

MINUTES
MATAGORDA COUNTY COMMISSIONERS' COURT MEETING
MATAGORDA COUNTY COURTHOUSE, ROOM 300
1700 SEVENTH STREET, BAY CITY, TEXAS 77414
9:30 A.M., MONDAY, APRIL 1, 2024

Call to Order

This **Regular Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday, April 1, 2024, in the Matagorda County Commissioner's Courtroom, located on the Third Floor, 1700 Seventh Street, Room 300, Bay City, Texas, with County Judge Seiferman presiding.

Others present were as follows: Jennifer Chau, Kristen Kubecka, Skipper Osborne, Lisa Krobot, Doug Schoppe, Matthew Tilley, Chris Peikert, Doug Matthes, Ashley Brooking, Becky Cook, Loretta Griffin, Meagan Ramirez, Rick DeLeon, Mike Ferdinand, Amy Nowlin, Greg Baker, Stephen Burnett, Vic Everett, Kelli Wright-Nelson, Samantha Counts, Janice Hawthorne, Denise M. Fortenberry, Mike Spillers, Erik Frankson, Jessica Shepard, Tressa Leadford, Alexandria Longoria and Stephanie Wurtz.

1. Certification of quorum

County Judge Seiferman certified a quorum with Commissioner Cook, Commissioner Estlinbaum, Commissioner Shimek and Commissioner Frick.

2. Pledge of Allegiance – Commissioner Cook

3. Texas Pledge – Commissioner Cook

4. Prayer – Commissioner Frick

5. Public Comments

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

6. Consideration and possible action regarding approving Commissioner's Court Minutes for March 25, 2024

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 March 11, 2024 and March 18, 2024. Motion carried. Vote 5 ayes 0 nays

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

This being the next item for business, motion was duly made by Commissioner Cook and seconded by Commissioner Frick, with all others concurring, to approve one contract for the use of Matagorda County Fairgrounds facilities. Motion carried. Vote 5 ayes 0 nays

8. Consideration and possible action to approve a Proclamation declaring the month of April 2024 as "Child Abuse Prevention and Awareness Month" and "Sexual Assault Awareness Month" in Matagorda County

This being the next item for business, motion was duly made by Judge Seiferman and seconded by Commissioner Estlinbaum, with all others concurring, to approve a Proclamation declaring the month of April 2024 as “Child Abuse Prevention and Awareness Month” and “Sexual Assault Awareness Month” in Matagorda County. Motion carried. Vote 5 ayes 0 nays

9. Consideration and possible action to discuss each Department Head being responsible for mailing out their own mail and reconciliation of their own mailing account and any related duties under the Rental Agreement with Pitney Bowes signed January 30, 2023

This being the next item for business, motion was duly made by Commissioner Cook and seconded by Commissioner Frick, with all others concurring, to table the discussion regarding Courthouse mail and maintain current responsibility of the County Attorney’s Office. Motion carried. Vote 5 ayes 0 nays

10. Consideration and possible action to approve an Affidavit HDM County Grant by the Texas Department of Agriculture Texans Feeding Texans: Home-Delivered Meal Grant Program Year 2023 for the Economic Action Committee of Gulf Coast

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 an Affidavit HDM County Grant by the Texas Department of Agriculture Texans Feeding Texans: Home-Delivered Meal Grant Program Year 2023 for the Economic Action Committee of Gulf Coast. Motion carried. Vote 5 ayes 0 nays

11. Consideration and possible action to allow the introduction of Stephen Burnett, Program Specialist, Disaster, Assessment and Recovery to the Matagorda County Commissioner’s Court

This being the next item for business, motion was duly made by Commissioner Estlinbaum and seconded by Commissioner Shimek, with all others concurring, to allow the introduction of Stephen Burnett, Program Specialist, Disaster, Assessment and Recovery to the Matagorda County Commissioner’s Court. Motion carried. Vote 5 ayes 0 nays

12. Consideration and possible action to authorize Sheriff Frank “Skipper” Osborne to purchase three (3) 2024 Ford Police Interceptors totaling \$153,861.00 to be purchased through the State Buy Board from Silsbee, Texas and paid with funds from Senate Bill 22

This being the next item for business, motion was duly made by Commissioner Shimek and seconded by Commissioner Estlinbaum, with all others concurring, to authorize Sheriff Frank “Skipper” Osborne to purchase three (3) 2024 Ford Police Interceptors totaling \$153,861.00 to be purchased through the State Buy Board from Silsbee, Texas and paid with funds from Senate Bill 22. Motion carried. Vote 5 ayes 0 nays

13. Consideration and possible action to approve a second extension of the Matagorda County Declaration of Disaster for Border Crimes beginning on April 1, 2024 and ending on May 13, 2024, and allow County Judge Bobby Seiferman and Commissioners to sign

This being the next item for business, motion was duly made by Judge Seiferman and seconded by Commissioner Shimek, with all others concurring, to approve a second extension of the Matagorda County Declaration of Disaster for Border Crimes beginning on April 1, 2024 and ending on May 13, 2024, and allow County Judge Bobby Seiferman and Commissioners to sign. Motion carried. Vote 5 ayes 0 nays

14. Consideration and possible action to approve a Contract Agreement between Matagorda County and Palacios VFD 2024 to 2025

This being the next item for business, motion was duly made by Commissioner Shimek and seconded by Commissioner Estlinbaum, with all others concurring, to approve a Contract Agreement between Matagorda County and Palacios VFD 2024 to 2025. Motion carried. Vote 5 ayes 0 nays

15. Consideration and possible action to approve Twin Peaks Development Subdivision, being a subdivision of all that certain 0.555 acre tract of land conveyed by General Warranty Deed from KMB Capital, LP to Twin Peaks Development, LLC and being the remainder of Lot 12 & 13 of Colorado River Estates, Section 1, in the Stephen F. Austin Survey, Abstract 2, Matagorda County, Texas

This being the next item for business, motion was duly made by Commissioner Shimek and seconded by Commissioner Estlinbaum, with all others concurring, to approve Twin Peaks Development Subdivision, being a subdivision of all that certain 0.555 acre tract of land conveyed by General Warranty Deed from KMB Capital, LP to Twin Peaks Development, LLC and being the remainder of Lot 12 & 13 of Colorado River Estates, Section 1, in the Stephen F. Austin Survey, Abstract 2, Matagorda County, Texas. Motion carried. Vote 5 ayes 0 nays

16. Consideration and possible action to approve the Caney Drive road closure between North Oak Circle and South Oak Circle on April 6, 2024, to facilitate the safety of parties attending the Annual Lions Club Jubilee at Mike Leebron Park in Sargent, TX

This being the next item for business, motion was duly made by Commissioner Estlinbaum and seconded by Commissioner Cook, with all others concurring, to approve the Caney Drive road closure between North Oak Circle and South Oak Circle on April 6, 2024, to facilitate the safety of parties attending the Annual Lions Club Jubilee at Mike Leebron Park in Sargent, TX. Motion carried. Vote 5 ayes 0 nays

17. Consideration and possible action to accept the Funding Agreement between Matagorda County and the Texas Comptroller's Office pertaining to the Rural Law Enforcement Salary Assistance Program; Constables, in the total amount of \$23,854.85, under Senate Bill 22

This being the next item for business, motion was duly made by Commissioner Shimek and seconded by Commissioner Frick, with all others concurring, to accept the Funding Agreement between Matagorda County and the Texas Comptroller's Office pertaining to the Rural Law Enforcement Salary Assistance Program; Constables, in the total amount of \$23,854.85, under Senate Bill 22. Motion carried. Vote 5 ayes 0 nays

18. Consideration and possible action to authorize the submission of an Intent to Submit Application (ISA) to the Texas Indigent Defense Commission, Indigent Defense Improvement Grant and authorize the County Judge Bobby Seiferman to sign any related documents

This being the next item for business, motion was duly made by Commissioner Shimek and seconded by Commissioner Estlinbaum, with all others concurring, to authorize the submission of an Intent to Submit Application (ISA) to the Texas Indigent Defense Commission, Indigent Defense Improvement Grant and authorize the County Judge Bobby Seiferman to sign any related documents. Motion carried. Vote 5 ayes 0 nays

19. Consideration and possible action to approve the Resolution regarding the 2025 Indigent Defense Improvement Grant Program, and designating County Judge Bobby Seiferman as the Authorized Official, 130th District Court Judge Denise Fortenberry as the Program Director, and County Auditor Kristen Kubecka as the Financial Officer for this grant

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Estlinbaum, with all others concurring, to approve the Resolution regarding the 2025 Indigent Defense Improvement Grant Program, and designating County Judge Bobby Seiferman as the Authorized Official, 130th District Court Judge Denise Fortenberry as the Program Director, and County Auditor Kristen Kubecka as the Financial Officer for this grant. Motion carried. Vote 5 ayes 0 nays

20. Consideration and possible action to approve Invoices from the following Departments: Precinct #2 and Sheriff's Office

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: Precinct #2 and Sheriff's Office. Motion carried. Vote 5 ayes 0 nays

21. 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 Frick, with all others concurring, to approve Payment of Bills. Motion carried. Vote 5 ayes 0 nays

22. Consideration and possible action to approve Line Item Transfers

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

23. Meet in Executive Session:

Under Section 551.072 of the Texas Government Code to consult with attorney(s) representing the County in an executive session concerning Real Property

Under Section 551.0725 of the Texas Government Code to consult with attorney(s) representing the County in an executive session concerning Real Property

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 10:13 a.m. by Commissioner Frick and seconded by Commissioner Estlinbaum, with all others concurring, to meet in Executive Session:

Under Section 551.072 of the Texas Government Code to consult with attorney(s) representing the County in an executive session concerning Real Property

Under Section 551.0725 of the Texas Government Code to consult with attorney(s) representing the County in an executive session concerning Real Property

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

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

Under Section 551.072 of the Texas Government Code to consult with attorney(s) representing the County in an executive session concerning Real Property

Under Section 551.0725 of the Texas Government Code to consult with attorney(s) representing the County in an executive session concerning Real Property

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 11:35 a.m. by Commissioner Shimek and seconded by Commissioner Estlinbaum, with all others concurring, to Reconvene open session:

Under Section 551.072 of the Texas Government Code to consult with attorney(s) representing the County in an executive session concerning Real Property

Under Section 551.0725 of the Texas Government Code to consult with attorney(s) representing the County in an executive session concerning Real Property

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

25. Adjournment

Motion was duly made at approximately 11:36 a.m. by Commissioner Estlinbaum and seconded by Judge Seiferman, with all others concurring, to adjourn the meeting. Motion carried. Vote 5 ayes 0 nays

Approved in Open Court, the 8th day of April, 2024.

Absent

BOBBY SEIFERMAN
County Judge

E Cook

EDWARD "BUBBA" COOK
Commissioner Precinct No. One

Mike Estlinbaum

MIKE ESTLINBAUM
Commissioner Precinct No. Two

Troy Shimek Judge & Rotor

TROY SHIMEK
Commissioner Precinct No. Three

Charles "Bubba" Frick

CHARLES "BUBBA" FRICK
Commissioner Precinct No. Four

ATTEST:

Stephanie Wurtz

Stephanie Wurtz, County Clerk