

MINUTES
MATAGORDA COUNTY COMMISSIONERS' COURT MEETING
MATAGORDA COUNTY COURTHOUSE, ROOM 300
1700 SEVENTH STREET, BAY CITY, TEXAS 77414
9:30 A.M., MONDAY, JUNE 30, 2014

Call to Order

This **Special Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday the 30th day of June 2014 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, Cathy Ezell, Janice Hawthorne, Barry Halvorson, Tammy McDonald, Ruben Gonzales, Ona Lea Pierce, G. W. Franzen, Mary Johnston, Cristyn Hallmark, Bob Treacy, Jamie Bludau, Harriet Townsend and Dora Barron

1. Certification of quorum

County Judge McDonald certified a quorum in attendance with Commissioner Kent Pollard, Commissioner Woodson, Commissioner Pustka, and Commissioner 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 June 23, 2014

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 June 23, 2014. 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 three contracts for the use of the Matagorda County Fairground facilities. Motion carried. Vote 5 ayes 0 nays

7. Presentation of the Texas Historical Commissioner's Distinguished Service Award for outstanding preservation work by managing preservation programs that educate citizens and generate interest in the history and character of Texas during the 2013 year to the Matagorda County Historical Commission, represented by Ona Lea Pierce

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

8. Consideration and possible action to adopt revisions to Personnel Policy section 4.02 regarding "Policy on Pay Periods" changing pay period from once a month to bi-weekly beginning July 1, 2014

This being the next item for business, motion was duly made by Commissioner Gibson and seconded by Commissioner Pollard, with all others concurring, to adopt revisions to Personnel Policy section 4.02 regarding "Policy on Pay Periods" changing pay period from once a month to bi-weekly beginning July 1, 2014. Motion carried.

Vote 5 ayes 0 nays

9. Consideration and possible action to accept the County Attorney's Chapter 59 Asset Forfeiture Report and allow the County Attorney and County Auditor to sign

This being the next item for business, motion was duly made by Commissioner Pustka and seconded by Commissioner Gibson, with all others concurring, to accept the County Attorney's Chapter 59 Asset Forfeiture Report and allow the County Attorney and County Auditor to sign. Motion carried. Vote 5 ayes 0 nays

10. Consideration and possible action to authorize Judge Purvis, Justice of the Peace, Precinct 3, to purchase a desk top computer with software and supporting equipment, in the amount of \$703.89, to come out of the Justice of the Peace Tech Fund

This being the next item for business, motion was duly made by Commissioner Gibson and seconded by Commissioner Woodson, with all others concurring, to authorize Judge Purvis, Justice of the Peace, Precinct 3, to purchase a desk top computer with software and supporting equipment, in the amount of \$703.89, to come out of the Justice of the Peace Tech Fund. Motion carried. Vote 5 ayes 0 nays

11. Consideration and possible action to approve payment to Holiday Inn Express, in the amount of \$294.25, for Bill Orton to attend the Court Security Specialist Training in Ellis County, to come out of the Courthouse Security Fund, 510-201

This being the next item for business, motion was duly made by Commissioner Woodson and seconded by Commissioner Pollard, with all others concurring, to payment to Holiday Inn Express, in the amount of \$294.25, for Bill Orton to attend the Court Security Specialist Training in Ellis County, to come out of the Courthouse Security Fund, 510-201. Motion carried. Vote 5 ayes 0 nays

12. Consideration and possible action to approve a Water-Pipeline Road Crossing Easement Agreement between the City of Corpus Christi and Matagorda County to cross Matagorda County Road 428 (South Doman Road) in Precinct 4, Matagorda County, Texas

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 a Water-Pipeline Road Crossing Easement Agreement between the City of Corpus Christi and Matagorda County to cross Matagorda County Road 428 (South Doman Road) in Precinct 4, Matagorda County, Texas. Motion carried. Vote 5 ayes 0 nays

13. Consideration and possible action to approve a Lease Agreement for a Bizhub 224E copier between the Matagorda County Tax Assessor/Collector and De Lage Landen Financial Service in the amount of \$127.54 per month and an Equipment Service Agreement with BCOS in the amount of \$.01 per copy, to be paid out of current budget and authorize Matagorda County Tax Assessor/Collector Cristyn Hallmark 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 a Lease Agreement for a Bizhub 224E copier between the Matagorda County Tax Assessor/Collector and De Lage Landen Financial Service in the amount of \$127.54 per month and an Equipment Service Agreement with BCOS in the amount of \$.01 per copy, to be paid out of current budget and authorize Matagorda County Tax Assessor/Collector Cristyn Hallmark to sign. Motion carried. Vote 5 ayes 0 nays

14. Consideration and possible action to approve the hiring of a temporary full time position in the County Clerk's office from June 30, 2014 – July 11, 2014 to allow for training of a new staff member replacing a Deputy County Clerk with funding coming from salary savings in 10-403-104

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 approving the hiring of a temporary full time position in the County Clerk's office from June 30, 2014 – July 11, 2014 to allow for training of a new staff member replacing a Deputy County Clerk with funding coming from salary savings in 10-403-104. Motion carried. Vote 5 ayes 0 nays

15. Consideration and possible action to authorize the County Clerk, Janet Hickl, to hire an individual at a 12-3, due to their 12 years' experience with civil and criminal cases with the Matagorda County Sheriff's Department and being certified as a Level 1 Clerk with the State of Texas, and approve her deputation to take effect June 30, 2014

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Gibson, with all others concurring, to table authorizing the County Clerk, Janet Hickl, to hire an individual at a 12-3, due to their 12 years' experience with civil and criminal cases with the Matagorda County Sheriff's Department and being certified as a Level 1 Clerk with the State of Texas, and approve her deputation to take effect June 30, 2014. Motion carried. Vote 5 ayes 0 nays

16. Consideration and possible action to approve Magdalena Perez being promoted to Chief Deputy Clerk, at a 17-3 effective July 14, 2014

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 Magdalena Perez being promoted to Chief Deputy Clerk, at a 17-3 effective July 14, 2014. Motion carried. Vote 5 ayes 0 nays

17. Consideration and possible action to approve the Matagorda County 2014 Salary Pay Schedule effective July 1, 2014

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 the Matagorda County 2014 Salary Pay Schedule effective July 1, 2014. Motion carried. Vote 5 ayes 0 nays

18. Consideration and possible action to approve the Matagorda County 2014 Hourly Pay Schedule effective July 1, 2014

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 the Matagorda County 2014 Hourly Pay Schedule effective July 1, 2014. Motion carried. Vote 5 ayes 0 nays

19. Consideration and possible action to accept a non-matching grant from Infinity for \$27,986.65 to purchase a Jail Transport van and equipment with grant being place in 010-371-000 (Equipment for Jail)

This being the next item for business, motion was duly made by Commissioner Gibson and seconded by Commissioner Pustka, with all others concurring, to accept a non-matching grant from Infinity for \$27,986.65 to purchase a Jail Transport van and equipment with grant being place in 010-371-000 (Equipment for Jail). Motion carried. Vote 5 ayes 0 nays

20. Consideration and possible action authorizing Sheriff Osborne to purchase a 201q4 Dodge Grand Caravan for Jail Transport in the amount of \$22,788.00 to be purchased through the State Buy Board from Dodge City, McKinney, TX, with the payment to be taken out of 010-512-570

This being the next item for business, motion was duly made by Commissioner Gibson and seconded by Commissioner Pustka, with all others concurring, authorizing Sheriff Osborne to purchase a 201q4 Dodge Grand Caravan for Jail Transport in the amount of \$22,788.00 to be purchased through the State Buy Board from Dodge City, McKinney, TX, with the payment to be taken out of 010-512-570. Motion carried. Vote 5 ayes 0 nays

21. Consideration and possible action to approve the Contract Extension of Gallagher Benefit Services for Group Health and Welfare Benefit consulting services and authorize the County Judge to sign

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 the Contract Extension of Gallagher Benefit Services for Group Health and Welfare Benefit consulting services and authorize the County Judge to sign. Motion carried.

Vote 5 ayes 0 nays

22. Discussion with Bob Treacy, Gallagher Benefit Services, on Plan year 2013-2014 group self-funded medical/dental Plan with Texas Association of Counties

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

23. Consideration and possible action to accept an estimate from Budget Blinds of Missouri City to come out of 475-330, and authorize the County Attorney to sign

This being the next item for business, motion was duly made by Commissioner Gibson and seconded by Commissioner Pustka, with all others concurring, to accept an estimate from Budget Blinds of Missouri City to come out of 475-330, and authorize the County Attorney to sign. Motion carried. Vote 5 ayes 0 nays

24. Consideration and possible action to approve a Court Payment Card Processing Participation Agreement between Tyler Technologies and Matagorda County and authorize the County Judge to sign

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 a Court Payment Card Processing Participation Agreement between Tyler Technologies and Matagorda County and authorize the County Judge to sign. 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 Gibson and seconded by Commissioner Woodson, 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 Pustka and seconded by Commissioner Gibson, with all others concurring, to approve Emergency Amendments. Motion carried.

Vote 5 ayes 0 nays

27. Meet in Executive Session under Section 551.071 of the Gov't Code to consult with attorney(s) representing the county in an executive session on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas Clearly conflicts with this chapter

This being the next item for business, motion was duly made at 10:26 am by Commissioner Gibson and seconded by Commissioner Pollard, with all others concurring, to Meet in Executive Session under Section 551.071 of the Gov't Code to consult with attorney(s) representing the county in an executive session on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas Clearly conflicts with this chapter. Motion carried. Vote 5 ayes 0 nays.

28. Reconvene Open Session and consider taking action on the following matters:

Meet in Executive Session under Section 551.071 of the Gov't Code to consult with attorney(s) representing the county in an executive session on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas Clearly conflicts with this chapter

This being the next item for business, motion was duly made at 11:13 am by Commissioner Pollard, and seconded by Commissioner Gibson, with all others concurring, to Reconvene Open Session and consider taking action on the following matters:

Meet in Executive Session under Section 551.071 of the Gov't Code to consult with attorney(s) representing the county in an executive session on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas Clearly conflicts with this chapter.

Motion carried. Vote 5 ayes 0 nays

18. Public Comments

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

19. Adjournment

Motion was duly made at approximately 11:19 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 7th day of July, 2014.



NATE McDONALD,
County Judge



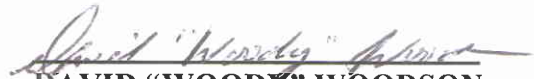
DANIEL PUSTKA, Judge Pro Tem
Commissioner Precinct No. One



KENT POLLARD,
Commissioner Precinct No. Two



JAMES GIBSON,
Commissioner Precinct No. Three



DAVID "WOODY" WOODSON,
Commissioner Precinct No. Four

ATTEST: 
Janet Hickl, County Clerk