

MINUTES
MATAGORDA COUNTY COMMISSIONERS' COURT MEETING
MATAGORDA COUNTY COURTHOUSE, ROOM 300
1700 SEVENTH STREET, BAY CITY, TEXAS 77414
9:30 A.M., MONDAY, MAY 1, 2023

Call to Order

This **Regular Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday, May 1, 2023, 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: Kristen Kubecka, Lisa Krobot, Chris Peikert, Skipper Osborne, Mike Reddell, Loretta Griffin, Ricky Bort, Tressa Leadford, Meagan Ramirez, Becky Cook, Kelli Wright-Nelson, Mike Ferdinand, Kelle Odom, Jessica Russell, Brian Moudy, Karen Klein, Crystal Morones, Shelby Storts and Stephanie Wurtz.

1. Certification of quorum

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

2. Pledge of Allegiance – Commissioner Frick

3. Texas Pledge – Commissioner Frick

4. Prayer – Commissioner Shimek

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 April 24, 2023

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 April 24, 2023. 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 the Matagorda County Fairgrounds facilities. Motion carried. Vote 5 ayes 0 nays

8. Consideration and possible action to designate Police Chief Toby Bias as the Officer and designee of the Palacios Police Department for the Matagorda County Sexual Assault Response Team

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Shimek, with all others concurring, to designate Police Chief Toby Bias as the Officer and designee of the Palacios Police Department for the Matagorda County Sexual Assault Response Team. Motion carried. Vote 5 ayes 0 nays

9. Consideration and possible action to approve the hiring of Matthew Tilley as a full time Deputy for the Matagorda County Sheriff's Office at a rate of \$23.29 instead of \$21.74, due to his prior experience in law enforcement

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 hiring of Matthew Tilley as a full time Deputy for the Matagorda County Sheriff's Office at a rate of \$23.29 instead of \$21.74, due to his prior experience in law enforcement. Motion carried. Vote 5 ayes 0 nays

10. Consideration and possible action to allow Frontier Communications to lay fiber optic cables along and under, and over 10th Street, 11th Street, Revis Road, Cedar Street, various streets in Blessing Townsite in Precinct #4, Avenue C, Ash Street, Bump Road, 7th Street, Hickory Street, 8th Street, Pecan Street, N 10th Street, CR 482, Elm Street, 9th Street, Live Oak Street, Pine Street, CR 483 and Mulberry Street

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 Frontier Communications to lay fiber optic cables along and under, and over 10th Street, 11th Street, Revis Road, Cedar Street, various streets in Blessing Townsite in Precinct #4, Avenue C, Ash Street, Bump Road, 7th Street, Hickory Street, 8th Street, Pecan Street, N 10th Street, CR 482, Elm Street, 9th Street, Live Oak Street, Pine Street, CR 483 and Mulberry Street. Motion carried. Vote 5 ayes 0 nays

11. Consideration and possible action to authorize Commissioner Charles Frick to purchase two (2) new John Deere Zero Turn Lawn Mower Tractors Model Z994R and trade in two (2) old JD Zero Turn Mowers (Asset #6302 & #442) in the amount of \$25,250.44 from Shoppa's Farm Supply through the HGAC Buy Contract by Precinct #4, Matagorda County, Texas

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Estlinbaum, with all others concurring, to authorize Commissioner Charles Frick to purchase two (2) new John Deere Zero Turn Lawn Mower Tractors Model Z994R and trade in two (2) old JD Zero Turn Mowers (Asset #6302 & #442) in the amount of \$25,250.44 from Shoppa's Farm Supply through the HGAC Buy Contract by Precinct #4, Matagorda County, Texas. Motion carried. Vote 5 ayes 0 nays

12. Consideration and possible action to allow County Judge Bobby Seiferman to sign the application for Unclaimed Property Capital Credits for Counties in conjunction with Local Government Code, Section 381.004, Texas Property Code, Section 74.602 authorizing the Texas Comptroller of Public Accounts to allocate a portion of the unclaimed capital credits received from electric cooperatives back to the counties in the cooperatives' service area

This being the next item for business, motion was duly made by Judge Seiferman and seconded by Commissioner Frick, with all others concurring, to allow the County Judge to sign the application for Unclaimed Property Capital Credits for Counties in conjunction with Local Government Code, Section 381.004, Texas Property Code, Section 74.602 authorizing the Texas Comptroller of Public Accounts to allocate a portion of the unclaimed capital credits received from electric cooperatives back to the counties in the cooperatives' service area. Motion carried. Vote 5 ayes 0 nays

13. Consideration and possible action to accept an application for Tax Abatement by Tenaris Maverick Tube Corporation

This being the next item for business, motion was duly made by Commissioner Estlinbaum and seconded by Commissioner Shimek, with nays from Commissioner Frick and Commissioner Cook, and all others concurring, to accept an application for Tax Abatement by Tenaris Maverick Tube Corporation. Motion carried. Vote 3 ayes 2 nays

14. Consideration and possible action to allow County Judge Bobby Seiferman to sign the governing slot on the Palacios Library's Annual Report

This being the next item for business, motion was duly made by Judge Seiferman and seconded by Commissioner Frick, with all others concurring, to allow the County Judge to sign the governing slot on the Palacios Library's Annual Report. Motion carried. Vote 5 ayes 0 nays

15. Consideration and possible action to review the engineering plans for the Matagorda Post Office

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

16. Consideration and possible action to allow the Auditor's Office to transfer over the water and electric for the Old Swing Bridge Building used by Constable Ricky Bort to Matagorda County responsibility, JAC Acct #10363521MUD #811, physical address 27347 FM 457, Sargent, Texas 77457

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 Auditor's Office to transfer over the water and electric for the Old Swing Bridge Building used by Constable Ricky Bort to Matagorda County responsibility, JAC Acct #10363521MUD #811, physical address 27347 FM 457, Sargent, Texas 77457. Motion carried. Vote 5 ayes 0 nays

17. Consideration and possible action to accept the Environmental Review Record Environmental Assessment pertaining to the TxCDBG-DR Contract No. 20-065-123-C430, Matagorda Water and Flood & Drainage Improvements Project

This being the next item for business, motion was duly made by Commissioner Shimek and seconded by Commissioner Estlinbaum, with all others concurring, to accept the Environmental Review Record Environmental Assessment pertaining to the TxCDBG-DR Contract No. 20-065-123-C430, Matagorda Water and Flood & Drainage Improvements Project. Motion carried. Vote 5 ayes 0 nays

18. Consideration and possible action to approve an agreement between Matagorda County on behalf of Matagorda County Sheriff's Office and Institute for Intergovernmental Research

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 agreement between Matagorda County on behalf of Matagorda County Sheriff's Office and Institute for Intergovernmental Research. Motion carried. Vote 5 ayes 0 nays

19. Consideration and possible action to authorize the American Rescue Plan Act (ARPA) purchase of (4) 4x4 PPV Chevy Tahoes, utilizing TIPS USA #210907 Automobiles, due to no bids being received, related to the Invitation for Bids ARPA PPV Vehicles – Sheriff's Office Project, and authorize the County Judge to sign all related documents

This being the next item for business, motion was duly made by Judge Seiferman and seconded by Commissioner Frick, with all others concurring, to authorize the American Rescue Plan Act (ARPA) purchase of (4) 4x4 PPV Chevy Tahoes, utilizing TIPS USA #210907 Automobiles, due to no bids being received, related to the Invitation for Bids ARPA PPV Vehicles – Sheriff's Office Project, and authorize the County Judge to sign all related documents. Motion carried. Vote 5 ayes 0 nays

20. Consideration and possible action to accept the 2023 1st Quarter Internal Review

This being the next item for business, motion was duly made by Commissioner Shimek and seconded by Commissioner Estlinbaum, with all others concurring, to accept the 2023 1st Quarter Internal Review. Motion carried. Vote 5 ayes 0 nays

21. Consideration and possible action to approve Invoices for the following Departments: Juvenile Probation and Matagorda County Constable, Pct. 6

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 Invoices for the following Departments: Juvenile Probation and Matagorda County Constable, Pct. 6. Motion carried. Vote 5 ayes 0 nays

22. Consideration and possible action to approve Payment of Bills

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 Bills. Motion carried. Vote 5 ayes 0 nays

23. 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

24. Consideration and possible action to approve Line Item Transfers

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

25. Meet in Executive Session:

Under Section 551.076 of the Texas Government Code to deliberate the deployment or specific occasions for implementation, of security personnel or devices; or a security audit

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 9:57 a.m. by Commissioner Shimek and seconded by Commissioner Estlinbaum, with all others concurring, to meet in Executive Session:

Under Section 551.076 of the Texas Government Code to deliberate the deployment or specific occasions for implementation, of security personnel or devices; or a security audit

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

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

Under Section 551.076 of the Texas Government Code to deliberate the deployment or specific occasions for implementation, of security personnel or devices; or a security audit

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 11:25 a.m. by Commissioner Shimek and seconded by Commissioner Estlinbaum, with all others concurring, to Reconvene open session:

Under Section 551.076 of the Texas Government Code to deliberate the deployment or specific occasions for implementation, of security personnel or devices; or a security audit

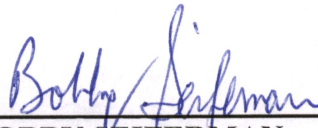
Under Section 551.074(a)(1) and (2) of the Texas Government Code to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee and to hear a complaint or charge against an officer or employee

Motion carried. Vote 5 ayes 0 nays

27. Adjournment

Motion was duly made at approximately 11:26 a.m. by Commissioner Shimek and seconded by Commissioner Estlinbaum, with all others concurring, to adjourn the meeting. Motion carried. Vote 5 ayes 0 nays

Approved in Open Court, the 8th day of May, 2023.



BOBBY SEIFERMAN
County Judge

Edward Cook

EDWARD "BUBBA" COOK
Commissioner Precinct No. One

Mike Estlinbaum

MIKE ESTLINBAUM
Commissioner Precinct No. Two

Troy Shimek

TROY SHIMEK
Commissioner Precinct No. Three

Charles "Bubba" Frick

CHARLES "BUBBA" FRICK
Commissioner Precinct No. Four

ATTEST:

Stephanie Wurtz

Stephanie Wurtz, County Clerk

