

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

Call to Order

This **Regular Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday, May 9, 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, Loretta Griffin, Becky Cook, Lisa Krobot, Robert Thompson, Joe Jefferson, Mike Estlinbaum, Bobby Seiferman, Kristie Pustejovsky, Mike Reddell, John Obenhaus, Deb Obenhaus, Brandon Collins, Bill Balboa, Vince Maloney, Amanda Campos, Chris Peikert, Crystal Morones and Stephanie Wurtz.

1. Certification of quorum

County Judge McDonald certified a quorum in attendance with Commissioner Cook, Commissioner Shimek and Commissioner Frick. Commissioner Pollard was absent for open session of court and arrived at 10:18 A.M. for Executive Session.

2. Pledge of Allegiance – Commissioner Cook

3. Texas Pledge – Commissioner Cook

4. Prayer – Commissioner Frick

5. Consideration and possible action regarding approving Commissioner's Court Minutes for May 2, 2022

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 May 2, 2022. 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 Re-Plat of Lots 51 & 52 of the Re-Plat of Bahia De Matagorda Phase One and Bahia De Matagorda Phase Two, S.R. Fisher One-Quarter League Abstract No. 35, 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 a Re-Plat of Lots 51 & 52 of the Re-Plat of Bahia De Matagorda Phase One and Bahia De Matagorda Phase Two, S.R. Fisher One-Quarter League Abstract No. 35, Matagorda County, Texas. Motion carried. Vote 4 ayes 0 nays

8. Consideration and discussion regarding the status of the 2010 Mobile Command Center and accompanying press release from the Matagorda County Emergency Response

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

9. Consideration and possible action to allow the County Judge to accept the updated Terms of Service from AT&T to IBM by email. There are no costs associated with this.

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Shimek, with all others concurring, to allow the County Judge to accept the updated Terms of Service from AT&T to IBM by email. Motion carried. Vote 4 ayes 0 nays

10. Consideration and possible action to approve a Contract Amendment between Matagorda County and Waller County Asphalt, Inc. for the price of ASPPM 9202 Grade IV Cold Mix and Hot Mix Asphalt under accepted Bid for Road Material granted on January 3, 2022 by this Court, Bid Number 21-0001

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 Contract Amendment between Matagorda County and Waller County Asphalt, Inc. for the price of ASPPM 9202 Grade IV Cold Mix and Hot Mix Asphalt under accepted Bid for Road Material granted on January 3, 2022 by this Court, Bid Number 21-0001. Motion carried. Vote 4 ayes 0 nays

11. Consideration and possible action to approve a Contract Amendment between Matagorda County and Cleveland Asphalt Products for the price of Emulsified Asphalt Treatment THD #314, Asphalt Oils & Emulsions THD #300 and Prime Coat THD #310 under accepted Bid for Road Material granted on January 3, 2022 by this Court, Bid Number 21-0001

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 Contract Amendment between Matagorda County and Cleveland Asphalt Products for the price of Emulsified Asphalt Treatment THD #314, Asphalt Oils & Emulsions THD #300 and Prime Coat THD #310 under accepted Bid for Road Material granted on January 3, 2022 by this Court, Bid Number 21-0001. Motion carried. Vote 4 ayes 0 nays

12. Consideration and possible action to approve a Corrective Action Plan (CAP) Response Letter pertaining to the TxCDBG Contract No. #7219261

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 Corrective Action Plan (CAP) Response Letter pertaining to the TxCDBG Contract No. #7219261. Motion carried. Vote 4 ayes 0 nays

13. Consideration and possible action to accept the Board Appointment of Dr. Valerie Segovia to the HGAC Workforce Board, 12/31/2021 through 12/31/2023

This being the next item for business, motion was duly made by Judge McDonald and seconded by Commissioner Shimek, with all others concurring, to accept the Board Appointment of Dr. Valerie Segovia to the HGAC Workforce Board, 12/31/2021 through 12/31/2023. Motion carried. Vote 4 ayes 0 nays

14. Consideration and possible action to approve an Affidavit HDM County Grant by the Texas Department of Agriculture Texans Feeding Texans for the Home-Delivered Meal Grant Program Year 2021 made to the Economic Action Committee of the Gulf Coast

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 an Affidavit HDM County Grant by the Texas Department of Agriculture Texans Feeding Texans for the Home-Delivered Meal Grant Program Year 2021

made to the Economic Action Committee of the Gulf Coast. Motion carried. Vote 4 ayes 0 nays

15. Consideration and possible action to approve an Invoice from Precinct #2

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 an Invoice from Precinct #2. Motion carried. Vote 4 ayes 0 nays

16. Consideration and possible action to approve Matagorda County Treasurer's Office Monthly Investment Report for March 2022

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 Matagorda County Treasurer's Office Monthly Investment Report for March 2022. Motion carried. Vote 4 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 Frick and seconded by Commissioner Shimek, with all others concurring, to approve Line Item Transfers. Motion carried. Vote 4 ayes 0 nays

18. Consideration and possible action to approve Payment of Demand Checks

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 Payment of Demand Checks. Motion carried. Vote 4 ayes 0 nays

19. 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 4 ayes 0 nays

20. Meet in Executive Session:

Under Section 551.071 of the Texas Government Code to consult with attorney(s) representing the county in an executive session concerning pending litigation, contemplated litigation, or settlement offers

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

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

This being the next item for business, motion was duly made at 10:18 a.m. by Commissioner Shimek and seconded by Commissioner Frick, with all others concurring, to meet in Executive Session:

Under Section 551.071 of the Texas Government Code to consult with attorney(s) representing the county in an executive session concerning pending litigation, contemplated litigation, or settlement offers

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

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

Motion carried. Vote 4 ayes 0 nays

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

Under Section 551.071 of the Texas Government Code to consult with attorney(s) representing the county in an executive session concerning pending litigation, contemplated litigation, or settlement offers

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

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

This being the next item for business, motion was duly made at 1:03 p.m. by Commissioner Shimek and seconded by Commissioner Pollard, with all others concurring, to Reconvene open session:

Under Section 551.071 of the Texas Government Code to consult with attorney(s) representing the county in an executive session concerning pending litigation, contemplated litigation, or settlement offers

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

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

Motion carried. Vote 5 ayes 0 nays

22. Public Comments


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


23. Adjournment

Motion was duly made at approximately 1:04 p.m. by Commissioner Shimek and seconded by Commissioner Pollard, with all others concurring, to adjourn the meeting. Motion carried. Vote 5 ayes 0 nays

Approved in Open Court, the 16th day of May, 2022.

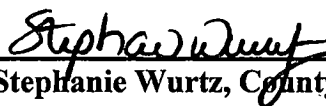

NATE McDONALD
County Judge


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

