

**MINUTES**  
**MATAGORDA COUNTY COMMISSIONERS' COURT MEETING**  
**MATAGORDA COUNTY COURTHOUSE, ROOM 300**  
**1700 SEVENTH STREET, BAY CITY, TEXAS 77414**  
**9:30 A.M., MONDAY, MAY 3, 2021**

**Call to Order**

This **Regular Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday, May 3, 2021, in the Matagorda County Commissioner's Courtroom, located on the Third Floor, 1700 Seventh Street, Room 300, Bay City, Texas, with Commissioner Frick, Judge Pro-Tem presiding.

Others present were as follows: Kristen Kubecka, Jennifer Chau, Tressa Leadford, Loretta Griffin, Mike Reddell, Skipper Osborne, Patricia Loving, Jessica Russell, Heather Menzies, Bobby Seiferman, Brenna Roccaforte, Steven Mitchell, Crystal Morones and Stephanie Wurtz.

**1. Certification of quorum**

Commissioner Frick, Judge Pro-Tem certified a quorum in attendance with Commissioner Cook, Commissioner Pollard and Commissioner Shimek. County Judge Nate McDonald was absent.

**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 April 26, 2021**

This being the next item for business, motion was duly made by Commissioner Shimek and seconded by Commissioner Cook, with all others concurring, to approve Commissioner's Court Minutes for April 26, 2021. Motion carried. Vote 4 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 approve a Proclamation to declare the month of May 2021 as Mental Health Awareness in Matagorda County**

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 Proclamation to declare the month of May 2021 as Mental Health Awareness in Matagorda County. Motion carried. Vote 4 ayes 0 nays

**8. Consideration and possible action to approve a Re-plat of Lots 1-6 in Block 10 of Tier 1 Colorado Front of the Matagorda Townsite, Matagorda County, Texas**

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 Re-plat of Lots 1-6 in Block 10 of Tier 1 Colorado Front of the Matagorda Townsite, Matagorda County, Texas. Motion carried. Vote 4 ayes 0 nays

**9. Consideration and possible action to approve the Board Appointments for the Matagorda County Hospital District Board of Managers, 02/14/2021 through 02/14/2023**

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 the Board Appointments for the Matagorda County Hospital District Board of Managers, 02/14/2021 through 02/14/2023. Motion carried. Vote 4 ayes 0 nays

**10. Consideration and possible action to approve the reinstatement of Brandon Dekle as patrol deputy with Matagorda County Sheriff's Office at an hourly rate of \$21.62, this being his salary before he left 1 month ago, to take effect May 1, 2021**

This being the next item for business, motion was duly made by Commissioner Cook and seconded by Commissioner Pollard, with all others concurring, to approve the reinstatement of Brandon Dekle as patrol deputy with Matagorda County Sheriff's Office at an hourly rate of \$21.62, this being his salary before he left 1 month ago, to take effect May 1, 2021. Motion carried. Vote 4 ayes 0 nays

**11. Consideration and possible action to approve a Resolution in support of the State's request for federal funds to reimburse the State and Local Government for expenses incurred because of the federal government border policies**

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 Resolution in support of the State's request for federal funds to reimburse the State and Local Government for expenses incurred because of the federal government border policies. Motion carried. Vote 4 ayes 0 nays

**12. Consideration and possible action to approve HealthEquity/WageWorks to execute the Cobra Initial Subsidy Eligibility notice for \$15.00 per eligible participant and the End of Subsidy notification for \$5.00 per participant; per the American Rescue Plan Act of 2021 (ARPA)**

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 HealthEquity/WageWorks to execute the Cobra Initial Subsidy Eligibility notice for \$15.00 per eligible participant and the End of Subsidy notification for \$5.00 per participant; per the American Rescue Plan Act of 2021 (ARPA). Motion carried. Vote 4 ayes 0 nays

**13. Consideration and possible action to approve full day meal reimbursements (\$46.00 per day) for the following Matagorda County Sheriff's Office Investigators involved in a Capital Murder investigation in Victoria County: Randy Worthey (for days 04/20/2021, 04/21/2021 and 04/23/2021), John Kelley (for days 04/20/201 – 04/22/2021), Courtney Harvey (for days 04/21/2021 and 04/23/2021), Michael Ferrel (for 04/21/2021), and Michael Glaspie (for 04/23/20)**

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 full day meal reimbursements (\$46.00 per day) for the following Matagorda County Sheriff's Office Investigators involved in a Capital Murder investigation in Victoria County: Randy Worthey (for days 04/20/2021, 04/21/2021 and 04/23/2021), John Kelley (for days 04/20/201 – 04/22/2021), Courtney Harvey (for days 04/21/2021 and 04/23/2021), Michael Ferrel (for 04/21/2021), and Michael Glaspie (for 04/23/20). Motion carried. Vote 4 ayes 0 nays

**14. Consideration and possible action to approve Depository Contract, Collateral Agreement and Custodial Agreement between Matagorda County and Prosperity Bank of Bay City as Matagorda County's Managing Depository Bank and authorize the County 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 table approving a Depository Contract, Collateral Agreement and Custodial Agreement between Matagorda County and Prosperity Bank of Bay City as Matagorda County's Managing Depository Bank and authorize the County to sign. Motion carried. Vote 4 ayes 0 nays

**15. Consideration and possible action to approve a Credit Application to United Rentals and allow Matagorda County Commissioner, Precinct #3 to rent miscellaneous items**

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 a Credit Application to United Rentals and allow Matagorda County Commissioner, Precinct #3 to rent miscellaneous items. Motion carried. Vote 4 ayes 0 nays

**16. Consideration and possible action to accept an updated Certificate of Liability Insurance with Trico Tower Service from Hightower Insurance Group**

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Cook, with all others concurring, to accept an updated Certificate of Liability Insurance with Trico Tower Service from Hightower Insurance Group. Motion carried. Vote 4 ayes 0 nays

**17. Consideration and possible action to approve an Application Form to be used in Matagorda County for Constables who would like to appoint a Deputy Constable to handle their business that originates in said Constable's Precinct**

This being the next item for business, motion was duly made by Commissioner Shimek and seconded by Commissioner Pollard, with all others concurring, to table approving an Application Form to be used in Matagorda County for Constables who would like to appoint a Deputy Constable to handle their business that originates in said Constable's Precinct. Motion carried. Vote 4 ayes 0 nays

**18. Consideration and possible action to authorize the CEPRA Application for Sargent Breakwater Bid Support and Construction Management and the provision of \$110,279.00 of matching funds, funded by the local GOMESA Funds, and authorizing the County Judge to sign the application and to provide a letter of support**

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Shimek, with all others concurring, to authorize the CEPRA Application for Sargent Breakwater Bid Support and Construction Management and the provision of \$110,279.00 of matching funds, funded by the local GOMESA Funds, and authorizing the County Judge to sign the application and to provide a letter of support. Motion carried. Vote 4 ayes 0 nays

**19. Consideration and possible action to approve the Performance Statement Modification No. 2 pertaining to the Matagorda County GLO Contract #20-065-123-C430 and allow the County Judge 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 approve the Performance Statement Modification No. 2 pertaining to the Matagorda County GLO Contract #20-065-123-C430 and allow the County Judge to sign. Motion carried. Vote 4 ayes 0 nays

**20. Consideration and possible action to extend County Personnel Policy 3.11.1 – Matagorda County Temporary Extended Policy for Coronavirus Leave until May 31, 2021**

This being the next item for business, motion was duly made by Commissioner Shimek and seconded by Commissioner Pollard, with all others concurring, to extend County Personnel Policy 3.11.1 – Matagorda County Temporary Extended Policy for Coronavirus Leave until May 31, 2021. Motion carried. Vote 4 ayes 0 nays

**21. Consideration and possible action to approve an invoice from the County Judge’s office paid to Konica Minolta**

This being the next item for business, motion was duly made by Commissioner Shimek and seconded by Commissioner Cook, with all others concurring, to approve an invoice from the County Judge’s office paid to Konica Minolta. Motion carried. Vote 4 ayes 0 nays

**22. 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 Pollard and seconded by Commissioner Shimek, with all others concurring, to approve Monthly Reports from various County Departments. Motion carried. Vote 4 ayes 0 nays

**23. Consideration and possible action to approve Payment of Bills**

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 Payment of Bills. Motion carried. Vote 4 ayes 0 nays

**24. Consideration and possible action to approve Emergency Amendments**

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 Emergency Amendments. Motion carried. Vote 4 ayes 0 nays

**25. Meet in Executive Session:**

**Under section 551.086 of the Texas Government Code to discuss or deliberate regarding commercial or financial information 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 at 10:14 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 discuss or deliberate regarding commercial or financial information 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 4 ayes 0 nays

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

**Under section 551.086 of the Texas Government Code to discuss or deliberate regarding commercial or financial information 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 at 10:40 a.m. by Commissioner Shimek and seconded by Commissioner Pollard, with all others concurring, to Reconvene open session:

Under section 551.086 of the Texas Government Code to discuss or deliberate regarding commercial or financial information 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 was duly made by Commissioner Pollard and seconded by Commissioner Shimek, with all others concurring, to accept an application from Matagorda Bay Distillery. Motion carried. Vote 4 ayes 0 nays

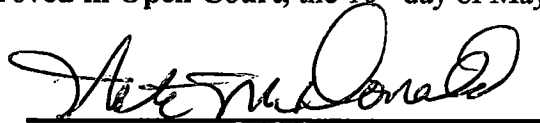
27. **Public Comments**

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

28. **Adjournment**

Motion was duly made at approximately 10:53 a.m. by Commissioner Shimek and seconded by Commissioner Pollard, with all others concurring, to adjourn the meeting. Motion carried. Vote 4 ayes 0 nays

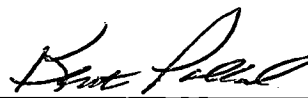
Approved in Open Court, the 10<sup>th</sup> day of May, 2021.



**NATE McDONALD**  
County Judge



**EDWARD "BUBBA" COOK**  
Commissioner Precinct No. One



**KENT POLLARD**  
Commissioner Precinct No. Two

absent

**TROY SHIMEK**  
Commissioner Precinct No. Three



**CHARLES "BUBBA" FRICK**  
Commissioner Precinct No. Four

ATTEST:   
Stephanie Wurtz, County Clerk

