

**MINUTES**  
**MATAGORDA COUNTY COMMISSIONERS' COURT MEETING**  
**MATAGORDA COUNTY COURTHOUSE, ROOM 300**  
**1700 SEVENTH STREET, BAY CITY, TEXAS 77414**  
**9:30 A.M., MONDAY, SEPTEMBER 19, 2022**

**Call to Order**

This **Regular Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday, September 19, 2022, in the Matagorda County Commissioner's Courtroom, located on the Third Floor, 1700 Seventh Street, Room 300, Bay City, Texas, with Judge Pro-Tem Cook presiding.

Others present were as follows: Kristen Kubecka, Jennifer Chau, Chris Peikert, Doug Matthes, Mike Reddell, Tressa Leadford, Loretta Griffin, Becky Cook, Meagan Ramirez, Matt Glaze, Mike Estlinbaum, Bobby Seiferman, Dianne Gertson, Donnie Montemayor, Mitch Abshier, Denise Grisham, Nicole Pilson, Greg Baker, Mike Spiller, Crystal Morones and Stephanie Wurtz.

**1. Certification of quorum**

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

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

**3. Texas Pledge – Commissioner Pollard**

**4. Prayer – Commissioner Shimek**

**5. 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.

**6. Consideration and possible action to authorize Judge Nate McDonald and the Commissioner's Court to extend the Declaration of Disaster for Matagorda County due to Border Security**

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 Judge Nate McDonald and the Commissioner's Court to extend the Declaration of Disaster for Matagorda County due to Border Security. Motion carried. Vote 4 ayes 0 nays

**7. Consideration and possible action to approve a Resolution authorizing the hiring of Dianne Gertson as the Matagorda County Extension Agent- Family & Community Health, at a salary of \$75,000, and authorize the County Judge to sign. Matagorda County will fund 32.93% (\$24,703.77)**

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 authorizing the hiring of Dianne Gertson as the Matagorda County Extension Agent- Family & Community Health, at a salary of \$75,000, and authorize the County Judge to sign. Matagorda County will fund 32.93% (\$24,703.77). Motion carried. Vote 4 ayes 0 nays

**8. Consideration and possible action to approve a Resolution and Financing Agreement with Government Capital Corporation pending the County Attorney's review and approval, and authorize the**

**County Judge to sign all associated documents regarding computer servers and equipment listed in Contract #10069**

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 Resolution and Financing Agreement with Government Capital Corporation pending the County Attorney's review and approval, and authorize the County Judge to sign all associated documents regarding computer servers and equipment listed in Contract #10069. Motion carried. Vote 4 ayes 0 nays

**9. Consideration and possible action to approve the Contract between Matagorda County and Supak Construction, Inc., pertaining to the Markham Sanitary Sewer Improvements GLO CDBG-DR Contract No. 20-065-123-C430**

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 Contract between Matagorda County and Supak Construction, Inc., pertaining to the Markham Sanitary Sewer Improvements GLO CDBG-DR Contract No. 20-065-123-C430. Motion carried. Vote 4 ayes 0 nays

**10. Consideration and possible action to approve and accept a Contract between Matagorda County and Houston Galveston Area Council and authorize Judge McDonald to sign**

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Pollard, with all others concurring, to approve and accept a Contract between Matagorda County and Houston Galveston Area Council and authorize Judge McDonald to sign. Motion carried. Vote 4 ayes 0 nays

**11. Consideration and possible action to approve an Intergovernmental Agreement between Matagorda County and Calhoun County regarding Housing of Matagorda County Inmates in the Calhoun County Jail**

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 an Intergovernmental Agreement between Matagorda County and Calhoun County regarding Housing of Matagorda County Inmates in the Calhoun County Jail. Motion carried. Vote 4 ayes 0 nays

**12. Consideration and possible action to approve an Easement Abandonment Application for a portion of Third St., between Avenue H and Avenue E, of the Wadsworth Townsite submitted by Vivian Abshier**

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Frick, with all others concurring, to approve an Easement Abandonment Application for a portion of Third St., between Avenue H and Avenue E, of the Wadsworth Townsite submitted by Vivian Abshier. Motion carried. Vote 4 ayes 0 nays

**13. Consideration and possible action to authorize Judge McDonald to execute the attached closing documents from Bay City Abstract & Title Company for the donation of Real Property known as "Dog Island" pursuant to a Partnership Agreement with Matagorda Bay Foundation, Inc. Agreed and ordered by this court on September 28, 2022, and more particularly described in the enclosed executable document:**

- 1. U.S. Department of Housing and Urban Development Settlement Statement;**
- 2. Special Warranty Deed;**
- 3. Escrow Agreement;**
- 4. Waiver of Inspection;**
- 5. Tax Information and Disclosure;**
- 6. Acknowledgment and Agreement Delayed Funding; and**
- 7. Waiver of Settlement Agent Responsibility**

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 Judge McDonald to execute the attached closing documents from Bay City Abstract & Title Company for the donation of Real Property known as "Dog Island" pursuant to a Partnership Agreement with Matagorda Bay Foundation, Inc. Agreed and ordered by this court on September 28, 2022, and more particularly described in the enclosed executable document:

1. U.S. Department of Housing and Urban Development Settlement Statement;
2. Special Warranty Deed;
3. Escrow Agreement;
4. Waiver of Inspection;
5. Tax Information and Disclosure;
6. Acknowledgment and Agreement Delayed Funding; and
7. Waiver of Settlement Agent Responsibility

Motion carried. Vote 4 ayes 0 nays

**14. Consideration and possible action to approve the Sheriff's and Constable's Fees for 2023 with no changes being made**

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 Sheriff's and Constable's Fees for 2023 with no changes being made. Motion carried. Vote 4 ayes 0 nays

**15. Consideration and possible action to approve Invoices from the following Departments: Precinct #2 and Precinct #4**

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Pollard, with all others concurring, to approve Invoices from the following Departments: Precinct #2 and Precinct #4. Motion carried. Vote 4 ayes 0 nays

**16. 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 4 ayes 0 nays

**17. 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

**18. Meet in Executive Session:**

**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 9:56 a.m. by Commissioner Frick and seconded by Commissioner Shimek, with all others concurring, to meet in Executive Session:

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

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

**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 10:33 a.m. by Commissioner Shimek and seconded by Commissioner Pollard, with all others concurring, to Reconvene open session:

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

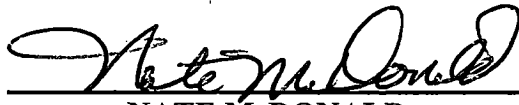
**20. Public Comments**


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

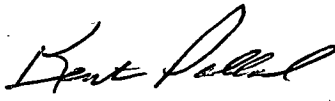
**21. Adjournment**

Motion was duly made at approximately 10:36 a.m. by Commissioner Shimek and seconded by Commissioner Frick, with all others concurring, to adjourn the meeting. Motion carried. Vote 4 ayes 0 nays


**Approved in Open Court, the 26<sup>th</sup> day of September, 2022.**

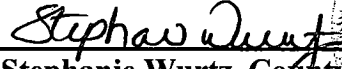
  
NATE McDONALD  
County Judge

  
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

