

MINUTES
MATAGORDA COUNTY COMMISSIONERS' COURT MEETING
MATAGORDA COUNTY COURTHOUSE, ROOM 300
1700 SEVENTH STREET, BAY CITY, TEXAS 77414
9:30 A.M., MONDAY, JANUARY 31, 2022

Call to Order

This **Regular Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday, January 31, 2022, 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: Kristen Kubecka, Jennifer Chau, Chris Peikert, Skipper Osborne, Ernest Lawson, Greg Westmoreland, Anthony Maenza, Mike Estlinbaum, Mike Reddell, Becky Cook, Loretta Griffin, Scott Hardwick, Jessica Russell, Mitch Thames, Karla Lewis, Tressa Leadford, Victor Martinez, Ricky Bort, Doug Schoppe, Charles Hausmann, Jonathan Novitsky, Clayton Chandler, Daniella Nunez, Hawes Dickerson, Chris Hadash, Crystal Morones and Stephanie Wurtz.

1. Certification of quorum

County Judge McDonald certified a quorum in attendance with Commissioner Cook, Commissioner Pollard, Commissioner Shimek and Commissioner Frick.

2. Pledge of Allegiance – Commissioner Cook

3. Texas Pledge – Commissioner Cook

4. Prayer – Commissioner Frick

5. Consideration and possible action regarding contracts for the use of the Matagorda County Fairgrounds facilities

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

6. Consideration and possible action to approve Laslie Subdivision in the Josiah Tilley League, Abstract 93 & Anthony Heiman Survey, Abstract 207, Matagorda County, Texas

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Cook, with all others concurring, to approve Laslie Subdivision in the Josiah Tilley League, Abstract 93 & Anthony Heiman Survey, Abstract 207, Matagorda County, Texas. Motion carried. Vote 5 ayes 0 nays

7. Consideration and possible action to approve the signing of a Certifications and Assurance Form by County Judge, Nate McDonald and Constable Precinct #1, Doug Schoppe certifying Matagorda County does not have a written policy, procedures or agreement that limits or impedes Department of Homeland Security issuance of detainers as required for grant compliance

This being the next item for business, motion was duly made by Commissioner Shimek and seconded by Commissioner Pollard, with all others concurring, to approve the signing of a Certifications and Assurance Form by County Judge, Nate McDonald and Constable Precinct #1, Doug Schoppe certifying Matagorda County does not have a written policy, procedures or agreement that limits or impedes Department of Homeland Security issuance of detainers as required for grant compliance. Motion carried. Vote 5 ayes 0 nays

8. Consideration and possible action to approve the signing of a Certifications and Assurance Form by County Judge, Nate McDonald and Constable Precinct #6, Ricky Bort certifying Matagorda County does not have a written policy, procedures or agreement that limits or impedes Department of Homeland Security issuance of detainers as required for grant compliance

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Frick, with all others concurring, to approve the signing of a Certifications and Assurance Form by County Judge, Nate McDonald and Constable Precinct #6, Ricky Bort certifying Matagorda County does not have a written policy, procedures or agreement that limits or impedes Department of Homeland Security issuance of detainers as required for grant compliance. Motion carried. Vote 5 ayes 0 nays

9. Consideration and possible action to approve a Resolution authorizing Constable Precinct #1, Doug Schoppe to submit Grant Application # 4427401 Replacement Vehicle, applying to the Office of the Governor, Criminal Justice Division and authorizing the County Judge to accept or decline the offer

This being the next item for business, motion was duly made by Judge McDonald and seconded by Commissioner Frick, with all others concurring, to approve a Resolution authorizing Constable Precinct #1, Doug Schoppe to submit Grant Application # 4427401 Replacement Vehicle, applying to the Office of the Governor, Criminal Justice Division and authorizing the County Judge to accept or decline the offer. Motion carried. Vote 5 ayes 0 nays

10. Consideration and possible action to approve a Resolution authorizing Constable Precinct #6, Ricky Bort to submit Grant Application # 4470001 Replacement Vehicle, applying to the Office of the Governor, Criminal Justice Division and authorizing the County Judge to accept or decline the offer

This being the next item for business, motion was duly made by Judge McDonald and seconded by Commissioner Pollard, with all others concurring, to approve an extension of the Matagorda County Declaration of Disaster for Hurricane Nicholas beginning on January 10, 2022, and ending on February 7, 2022. Motion carried. Vote 5 ayes 0 nays

11. Consideration and possible action to adopt a Resolution approving a project in Matagorda County, Texas, financed by the Calhoun County Navigation Industrial Development Authority for purposes of Chapter 501 of the Local Government Code and authorize County Judge, Nate McDonald to sign

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Shimek, with all others concurring, to adopt a Resolution approving a project in Matagorda County, Texas, financed by the Calhoun County Navigation Industrial Development Authority for purposes of Chapter 501 of the Local Government Code and authorize County Judge, Nate McDonald to sign. Motion carried. Vote 5 ayes 0 nays

12. Consideration and possible action to approve a Resolution for the acquisition of a State Certified Voting System

This being the next item for business, motion was duly made by Commissioner Shimek and seconded by Commissioner Frick, with all others concurring, to approve a Resolution for the acquisition of a State Certified Voting System. Motion carried. Vote 5 ayes 0 nays

13. Consideration and possible action to approve a Resolution regarding a Financing Agreement for the purposes of procuring Unitrends Appliance Solution and authorize the County Judge to sign related documents as approve by the County Attorney

This being the next item for business, motion was duly made by Commissioner Frick and seconded by

Commissioner Cook, with all others concurring, to approve a Resolution regarding a Financing Agreement for the purposes of procuring Unitrends Appliance Solution and authorize the County Judge to sign related documents as approve by the County Attorney. Motion carried. Vote 5 ayes 0 nays

14. Consideration and possible action to declare the following equipment as salvage and authorize sale as scrap: 2007 16 ft. Top Hat Lowboy Trailer in Precinct #4, Matagorda County

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Pollard, with all others concurring, to declare the following equipment as salvage and authorize sale as scrap: 2007 16 ft. Top Hat Lowboy Trailer in Precinct #4, Matagorda County. Motion carried. Vote 5 ayes 0 nays

15. Consideration and possible action to approve a building modification in the Juvenile Probation Office, specifically adding a wall with a door in the hall where the bathrooms/ice machine is located. Modification to be made by U.S. Alpha General Contractor at a proposed cost of \$1,500 to be paid out of 010-54500-573

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Shimek, with all others concurring, to approve a building modification in the Juvenile Probation Office, specifically adding a wall with a door in the hall where the bathrooms/ice machine is located. Modification to be made by U.S. Alpha General Contractor at a proposed cost of \$1,500 to be paid out of 010-54500-573. Motion carried. Vote 5 ayes 0 nays

16. Consideration and possible action to approve a Credit Application for ISP Supplies for the office of Information Services for purchases of Network Equipment

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Shimek, with all others concurring, to approve a Credit Application for ISP Supplies for the office of Information Services for purchases of Network Equipment. Vote 5 ayes 0 nays

17. Consideration and possible action to approve the HART Verity Master Agreement between Matagorda County and HART Intercivic, Inc. for the products and services included in the Verity election system

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Cook, with all others concurring, to approve the HART Verity Master Agreement between Matagorda County and HART Intercivic, Inc. for the products and services included in the Verity election system. Motion carried. Vote 5 ayes 0 nays

18. Consideration and possible action to approve the Master Software License and Services Agreement between Matagorda County and KNOWiNK, LLC for install and set-up of electronic pollbooks

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Frick, with all others concurring, to approve the Master Software License and Services Agreement between Matagorda County and KNOWiNK, LLC for install and set-up of electronic pollbooks. Motion carried. Vote 5 ayes 0 nays

19. Consideration and possible action to approve an Agreement for Reimbursement of Auditable Voting Machines from the Texas Secretary of State and allow the County Judge to Docu-Sign

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Shimek, with all others concurring, to approve an Agreement for Reimbursement of Auditable Voting Machines from the Texas Secretary of State and allow the County Judge to Docu-Sign. Motion carried. Vote 5 ayes 0 nays

20. Consideration and possible action to approve the Professional Services Agreement between Matagorda County and Tyler Technologies for the Odyssey configuration update for the County Clerk's Office due to fee changes associated with SB 41

This being the next item for business, motion was duly made by Judge McDonald and seconded by Commissioner Frick, with all others concurring, to approve the Professional Services Agreement between Matagorda County and Tyler Technologies for the Odyssey configuration update for the County Clerk's Office due to fee changes associated with SB 41. Motion carried. Vote 5 ayes 0 nays

21. Consideration and possible action to approve and accept an agreement between Growing Men Into Standard and Matagorda County and authorize Judge McDonald to sign

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Cook, with all others concurring, to approve and accept an agreement between Growing Men Into Standard and Matagorda County and authorize Judge McDonald to sign. Motion carried. Vote 5 ayes 0 nays

22. Public Hearing on Monday, January 31, 2022, at 10:00 a.m. to consider the adoption of an ordinance to nominate an area of the County to be designated as a reinvestment zone

This being the next item for business, motion was duly made by Commissioner Shimek and seconded by Commissioner Pollard, with all others concurring, to enter into a Public Hearing at 10:20 a.m. to consider the adoption of an ordinance to nominate an area of the County to be designated as a reinvestment zone. Motion carried. Vote 5 ayes 0 nays

At 10:28 a.m., motion was duly made by Commissioner Frick and seconded by Commissioner Pollard, with all others concurring, to enter back into regular session of Commissioners Court. Motion carried. Vote 5 ayes 0 nays

23. Consideration and possible action to approve the designation of an area of Matagorda County as a reinvestment zone, with the Zone being described as in the attached Exhibit A, to be named the HIF Reinvestment Zone

This being the next item for business, motion was duly made by Judge McDonald and seconded by Commissioner Shimek, with all others concurring, to approve the designation of an area of Matagorda County as a reinvestment zone, with the Zone being described as in the attached Exhibit A, to be named the HIF Reinvestment Zone. Motion carried. Vote 5 ayes 0 nays

24. Consideration and possible action to set a Public Hearing on February 21, 2022, at 9:45 a.m. regarding the participation in the Texas Enterprise Zone Program and to nominate NRG South Texas LP, FM 521, Wadsworth, Texas 77465, to the Office of the Governor as an Enterprise Project and authorize the publication of the Notice of Public Hearing

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Cook, with all others concurring, to set a Public Hearing on February 21, 2022, at 9:45 a.m. regarding the participation in the Texas Enterprise Zone Program and to nominate NRG South Texas LP, FM 521, Wadsworth, Texas 77465, to the Office of the Governor as an Enterprise Project and authorize the publication of the Notice of Public Hearing. Motion carried. Vote 5 ayes 0 nays

25. Consideration and possible action to approve and ratify the submission of an Application to TCEQ regarding a temporary burn site for Hurricane Nicholas Debris

This being the next item for business, motion was duly made by Commissioner Shimek and seconded by

Commissioner Pollard, with all others concurring, to approve and ratify the submission of an Application to TCEQ regarding a temporary burn site for Hurricane Nicholas Debris. Motion carried. Vote 5 ayes 0 nays

26. Consideration and possible action to approve the Matagorda County Sheriff's Office and the Matagorda County Jail's BCOS Office Technologies, Inc. Agreements, covered under DIR Contract #TX-DR-CPO-4439 and authorize the County Judge to sign

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Frick, with all others concurring, to approve the Matagorda County Sheriff's Office and the Matagorda County Jail's BCOS Office Technologies, Inc. Agreements, covered under DIR Contract #TX-DR-CPO-4439 and authorize the County Judge to sign. Motion carried. Vote 5 ayes 0 nays

27. Consideration and possible action to approve the Pricing Supplement and Pricing Sheet to the TransUnion Risk and Alternative Data Solutions, Inc. (TRADS) Contract with Matagorda County Sheriff's Office, authorizing Judge Nate McDonald to sign

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 the Pricing Supplement and Pricing Sheet to the TransUnion Risk and Alternative Data Solutions, Inc. (TRADS) Contract with Matagorda County Sheriff's Office, authorizing Judge Nate McDonald to sign. Motion carried. Vote 5 ayes 0 nays

28. Consideration and possible action to declare the following equipment to be auctioned online through GovDeals.com and authorize publication

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Shimek, with all others concurring, to declare the following equipment to be auctioned online through GovDeals.com and authorize publication. Motion carried. Vote 5 ayes 0 nays

29. Consideration and possible action to approve Invoices from the following Departments: County Attorney, Precinct #4, Human Resources, County Treasurer and Maintenance

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Shimek, with all others concurring, to approve Invoices from the following Departments: County Attorney, Precinct #4, Human Resources, County Treasurer and Maintenance. Motion carried. Vote 5 ayes 0 nays

30. Consideration and possible action to approve Line Item Transfers

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Shimek, with all others concurring, to approve Line Item Transfers. Motion carried. Vote 5 ayes 0 nays

31. Consideration and possible action to Payment of Demand Checks

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Shimek, with all others concurring, to approve Payment of Demand Checks. Motion carried. Vote 5 ayes 0 nays

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

33. **Meet in Executive Session:**

Under Section 551.086 of the Texas Government Code to consider and take action 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

Under Section 551.0725 of the Texas Government Code to consult with attorney(s) representing the county in an executive session regarding deliberation of contract being negotiated

This being the next item for business, motion was duly made at 10:50 a.m. by Commissioner Frick and seconded by Commissioner Shimek, with all others concurring, to meet in Executive Session:

Under Section 551.086 of the Texas Government Code to consider and take action 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

Under Section 551.0725 of the Texas Government Code to consult with attorney(s) representing the county in an executive session regarding deliberation of contract being negotiated

Motion carried. Vote 5 ayes 0 nays

34. **Reconvene open session and consider taking action on the matters discussed in Executive Session:**

Under Section 551.086 of the Texas Government Code to consider and take action 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

Under Section 551.0725 of the Texas Government Code to consult with attorney(s) representing the county in an executive session regarding deliberation of contract being negotiated

This being the next item for business, motion was duly made at 11:48 a.m. by Commissioner Pollard and seconded by Commissioner Frick, with all others concurring, to Reconvene open session:

Under Section 551.086 of the Texas Government Code to consider and take action 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

Under Section 551.0725 of the Texas Government Code to consult with attorney(s) representing the county in an executive session regarding deliberation of contract being negotiated

Motion carried. Vote 5 ayes 0 nays

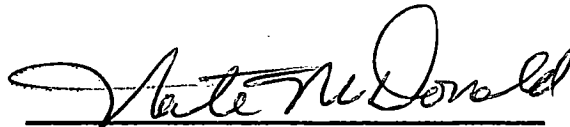
35. Public Comments

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

36. Adjournment

Motion was duly made at approximately 11:49 a.m. by Commissioner Shimek and seconded by Commissioner Frick, with all others concurring, to adjourn the meeting. Motion carried. Vote 5 ayes 0 nays

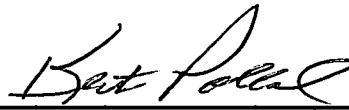
Approved in Open Court, the 7th day of February, 2022.




NATE McDONALD
County Judge




EDWARD "BUBBA" COOK
Commissioner Precinct No. One



KENT POLLARD
Commissioner Precinct No. Two



TROY SHIMEK
Commissioner Precinct No. Three



CHARLES "BUBBA" FRICK
Commissioner Precinct No. Four

ATTEST:


Stephanie Wurtz, County Clerk