

**MINUTES**  
**MATAGORDA COUNTY COMMISSIONERS' COURT MEETING**  
**MATAGORDA COUNTY COURTHOUSE, ROOM 300**  
**1700 SEVENTH STREET, BAY CITY, TEXAS 77414**  
**9:30 A.M., MONDAY, JULY 12, 2021**

**Call to Order**

This **Regular Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday, July 12, 2021, 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, Loretta Griffin, Mike Reddell, Skipper Osborne, Becky Cook, Wesley Gaertner, Mike Estlinbaum, Sandy Hayes, Chris Bischoff, Anthony Maenza, Viviana Castillo, Bobby Head, Scott Hardwick, Jessica Russell, 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 Pollard**

**3. Texas Pledge – Commissioner Pollard**

**4. Prayer – Commissioner Cook**

**5. Consideration and possible action regarding approving Commissioner's Court Minutes for June 28, 2021**

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 Commissioner's Court Minutes for June 28, 2021. Motion carried. Vote 5 ayes 0 nays

**6. 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.

**7. Consideration and possible action to accept a contribution in the amount of \$2,000.00 from Chevron Phillips Chemical, LP, for expenses toward the Matagorda County Household Hazardous Waste Collection Event to be held October 9, 2021**

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Shimek, with all others concurring, to accept a contribution in the amount of \$2,000.00 from Chevron Phillips Chemical, LP, for expenses toward the Matagorda County Household Hazardous Waste Collection Event to be held October 9, 2021. Motion carried. Vote 5 ayes 0 nays

**8. Consideration and possible action to acknowledge Form 1295 – Certificate of Interested Parties from Prosperity Bank and allow Loretta Griffin, County Treasurer, to file the acknowledgement with the Texas Ethics Commission**

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Shimek, with all others concurring, to acknowledge Form 1295 – Certificate of Interested Parties from Prosperity Bank and allow Loretta Griffin, County Treasurer, to file the acknowledgement with the Texas Ethics Commission. Motion carried. Vote 5 ayes 0 nays

**9. Consideration and possible action to Order the Abandonment of all of the County's right, title and interest in all of that certain area situated in the H. Journay Survey, Abstract No. 344, the E.B. Stockdale Survey, Abstract No. 386, and the S. Robbins Survey, Abstract No. 444 of Matagorda County, Texas, and more particularly being a part of the 90 Foot Wide Platted Boulevard relative to the plat of the A.B. Pierce Ace of Clubs Ranch Subdivision recorded in Volume 23, Page 19 of the Deed Records of Matagorda County, Texas (Petition attached as Exhibit "A"; Deed and survey attached as "B" to this agenda request). Once abandoned, the property will vest to Roger Chambers**

This being the next item for business, motion was duly made by Commissioner Shimek and seconded by Commissioner Pollard, with all others concurring, to Order the Abandonment of all of the County's right, title and interest in all of that certain area situated in the H. Journay Survey, Abstract No. 344, the E.B. Stockdale Survey, Abstract No. 386, and the S. Robbins Survey, Abstract No. 444 of Matagorda County, Texas, and more particularly being a part of the 90 Foot Wide Platted Boulevard relative to the plat of the A.B. Pierce Ace of Clubs Ranch Subdivision recorded in Volume 23, Page 19 of the Deed Records of Matagorda County, Texas. Motion carried. Vote 5 ayes 0 nays

**10. Consideration and possible action to approve the position transfer of Debbie Warner from Human Resources Payroll Administrator, Pay Group 15 to Deputy Tax Assessor-Collector Accounting, Pay Group 13 with a pay rate decrease from \$17.35 back to \$15.77 as of July 19, 2021**

This being the next item for business, motion was duly made by Judge McDonald and seconded by Commissioner Cook, with all others concurring, to approve the position transfer of Debbie Warner from Human Resources Payroll Administrator, Pay Group 15 to Deputy Tax Assessor-Collector Accounting, Pay Group 13 with a pay rate decrease from \$17.35 back to \$15.77 as of July 19, 2021. Motion carried. Vote 5 ayes 0 nays

**11. Consideration and possible action to declare the following Matagorda County Sheriff's Office fleet vehicle as salvage and authorize sale at auction: 2006 GMC Sierra 1500 Crew Cab Pickup VIN #2GTEK13ZX61338440. Proceeds to be applied to 010-55700-560**

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 Matagorda County Sheriff's Office fleet vehicle as salvage and authorize sale at auction: 2006 GMC Sierra 1500 Crew Cab Pickup VIN #2GTEK13ZX61338440. Motion carried. Vote 5 ayes 0 nays

**12. Consideration and possible action to allow County Judge, Nate McDonald and County Attorney, Jennifer Chau to sign the Right of Entry (ROE) for the purpose of conducting the geotechnical investigation and survey activities pertaining to the Sargent Beach Project**

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Shimek, with all others concurring, to allow County Judge, Nate McDonald and County Attorney, Jennifer Chau to sign the Right of Entry (ROE) for the purpose of conducting the geotechnical investigation and survey activities pertaining to the Sargent Beach Project. Motion carried. Vote 5 ayes 0 nays

**13. Consideration and possible action to approve Invoices from the following Departments: County Judge, District Clerk, District Attorney, Sheriff's Office, Commissioner, Precinct #2 and Commissioner, Precinct #3**

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 Invoices from the following Departments: County Judge, District Clerk, District Attorney, Sheriff's Office, Commissioner, Precinct #2 and Commissioner, Precinct #3. Motion carried. Vote 5 ayes 0 nays

**14. Consideration and possible action to approve Monthly Reports from various County Departments**

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 Monthly Reports from various County Departments. Motion carried. Vote 5 ayes 0 nays

**15. Consideration and possible action to approve Line Item Transfers**

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

**16. Consideration and possible action to ratify Payment of Demand Checks for July 2, 2021**

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Shimek, with all others concurring, to ratify Payment of Demand Checks for July 2, 2021. Motion carried. Vote 5 ayes 0 nays

**17. 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 Cook, with all others concurring, to approve Payment of Bills. 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 Shimek and seconded by Commissioner Pollard, with all others concurring, to approve Emergency Amendments. Motion carried. Vote 5 ayes 0 nays

**19. Meet in Executive Session:**

**Under section 551.074(a)(1) and (2) of the Texas Government Code to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee, and to hear a complaint or charge against an officer or employee**

**Under Section 551.086 of the Texas Government 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 conducting economic development negotiations**

This being the next item for business, motion was duly made at 9:58 a.m. by Commissioner Frick and seconded by Commissioner Shimek, with all others concurring, to meet in Executive Session:

Under section 551.074(a)(1) and (2) of the Texas Government Code to deliberate the appointment,

employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee, and to hear a complaint or charge against an officer or employee

Under Section 551.086 of the Texas Government 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 conducting economic development negotiations

Motion carried. Vote 5 ayes 0 nays

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

**Under section 551.074(a)(1) and (2) of the Texas Government Code to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee, and to hear a complaint or charge against an officer or employee**

**Under Section 551.086 of the Texas Government 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 conducting economic development negotiations**

This being the next item for business, motion was duly made at 3:10 p.m. by Commissioner Frick and seconded by Commissioner Pollard, with all others concurring, to Reconvene open session:

Under section 551.074(a)(1) and (2) of the Texas Government Code to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee, and to hear a complaint or charge against an officer or employee

Under Section 551.086 of the Texas Government 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 conducting economic development negotiations

Motion carried. Vote 5 ayes 0 nays

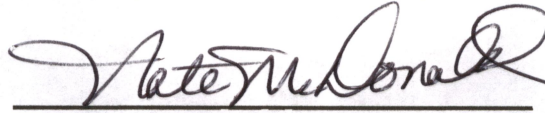
**21. Public Comments**

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

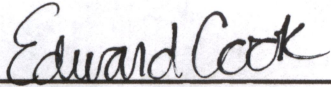
**22. Adjournment**

Motion was duly made at approximately 3:12 p.m. by Commissioner Cook and seconded by Commissioner Shimek, with all others concurring, to adjourn the meeting. Motion carried. Vote 5 ayes 0 nays

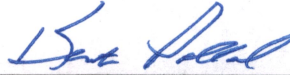
Approved in Open Court, the 19<sup>th</sup> day of July, 2021.



**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



*By Maggie Perez chief deputy*