

**MINUTES**  
**MATAGORDA COUNTY COMMISSIONERS' COURT MEETING**  
**MATAGORDA COUNTY COURTHOUSE, ROOM 300**  
**1700 SEVENTH STREET, BAY CITY, TEXAS 77414**  
**9:30 A.M., MONDAY, March 5, 2018**

**Call to Order**

This **Special Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday the 5<sup>th</sup> 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, James Engbrock, Kate Holman, David Cartwright, Craig Mitchell, Chris Peikert, Carmen Andrews, Mike Ferdinand, David Holubec, Mike Reddell, Shelby Storts and Janet Hickl

1. **Certification of quorum**

Commissioner Graham certified a quorum in attendance with Commissioner Frick and Commissioner Pollard and Commissioner Gibson.

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

3. **Texas Pledge – Commissioner Graham**

4. **Prayer – Commissioner Gibson**

5. **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.

6. **Consideration and possible action to accept the Matagorda County Historical Commission's Annual Report and the Certified Local Government Annual Report by David Holubec**

This being the next item for business, motion was duly made by Commissioner Graham and seconded by Commissioner Gibson, with all others concurring, to accept the Matagorda County Historical Commission's Annual Report and the Certified Local Government Annual Report by David Holubec. Motion carried.  
Vote 5 ayes 0 nays

7. **Consideration and possible action to approve a re-plat of Lots 33A-37A of the Replat of Lots 32-37 of Colorado River Estates, Section 2 Subdivision, 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 33A-37A of the Replat of Lots 32-37 of Colorado River Estates, Section 2 Subdivision, Matagorda County, Texas. Motion carried.  
Vote 5 ayes 0 nays

**8. Consideration and possible action to approve the submittal of a Letter to the Texas Department of Agriculture extending the deadline for aerial application of 2, 4-D by permit in Matagorda County until April 1, 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 the submittal of a Letter to the Texas Department of Agriculture extending the deadline for aerial application of 2, 4-D by permit in Matagorda County until April 1, 2018. Motion carried. Vote 5 ayes 0 nays

**9. Consideration and possible action to approve a Contract between Matagorda County and the Economic Action Committee of the Gulf Coast to provide energy related assistance, emergency nutrition, temporary relief service and social services for indigent and eligible citizens of Matagorda County, with the term beginning January 1, 2018 and ending December 31, 2019**

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 Contract between Matagorda County and the Economic Action Committee of the Gulf Coast to provide energy related assistance, emergency nutrition, temporary relief service and social services for indigent and eligible citizens of Matagorda County, with the term beginning January 1, 2018 and ending December 31, 2019. Motion carried. Vote 5 ayes 0 nays

**10. Consideration and possible action to approve a Contract between Matagorda County and Palacios Library, Inc. to assume the function of a county free library and furnish library services to Matagorda County residents, effective January 1, 2018 and ending December 31, 2019, in the amount of \$66,000.00 annually**

This being the next item for business, motion was duly made by Commissioner Gibson and seconded by Commissioner Graham, with all others concurring, to approve a Contract between Matagorda County and Palacios Library, Inc. to assume the function of a county free library and furnish library services to Matagorda County residents, effective January 1, 2018 and ending December 31, 2019, in the amount of \$66,000.00 annually. Motion carried. Vote 5 ayes 0 nays

**11. Consideration and possible action to approve a Contract between Matagorda County and Friends of Elder Citizens, Inc. to provide nutrition, transportation, homemaking and other social services to the indigent and low income elderly residents of Matagorda County for a term beginning January 1, 2018 and ending December 31, 2018, in the amount of \$10,900. Annually to be paid quarterly**

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 a Contract between Matagorda County and Friends of Elder Citizens, Inc. to provide nutrition, transportation, homemaking and other social services to the indigent and low income elderly residents of Matagorda County for a term beginning January 1, 2018 and ending December 31, 2018, in the amount of \$10,900. Annually to be paid quarterly. Motion carried. Vote 5 ayes 0 nays

**12. Consideration and possible action to approve a Contract between Matagorda County and the Bay City Cemetery Association, to provide maintenance of county burial plots for \$3,000.00 annually, and \$400.00 per plot for indigent burials for a term beginning January 1, 2018 and ending December 31, 2019**

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 a Contract between Matagorda County and the Bay City Cemetery Association, to provide maintenance of county burial plots for \$3,000.00 annually, and \$400.00 per plot for indigent burials for a term beginning January 1, 2018 and ending December 31, 2019. Motion carried. Vote 5 ayes 0 nays

**13. Consideration and possible action to approve a Contract between Matagorda County and Edith Armstrong Center for mental health and mental retardation services for county citizens with the term beginning January 1, 2018 and ending December 31, 2019, for an amount of \$8,400.00 per year**

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 a Contract between Matagorda County and Edith Armstrong Center for mental health and mental retardation services for county citizens with the term beginning January 1, 2018 and ending December 31, 2019, for an amount of \$8,400.00 per year. Motion carried.

Vote 5 ayes 0 nays

**14. Consideration and possible action to approve a proposed expansion of the Holding Pen Building located on the Matagorda County Fairgrounds pending a signed contract created by the County Attorney between Matagorda County and the Holding Pen**

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 a proposed expansion of the Holding Pen Building located on the Matagorda County Fairgrounds pending a signed contract created by the County Attorney between Matagorda County and the Holding Pen. Motion carried. Vote 5 ayes 0 nays

**15. Consideration and possible action to ratify a Demand Check from February 27, 2018 to Matula & Matula for the Palacios Lift Station Grant**

This being the next item for business, motion was duly made by Commissioner Gibson and seconded by Commissioner Graham, with all others concurring, to ratify a Demand Check from February 27, 2018 to Matula & Matula for the Palacios Lift Station Grant. Motion carried. Vote 5 ayes 0 nays

**16. Consideration and possible action to approve a Contract between Matagorda County and Palacios Area Historical Association, with a term of January 1, 2018 through December 31, 2019, and the amount of \$4,000.00**

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 a Contract between Matagorda County and Palacios Area Historical Association, with a term of January 1, 2018 through December 31, 2019, and the amount of \$4,000.00. Motion carried. Vote 5 ayes 0 nays

**17. Consideration and possible action to issue a Demand Check in the amount of \$20,000.00 to NEEL Fire Protection Apparatus, Inc. as per the attached Agreement between Matagorda County and Sargent Volunteer Fire Department, for the purchase of a Small Brush Unit, funds are to come from account #010-55700-543**

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Gibson, with all others concurring, to issue a Demand Check in the amount of \$20,000.00 to NEEL Fire Protection Apparatus, Inc. as per the attached Agreement between Matagorda County and Sargent Volunteer Fire Department, for the purchase of a Small Brush Unit, funds are to come from account #010-55700-543. Motion carried. Vote 5 ayes 0 nays

**18. Consideration and possible action to issue a Demand Check in the amount of \$45,615.00 to NEEL Fire Protection Apparatus, Inc. as per the attached Agreement between Matagorda County and Sargent Volunteer Fire Department, for the purchase of a Small Brush Unit, funds are to come from account #010-55700-543**

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Frick, with all others concurring, to issue a Demand Check in the amount of \$45,615.00 to NEEL Fire Protection Apparatus, Inc. as per the attached Agreement between Matagorda County and Sargent Volunteer Fire Department, for the purchase of a Small Brush Unit, funds are to come from account #010-55700-543. Motion carried. Vote 5 ayes 0 nays

**19. Consideration and possible action to issue a Demand Check in the amount of \$300.00 to Kent Pollard to be used for Beach Permit Fund**

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Gibson, with all others concurring, to issue a Demand Check in the amount of \$300.00 to Kent Pollard to be used for Beach Permit Fund. Motion carried. Vote 5 ayes 0 nays

**20. Consideration and possible action to approve "Amendment A" to the agreement with Allegiance Mobile Health**

This being the next item for business, motion was duly made by Commissioner Graham and seconded by Commissioner Gibson, with all others concurring, to table approving "Amendment A" to the agreement with Allegiance Mobile Health. Motion carried. Vote 5 ayes 0 nays

**21. 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 Gibson 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

**22. Consideration and possible action to ratify Payroll for March 2, 2018**

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Graham, with all others concurring, to ratify Payroll for March 2, 2018. Motion carried. Vote 5 ayes 0 nays

**23. Consideration and possible action to approve the Payment of Bank Drafts**

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 Bank Drafts. Motion carried. Vote 5 ayes 0 nays

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

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 Demand Checks. Motion carried. Vote 5 ayes 0 nays

**25. 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

26. Consideration and possible action to approve Emergency Amendments

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 Emergency Amendments. Motion carried. Vote 5 ayes 0 nays

26a. Consideration and possible action to approve the Iron Mountain Contract for the County Office Building location 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 Frick, with all others concurring, to table approving the Iron Mountain Contract for the County Office Building location and allow the County Judge to sign. Motion carried. Vote 5 ayes 0 nays


27. Public Comments


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

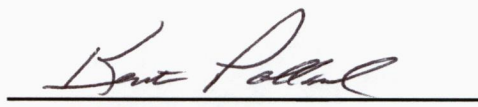
28. Adjournment

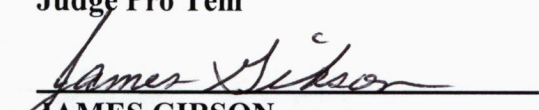
Motion was duly made at approximately 10:20 am by Commissioner Graham and seconded by Commissioner Gibson with all others concurring, to adjourn the meeting. Motion carried. Vote 5 ayes 0 nays


Approved in Open Court, this the 12<sup>th</sup> day of March, 2018.

  
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NATE McDONALD,  
County Judge

  
\_\_\_\_\_  
GARY GRAHAM,  
Commissioner Precinct No. One  
Judge Pro Tem

  
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KENT POLLARD  
Commissioner Precinct No. Two

  
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JAMES GIBSON  
Commissioner Precinct No. Three

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



ATTEST:   
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Janet Hickl, County Clerk