

**MINUTES**  
**MATAGORDA COUNTY COMMISSIONERS' COURT MEETING**  
**MATAGORDA COUNTY COURTHOUSE, ROOM 300**  
**1700 SEVENTH STREET, BAY CITY, TEXAS 77414**  
**9:30 A.M., MONDAY, OCTOBER 16, 2023**

**Call to Order**

This **Regular Session** of the Matagorda County Commissioners' Court was called to order at 9:32 A.M., Monday, October 16, 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, Jennifer Chau, Skipper Osborne, Ashley Brooking, Mike Reddell, Becky Cook, Janice Hawthorne, Loretta Griffin, Tressa Leadford, Meagan Ramirez, Jessica Russell, Mike Ferdinand, Krisdee Arrington, Raven White, Karla Smith, Janice Hawthorne, Becky Corenfield, Belinda Cortinas, Denise Fortenberry, Kaye Rollins, Rick DeLeon, Mike Spillers, Tim Carnell, Cameron Morgan, Matthew Warth, Alexandra Williams, Travis Moller, Wade Gougoll, Alexandria Longoria and Stephanie Wurtz.

**1. Certification of quorum**

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

**2. Pledge of Allegiance – Commissioner Estlinbaum**

**3. Texas Pledge – Commissioner Estlinbaum**

**4. Prayer – Commissioner Cook**

**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 October 9, 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 October 9, 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, no action required.

**8. Consideration and possible action to approve a credit application for CWGS Enterprises also known as Overton's in the name of Matagorda County Precinct #2 and authorize County Judge Bobby Seiferman to sign all related documents**

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 a credit application for CWGS Enterprises also known

as Overton's in the name of Matagorda County Precinct #2 and authorize County Judge Bobby Seiferman to sign all related documents. Motion carried. Vote 5 ayes 0 nays

**9. Consideration and possible action to approve a Federal Excise Tax Exemption Certificate from Sun Coast Resources, Inc. for fuel purchases for Precinct #3, covering January 1, 2024 through December 31, 2024, and authorize County Judge Bobby Seiferman to sign all related documents**

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 Federal Excise Tax Exemption Certificate from Sun Coast Resources, Inc. for fuel purchases for Precinct #3, covering January 1, 2024 through December 31, 2024, and authorize County Judge Bobby Seiferman to sign all related documents. Motion carried. Vote 5 ayes 0 nays

**10. Consideration and possible action to approve a Rental Agreement for the Tax Office with Konica**

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 Rental Agreement for the Tax Office with Konica. Motion carried. Vote 5 ayes 0 nays

**11. Consideration and possible action to approve the Post 65 Retiree 2024 Bay Bridge Administrators-Humana Group Medicare Advantage Plan Renewal, effective January 1, 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 the Post 65 Retiree 2024 Bay Bridge Administrators-Humana Group Medicare Advantage Plan Renewal, effective January 1, 2024. Motion carried. Vote 5 ayes 0 nays

**12. Consideration and possible action to approve the Jury Selection Plan for Matagorda County in accordance with Texas Government Code 62.011**

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 the Jury Selection Plan for Matagorda County in accordance with Texas Government Code 62.011. Motion carried. Vote 5 ayes 0 nays

**13. Consideration and possible action to accept the Sheriff's request to establish a supplemental pay to all staff classified as a Detention Officer to be reviewed and renewed each year in conjunction with availability of funds. The supplement is for the position and not any identified person and is not guaranteed to the Detention Officer unless such funds are available and identified specifically either through the annual County budget process or an award through SB22 or other grant. The supplement amount for each Detention Officer is \$256.50 per pay period to begin October 16, 2023 if the Court takes action to accept and establish the supplemental pay**

This being the next item for business, motion was duly made by Commissioner Shimek and seconded by Commissioner Cook, with nays from Judge Seiferman and Commissioner Frick, and all others concurring, to approve a supplemental pay to all staff classified as a Detention Officer to be reviewed and renewed each year in conjunction with availability of funds. The supplement is for the position and not any identified person and is not guaranteed to the Detention Officer unless such funds are available and identified specifically either through the annual County budget process or an award through SB22 or other grant. The supplement amount for each Detention Officer is \$256.50 per pay period to begin January 1, 2024. Motion carried. Vote 3 ayes 2 nays

**14. Consideration and possible action to ratify and adopt the Sheriffs' and Constables' fees with no changes being made for the year 2024**

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Estlinbaum, with all others concurring, to ratify and adopt the Sheriffs' and Constables' fees with no changes being made for the year 2024. Motion carried. Vote 5 ayes 0 nays

**15. Consideration and possible action to approve a Construction Services Contract Amendment between Matagorda County and K-C Lease Service, Inc. dba Matagorda Construction & Materials, related to Construction Services associated with the American Rescue Plan Act (ARPA) for the County Road Repairs – Precinct #1 Project, and authorize County Judge Bobby Seiferman to sign**

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 a Construction Services Contract Amendment between Matagorda County and K-C Lease Service, Inc. dba Matagorda Construction & Materials, related to Construction Services associated with the American Rescue Plan Act (ARPA) for the County Road Repairs – Precinct #1 Project, and authorize County Judge Bobby Seiferman to sign. Motion carried. Vote 5 ayes 0 nays

**16. Consideration and possible action to approve Invoices from the following Departments: Precinct #1, Precinct #2, District Judge, County Clerk, Sheriff's Department and JP 6**

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 Invoices from the following Departments: Precinct #1, Precinct #2, District Judge, County Clerk, Sheriff's Department and JP 6. Motion carried. Vote 5 ayes 0 nays

**17. Consideration and possible action to approve Matagorda County Treasurer's Office Monthly Investment Report for September 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 Matagorda County Treasurer's Office Monthly Investment Report for September 2023. Motion carried. Vote 5 ayes 0 nays

**18. 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 Estlinbaum, with all others concurring, to approve Payment of Bills. Motion carried. Vote 5 ayes 0 nays

**19. 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 Cook, with all others concurring, to approve Line Item Transfers. Motion carried. Vote 5 ayes 0 nays

**20. 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 Estlinbaum, with all others concurring, to approve Emergency Amendments. Motion carried. Vote 5 ayes 0 nays

21. **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 551.072 of the Texas Government Code to consult with attorney(s) representing the County in an executive session concerning Real Property**

**Under Section 551.087 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 is conducting economic development negotiations**

This being the next item for business, motion was duly made at 10:27 a.m. by Commissioner Estlinbaum and seconded by Commissioner Shimek, 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 551.072 of the Texas Government Code to consult with attorney(s) representing the County in an executive session concerning Real Property

Under Section 551.087 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 is conducting economic development negotiations

Motion carried. Vote 5 ayes 0 nays

27. **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 551.072 of the Texas Government Code to consult with attorney(s) representing the County in an executive session concerning Real Property**

**Under Section 551.087 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 is conducting economic development negotiations**

This being the next item for business, motion was duly made at 11:20 a.m. by Commissioner Shimek and seconded by Commissioner Estlinbaum, 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 551.072 of the Texas Government Code to consult with attorney(s) representing the County in an executive session concerning Real Property


Under Section 551.087 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 is conducting economic development negotiations

Motion was duly made by Commissioner Estlinbaum and seconded by Commissioner Shimek, with all others concurring, to retain Cullen, Carsner, Seerden & Cullen, LLP, professional legal services, to represent the County and allow Judge Bobby Seiferman to sign. Motion carried. Vote 5 ayes 0 nays

**29. Adjournment**

Motion was duly made at approximately 11:22 a.m. by Commissioner Estlinbaum and seconded by Commissioner Cook, with all others concurring, to adjourn the meeting. Motion carried. Vote 5 ayes 0 nays

**Approved in Open Court, the 23<sup>rd</sup> day of October, 2023.**



**BOBBY SEIFERMAN**

County Judge



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



**MIKE ESTLINBAUM**  
Commissioner Precinct No. Two

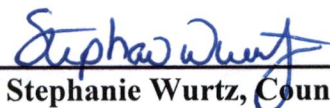


**TROY SHIMEK**  
Commissioner Precinct No. Three



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

ATTEST:

  
Stephanie Wurtz, County Clerk

