

**MINUTES**  
**MATAGORDA COUNTY COMMISSIONERS' COURT MEETING**  
**MATAGORDA COUNTY COURTHOUSE, ROOM 300**  
**1700 SEVENTH STREET, BAY CITY, TEXAS 77414**  
**9:30 A.M., MONDAY, MAY 13, 2013**

**Call to Order**

This **Regular Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday the 13<sup>th</sup> day of May 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, Carole Patrick, Cristyn Hallmark, Bob Watts, Doug Matthes, Bobbie Oncken, Joe Heaton, Tami Savage, Jason Childers, Carolyn Thames, Chris Peikert, Wes Concklin, Cheryl Stewart, Bobby Wilkinson, Bob Klepac, D C Dunham, 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 Woodson**

**3. Texas Pledge – Commissioner Woodson**

**4. Prayer – Commissioner Gibson**

**5. Consideration and possible action regarding approving Commissioners Court Minutes for May 6, 2013**

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 May 6, 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, no action required.

**7. Consideration and possible action to approve an Application to Cross a County Road by Kinder Morgan Crude to lay a 12" crude oil line 5' under and along CR 121 (Alabama Road)**

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 an Application to Cross a County Road by Kinder Morgan Crude to lay a 12" crude oil line 5' under and along CR 121 (Alabama Road). Motion carried. Vote 5 ayes 0 nays

**8. Consideration and possible action to approve a Heavy Load Permit Application and Bond by North Star Energy Services, Inc. to ravel CR 112 (Ashwood Road), CR 121 (Alabama Road), and CR 156 (Clements Road) in Precinct #1, Matagorda County, Texas**

This being the next item for business, motion was duly made by Commissioner Pustka and seconded by Commissioner Woodson, with all others concurring, to approve a Heavy Load Permit Application and Bond by North Star Energy Services, Inc. to ravel CR 112 (Ashwood Road), CR 121 (Alabama Road), and CR 156 (Clements Road) in Precinct #1, Matagorda County, Texas. Motion carried. Vote 5 ayes 0 nays

**9. Consideration and possible action to allow Commissioner Kent Pollard, under §262.024 (a)(9)(C) of the Texas Local Gov't Code, to submit a sealed bid on personal Property (tanker truck) sold by a political subdivision of this state, a state agency of this state, or an entity of the federal government (the political subdivision being City of Sweeny, Texas) with the bid not to exceed \$15,000.00**

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Gibson, with all others concurring, to allow Commissioner Kent Pollard, under §262.024 (a)(9)(C) of the Texas Local Gov't Code, to submit a sealed bid on personal Property (tanker truck) sold by a political subdivision of this state, a state agency of this state, or an entity of the federal government (the political subdivision being City of Sweeny, Texas) with the bid not to exceed \$15,000.00. Motion carried. Vote 5 ayes 0 nays.

**10. Consideration and possible action to approve payment of Bills**

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 payment of Bills with the addition of the Historical Commission's balance of 2013 funds of \$5,732.00. Motion carried. Vote 5 ayes 0 nays.

**11. Meet in executive session under section 551.071 of the Gov't 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 the governmental body is conducting economic development negotiations**

This being the next item for business, motion was duly made by Commissioner Gibson and seconded by Commissioner Pustka at 10:43 am, with all others concurring, to Meet in executive session under section 551.071 of the Gov't 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 the governmental body is conducting economic development negotiations. Motion carried. Vote 5 ayes 0 nays.

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

Executive session under section 551.071 of the Gov't 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 the governmental body is conducting economic development negotiations

This being the next item for business, motion was duly made by Commissioner Gibson and seconded by Commissioner Pustka at 12:39 pm, with all others concurring, to Reconvene open session and consider taking action on the following matters:

Executive session under section 551.071 of the Gov't 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 the governmental body is conducting economic development negotiations

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


13. Public Comments

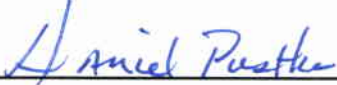
This being the next item for business, no action required.

14. Adjournment


Motion was duly made at approximately 12:40 pm by Commissioner Pustka 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 20<sup>th</sup> 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

