

**MINUTES**  
**MATAGORDA COUNTY COMMISSIONERS' COURT MEETING**  
**MATAGORDA COUNTY COURTHOUSE, ROOM 300**  
**1700 SEVENTH STREET, BAY CITY, TEXAS 77414**  
**9:30 A.M., MONDAY, OCTOBER 26, 2020**

**Call to Order**

This **Regular Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday, October 26, 2020, 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: Denise Fortenberry, Kristen Kubecka, Amanda Campos, Bubba Cook, Skipper Osborne, Mike Ferdinand, Loretta Griffin, Jessica Shepherd, Kala T., Julie Gonzales, Dianna Z., Kristie Pustejovsky, Jack Matthews, Bobby Seiferman, Crystal Morones and Stephanie Wurtz.

**1. Certification of quorum**

County Judge McDonald certified a quorum in attendance with Commissioner Frick, Commissioner Gibson and Commissioner Pollard. Commissioner Graham was absent.

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

**3. Texas Pledge – Commissioner Frick**

**4. Prayer – Commissioner Pollard**

**5. Consideration and possible action regarding approving Commissioner's Court Minutes for October 19, 2020**

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Gibson, with all others concurring, to approve the Commissioner's Court Minutes for October 19, 2020. 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 an extension of the Matagorda County Declaration of Disaster for COVID-19 beginning on October 26, 2020, and ending on November 30, 2020, and allow the County Judge, Nate McDonald to sign**

This being the next item for business, motion was duly made by Judge McDonald and seconded by Commissioner Frick, with all others concurring, to approve an extension of the Matagorda County Declaration of Disaster for COVID-19 beginning on October 26, 2020, and ending on November 30, 2020, and allow the County Judge, Nate McDonald to sign. Motion carried. Vote 4 ayes 0 nays

**8. Consideration and possible action to approve the hiring of Marquis Alexander as a Light Equipment Operator, Precinct #2, at the rate of \$12.50 per hour due to his experience, effective as of October 19, 2020**

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Gibson, with all others concurring, to approve the hiring of Marquis Alexander as a Light Equipment Operator, Precinct #2, at the rate of \$12.50 per hour due to his experience, effective as of October 19, 2020. Motion carried. Vote 4 ayes 0 nays

**9. Consideration and possible action to approve the Resolution regarding the 2021 Indigent Defense Grant Program and application, designating County Judge, Nate McDonald as the Authorized Official, 2021 13<sup>th</sup> District Judge, Denise Fortenberry as the Program Director and contact person, 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 Gibson, with all others concurring, to approve the Resolution regarding the 2021 Indigent Defense Grant Program and application, designating County Judge, Nate McDonald as the Authorized Official, 2021 13th District Judge, Denise Fortenberry as the Program Director and contact person, and County Auditor, Kristen Kubecka as the Financial Officer for this grant. Motion carried. Vote 4 ayes 0 nays

**10. Consideration and possible action to designate Matagorda County's representatives to the Houston-Galveston Area Council, naming Judge McDonald as Representative to General Assembly and Delegate to Board of Directors, Commissioner Kent Pollard as Representative to General Assembly and Alternate to Board of Directors**

This being the next item for business, motion was duly made by Judge McDonald and seconded by Commissioner Pollard, with all others concurring, to designate Matagorda County's representatives to the Houston-Galveston Area Council, naming Judge McDonald as Representative to General Assembly and Delegate to Board of Directors, Commissioner Kent Pollard as Representative to General Assembly and Alternate to Board of Directors. Motion carried. Vote 4 ayes 0 nays

**11. Consideration and possible action to approve a Resolution certifying that the County has made a grant to Friends of Elder Citizens, Inc., an organization that provides home-delivered meals to homebound persons in the County who are elderly and/or have a disability, in order for them to receive a grant from the Texas Department of Agriculture**

This being the next item for business, motion was duly made by Judge McDonald and seconded by Commissioner Gibson, with all others concurring, to approve a Resolution certifying that the County has made a grant to Friends of Elder Citizens, Inc., an organization that provides home-delivered meals to homebound persons in the County who are elderly and/or have a disability, in order for them to receive a grant from the Texas Department of Agriculture. Motion carried. Vote 4 ayes 0 nays

**12. Consideration and possible action to accept the Internal Review Reports for the 3<sup>rd</sup> Quarter 2020**

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Gibson, with all others concurring, to accept the Internal Review Reports for the 3rd Quarter 2020. Motion carried. Vote 4 ayes 0 nays

**13. 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 Gibson, with all others concurring, to approve Line Item Transfers. Motion carried. Vote 4 ayes 0 nays

**14. 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 Gibson, with all others concurring, to approve Payment of Bills. Motion carried. Vote 4 ayes 0 nays

**15. 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 Gibson, with all others concurring, to approve Emergency Amendments. Motion carried. Vote 4 ayes 0 nays

**16. 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 551.086 of the Texas Government Code to discuss or deliberate regarding commercial or financial information 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 9:48 a.m. by Commissioner Frick and seconded by Commissioner Gibson, 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 551.086 of the Texas Government Code to discuss or deliberate regarding commercial or financial information 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 4 ayes 0 nays

**17. 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 551.086 of the Texas Government Code to discuss or deliberate regarding commercial or financial information 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 10:31 a.m. by Commissioner Pollard and

seconded by Commissioner Gibson, 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 551.086 of the Texas Government Code to discuss or deliberate regarding commercial or financial information 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 Judge McDonald, and seconded by Commissioner Pollard, with all others concurring, to approve a letter to Stealth Marine, LLC confirming the EB5 qualification for TDA designation of site location and allow the County Judge to sign. Motion carried. Vote 4 ayes 0 nays

Motion was duly made by Judge McDonald to approve and enter a settlement agreement regarding fence repair in Matagorda County. Motion carried. Vote 4 ayes 0 nays

**18. Public Comments**


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

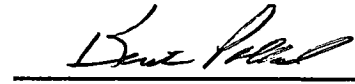
**19. Adjournment**


Motion was duly made at approximately 10:34 a.m. by Commissioner Frick and seconded by Commissioner Gibson, with all others concurring, to adjourn the meeting. Motion carried. Vote 4 ayes 0 nays

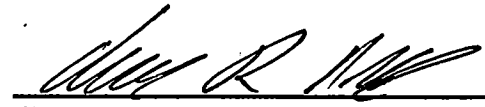
Approved in Open Court, the 2nd day of November, 2020.

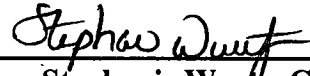
  
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**NATE McDONALD**  
County Judge

  
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**GARY GRAHAM**  
Commissioner Precinct No. One

  
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**KENT POLLARD**  
Commissioner Precinct No. Two  
Judge Pro Tem

  
\_\_\_\_\_  
**JAMES GIBSON**  
Commissioner Precinct No. Three

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

ATTEST:   
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**Stephanie Wurtz, County Clerk**

