

MINUTES
MATAGORDA COUNTY COMMISSIONERS' COURT MEETING
MATAGORDA COUNTY COURTHOUSE, ROOM 300
1700 SEVENTH STREET, BAY CITY, TEXAS 77414
9:30 A.M., MONDAY, NOVEMBER 14, 2016

Call to Order

This **Regular Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday the 14th day of November 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, Doug Matthes, Mike Reddell, Dwight Baker, Kristen Kubecka, Chris Peikert, Lisa Krobot, Tammy McDonald, Denise Fortenberry, Luis Bermudez, Mike Ferdinand, Jeff Carr, Marissa M. Valentine, Carmen Andrews, Jamie Grantz, Mark McMillin, Bill Orton, Shelby Storts and Janet Hickl

1. Certification of quorum

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

2. Pledge of Allegiance – Commissioner Pustka

3. Texas Pledge – Commissioner Pustka

4. Prayer – Commissioner Frick

5. Consideration and possible action regarding approving Commissioners Court Minutes for November 7, 2016

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Gibson, with all others concurring, to approve Commissioners Court Minutes for November 7, 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 an Application to Cross a County Road by Center Point Energy, to lay a 1 inch plastic line along County Road 317 (12th Street) in Precinct #3, Matagorda County

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 by Center Point Energy, to lay a 1 inch plastic line along County Road 317 (12th Street) in Precinct #3, Matagorda County. Motion carried. Vote 5 ayes 0 nays

8. Consideration and possible action to approve an Application to Cross a County Road by Bay City Gas Co., to lay a 2 inch Natural Gas line along 301 Winding Way in Precinct #1, Matagorda County

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 an Application to Cross a County Road by Bay City Gas Co., to lay a 2 inch Natural Gas line along 301 Winding Way in Precinct #1, Matagorda County. Motion carried. Vote 5 ayes 0 nays

9. Consideration and possible action to approve an Agreement between Matagorda County and the Palacios HUB for a State Criminal Justice Planning Grant #2774703, to provide job training and substance abuse programs and authorize the County Judge to sign

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 Agreement between Matagorda County and the Palacios HUB for a State Criminal Justice Planning Grant #2774703, to provide job training and substance abuse programs and authorize the County Judge to sign. Motion carried. Vote 5 ayes 0 nays

10. Consideration and possible action to approve Change Order #2 for the Texas Capital Fund Grant #713082, for a design change (existing asphalt paving items were adjusted) placing seal coat through the entire roadway section (existing and widening) in lieu of placing asphalt overlay, and adjusting IDCUS's Construction Contract Time, adding 52 days

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 Change Order #2 for the Texas Capital Fund Grant #713082, for a design change (existing asphalt paving items were adjusted) placing seal coat through the entire roadway section (existing and widening) in lieu of placing asphalt overlay, and adjusting IDCUS's Construction Contract Time, adding 52 days. Motion carried. Vote 5 ayes 0 nays

11. Consideration and possible action to approve Texas Department of Transportation, proposal to replace the existing pontoon swing bridge on FM 457 over the GIWW, south of Sargent, Texas, with a single fixed high pass span bridge, and allow Lisa Krobot, Environmental Health Director to sign

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 Texas Department of Transportation, proposal to replace the existing pontoon swing bridge on FM 457 over the GIWW, south of Sargent, Texas, with a single fixed high pass span bridge, and allow Lisa Krobot, Environmental Health Director to sign. Motion carried. Vote 5 ayes 0 nays

12. Consideration and possible action to approve change orders #1, 2, and 3 to the Contract for the County of Matagorda Office Building renovations and repairs to cover expenditures related to the TDI Wind Certificate, for the building's support system and exterior repairs

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 change orders #1, 2, and 3 to the Contract for the County of Matagorda Office Building renovations and repairs to cover expenditures related to the TDI Wind Certificate, for the building's support system and exterior repairs. Motion carried. Vote 5 ayes 0 nays

13. Consideration and possible action to appoint a Commissioner to the Negotiation Committee regarding Tenaris 312 Agreement to serve as replacement for Dan Pustka

This being the next item for business, motion was duly made by Commissioner Frick, and seconded by Commissioner Gibson, with all others concurring, to appoint Commissioner Frick to the Negotiation Committee regarding Tenaris 312 Agreement to serve as replacement for Dan Pustka until the end of 2016. Motion carried. Vote 5 ayes 0 nays

14. Consideration and possible action to approve the Matagorda County Treasurer's Monthly Report for October 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 the Matagorda County Treasurer's Monthly Report for October 2016. Motion carried. Vote 5 ayes 0 nays

15. Consideration and possible action to approve Payment of Bills

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 Payment of Bills. Motion carried. Vote 5 ayes 0 nays

16. Consideration and possible action to approve Line Item Transfers

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

17. 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 Gibson, with all others concurring, to approve Emergency Amendments. Motion carried. Vote 5 ayes 0 nays

17a. Consideration and possible action to approve a service Agreement between Matagorda County and AT&T for long distance calling services for a two (2) year term

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 service Agreement between Matagorda County and AT&T for long distance calling services for a two (2) year term. Motion carried. Vote 5 ayes 0 nays

18. Meet in Executive Session:

Under Section 551.071 of the Government 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 10:08 am by Commissioner Pustka, and seconded by Commissioner Gibson, with all others concurring, to
Meet in Executive Session:

Under Section 551.071 of the Government 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

19. Reconvene Open Session and consider taking action on the matters discussed in:

Executive Session under section 551.071 of the Government 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 10:31 am by Commissioner Pollard, and seconded by Commissioner Frick, 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 Government 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.

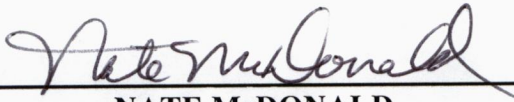
20. Public Comments


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

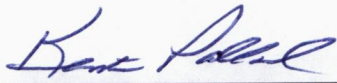
21. Adjournment


Motion was duly made at approximately 10:32 am by Commissioner Pollard and seconded by Commissioner Pustka, with all others concurring, to adjourn the meeting. Motion carried. Vote 5 ayes 0 nays


Approved in Open Court, this the 21st day of November, 2016.

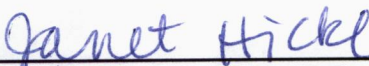

NATE McDONALD,
County Judge


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

