

**MINUTES**  
**MATAGORDA COUNTY COMMISSIONERS' COURT MEETING**  
**MATAGORDA COUNTY COURTHOUSE, ROOM 300**  
**1700 SEVENTH STREET, BAY CITY, TEXAS 77414**  
**9:30 A.M., MONDAY, JUNE 3, 2013**

**Call to Order**

This **Special Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday the 3<sup>rd</sup> day of June 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, Carole Patrick, Mitch Thames, Bob Watts, Doug Matthes, Bobbie Oncken, Chrystal Folsie, Sandra Horris, Cheryl Stewart, Tonya Ellis, Elmo Duke, Cheryl Stahle, Margaret Wells, John Staszsky, Mike Strotheide, Carolyn Thames, Lindsey Deshotel, Bill Pendergraft, Steve Smith, Tammy McDonald, 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 Gibson**

**3. Texas Pledge – Commissioner Gibson**

**4. Prayer – Commissioner Pollard**

**5. Consideration and possible action regarding approving Commissioners Court Minutes for May 20, 2013, May 23, 2013 and May 28, 2013**

This being the next item for business, motion was duly made by Commissioner Woodson and seconded by Commissioner Gibson, with all others concurring, to approve Commissioners Court Minutes for May 20, 2013, May 23, 2013 and May 28, 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, motion was duly made by Commissioner Pustka and seconded by Commissioner Pollard, with all others concurring, to approve two contracts for the use of the Matagorda County Fairground facilities by Bay City Floral and Tye Eaton. Motion carried. Vote 5 ayes 0 nays

**7. Consideration and possible action to authorize 2 Demand Checks: (1) to Drury Inn & Suites North, in the amount of \$248.40, and (2) to Glenda Pierce for 2 ½ days per diem in the amount of \$96.00, to attend the Texas Uniform Crime Reporting Workshop in Austin, 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 authorize 2 Demand Checks: (1) to Drury Inn & Suites North, in the amount of \$248.40, and (2) to Glenda Pierce for 2 ½ days per diem in the amount of \$96.00, to attend the Texas Uniform Crime Reporting Workshop in Austin, Texas. Motion carried. Vote 5 ayes 0 nays

**8. Consideration and possible action to authorize 2 Demand Checks: (1) to Drury Inn & Suites North in the amount of \$248.40, and (2) to Teresa Jeremiah for 2 ½ days per diem in the amount of \$96.00, to attend the Texas Uniform Crime Reporting Workshop in Austin, 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 authorize 2 Demand Checks: (1) to Drury Inn & Suites North in the amount of \$248.40, and (2) to Teresa Jeremiah for 2 ½ days per diem in the amount of \$96.00, to attend the Texas Uniform Crime Reporting Workshop in Austin, Texas. Motion carried. Vote 5 ayes 0 nays

**9. Consideration and possible action to approve an Equipment Lease for 1 Auto Mark Direct Recording Electronic Voting Machine (DRE) between Matagorda County and City of Bay City for an election to be held on June 15, 2013**

This being the next item for business, motion was duly made by Commissioner Gibson and seconded by Commissioner Woodson, with all others concurring, to approve an Equipment Lease for 1 Auto Mark Direct Recording Electronic Voting Machine (DRE) between Matagorda County and City of Bay City for an election to be held on June 15, 2013. Motion carried. Vote 5 ayes 0 nays

**10. Consideration and possible action to approve a Resolution allowing the District Attorney's Office to submit an application for a Courthouse Security Grant from the Office of the Governor, Criminal Justice Division for the 2013-2014 year**

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 a Resolution allowing the District Attorney's Office to submit an application for a Courthouse Security Grant from the Office of the Governor, Criminal Justice Division for the 2013-2014 year. Motion carried. Vote 5 ayes 0 nays.

**11. Consideration and possible action to authorize the County Treasurer to file an Unclaimed Property Claim Form, and authorize the County Treasurer to sign**

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Gibson, with all others concurring, to authorize the County Treasurer to file an Unclaimed Property Claim Form, and authorize the County Treasurer to sign. Motion carried. Vote 5 ayes 0 nays

**12. Consideration and possible action to authorize Commissioner Pollard, Precinct #2, to lease a front end loader from Mustang Cat Rental Services, for the cleaning of seaweed on Matagorda and Sargent beaches**

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Pustka, with all others concurring, to authorize Commissioner Pollard, Precinct #2, to lease a front end loader from Mustang Cat Rental Services, for the cleaning of seaweed on Matagorda and Sargent beaches. Motion carried. Vote 5 ayes 0 nays

**13. Consideration and possible action to authorize the Matagorda County Sheriff's Office to allow Position #1741C at a 21/1 to become inactive, and to create a new position, Position #1711L at a 19/1**

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Gibson, with all others concurring, to authorize the Matagorda County Sheriff's Office to allow Position #1741C at a 21/1 to become inactive, and to create a new position, Position #1711L at a 19/1. Motion carried. Vote 5 ayes 0 nays

**14. Consideration and possible action to change the Matagorda County Policy 2.02 for part time employees, requiring that part time employees work 29 hours or less a week**

This being the next item for business, motion was duly made by Commissioner Pustka and seconded by Commissioner Gibson, with all others concurring, to table action to change the Matagorda County Policy 2.02 for part time employees, requiring that part time employees work 29 hours or less a week. Motion carried. Vote 5 ayes 0 nays

**15. Consideration and possible action to approve an amendment to the Standard Insurance Contract stating that all retirees that receive Retire Life Reserve Insurance and are rehired after 30 days as Full Time employees will be excluded for the Group Term/AD&D policies as an active employee, correcting the 365 day waiting period for retirees to come back to work**

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 amendment to the Standard Insurance Contract stating that all retirees that receive Retire Life Reserve Insurance and are rehired after 30 days as Full Time employees will be excluded for the Group Term/AD&D policies as an active employee, correcting the 365 day waiting period for retirees to come back to work. Motion carried. Vote 5 ayes 0 nays

**16. Consideration and possible action to approve the Matagorda County Auditor's Monthly Report for April 2013**

This being the next item for business, motion was duly made by Commissioner Gibson and seconded by Commissioner Woodson, with all others concurring, to approve the Matagorda County Auditor's Monthly Report for April 2013. 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 Gibson and seconded by Commissioner Pollard, 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 Gibson, with all others concurring, to approve Emergency Amendments. Motion carried. Vote 5 ayes 0 nays

**19. Meet in executive session under section 551.086 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 which 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 9:59 am, with all others concurring, to Meet in executive session under section 551.086 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 which the governmental body is conducting economic development negotiations. Motion carried. Vote 5 ayes 0 nays

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

**Executive session under section 551.086 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 which 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 Pollard at 11:13 am, with all others concurring, to Reconvene open session and consider taking action on the following matters:

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 the governmental body is conducting economic development negotiations. Motion carried. Vote 5 ayes 0 nays.

No action was taken regarding the 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 the governmental body is conducting economic development negotiations.

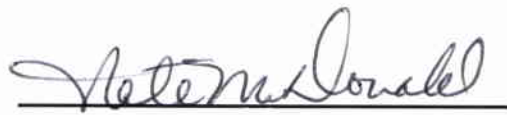
21. **Public Comments**

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


22. **Adjournment**

Motion was duly made at approximately 11:15 a.m. 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 10<sup>th</sup> day of June, 2013.



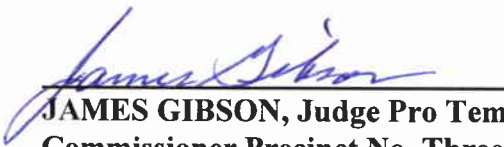
**NATE McDONALD,**  
County Judge



**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

