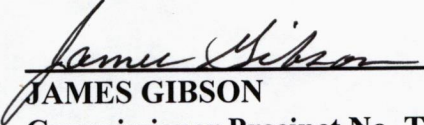
NATE McDONALD,
County Judge



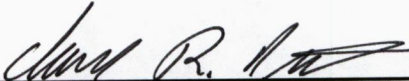
GARY GRAHAM,
Commissioner Precinct No. One
Judge Pro Tem



KENT POLLARD
Commissioner Precinct No. Two



JAMES GIBSON
Commissioner Precinct No. Three



CHARLES "BUBBA" FRICK, Judge Pro-Tem
Commissioner Precinct No. Four

ATTEST: 

Janet Hickl, County Clerk

