

MINUTES
MATAGORDA COUNTY COMMISSIONERS' COURT MEETING
MATAGORDA COUNTY COURTHOUSE, ROOM 300
1700 SEVENTH STREET, BAY CITY, TEXAS 77414
9:30 A.M., MONDAY, JANUARY 22, 2024

Call to Order

This **Regular Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday, January 22, 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, Ashley Brooking, Amanda Campos, Mike Reddell, Doug Matthes, Doug Schoppe, Skipper Osborne, Meagan Ramirez, Loretta Griffin, Tressa Leadford, Chris Peikert, Michael Ferdinand, Rick DeLeon, Darren Hornstein, Carol Sue Gibbs, DC Dunham, Twyla G., Linda Cartwright, Renee Huff, Kent Pollard, Mike Spillers, Erik Frankson, Vic Everett, 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 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 December 18, 2023 and January 8, 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 approve Commissioner's Court Minutes for December 18, 2023 and January 8, 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 one contract for the use of Matagorda County Fairgrounds facilities. Motion carried. Vote 5 ayes 0 nays

8. Consideration and possible action to accept the Matagorda County Historical Commission's Annual Report presented by Carol Sue Gibbs

This being the next item for business, motion was duly made by Commissioner Estlinbaum and seconded by Commissioner Shimek, with all others concurring, to accept the Matagorda County Historical Commission's Annual Report presented by Carol Sue Gibbs. Motion carried. Vote 5 ayes 0 nays

9. Consideration and possible action to accept the Matagorda County Constable Precinct #6 Annual Racial Profiling Report which satisfies the statutory data audit requirements as prescribed in Article 2.133c, Code of Criminal Procedure

This being the next item for business, motion was duly made by Commissioner Estlinbaum and seconded by Commissioner Shimek, with all others concurring, to accept the Matagorda County Constable Precinct #6 Annual Racial Profiling Report which satisfies the statutory data audit requirements as prescribed in Article 2.133c, Code of Criminal Procedure. Motion carried. Vote 5 ayes 0 nays

10. Consideration and possible action to approve the purchase of an HP printer in the amount of \$450.00 for Justice of the Peace #3, to be paid out of the Justice of the Peace Tech fund 19-53300-460

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 the purchase of an HP printer in the amount of \$450.00 for Justice of the Peace #3, to be paid out of the Justice of the Peace Tech fund 19-53300-460. Motion carried. Vote 5 ayes 0 nays

11. Consideration and possible action to approve an Image/Service Agreement and Supplementary Schedule for Master Lease between Matagorda County and Function4 for a Konica Minolta 450i copier for the District Clerk's Office, in the amount of \$195.69 per month for 60 months and authorize County Judge Bobby Seiferman to sign. This will take the place of a previously approved Agreement on December 18, 2023

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 an Image/Service Agreement and Supplementary Schedule for Master Lease between Matagorda County and Function4 for a Konica Minolta 450i copier for the District Clerk's Office, in the amount of \$195.69 per month for 60 months and authorize County Judge Bobby Seiferman to sign. This will take the place of a previously approved Agreement on December 18, 2023. Motion carried. Vote 5 ayes 0 nays

12. Consideration and possible action to approve a resolution regarding participation of Matagorda County in City of Palacios Tax Increment Financing Reinvestment Zone Number One

This being the next item for business, motion was duly made by Commissioner Cook and seconded by Commissioner Estlinbaum, with all others concurring, to approve a resolution regarding participation of Matagorda County in City of Palacios Tax Increment Financing Reinvestment Zone Number One. Motion carried. Vote 5 ayes 0 nays

13. Consideration and possible action to approve an Agreement to participate in Tax Increment Reinvestment Zone Number One, City of Palacios, 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 an Agreement to participate in Tax Increment Reinvestment Zone Number One, City of Palacios, Texas. Motion carried. Vote 5 ayes 0 nays

14. Consideration and possible action to discuss TIRZ Board Appointments

This being the next item for business, motion was duly made by Commissioner Shimek and seconded by Commissioner Cook, with all others concurring, to table the discussion of TIRZ Board Appointments. Motion carried. Vote 5 ayes 0 nays

15. Consideration and possible action to appoint two members of Commissioners Court to serve as Board members to Palacios TIRZ No. 1

This being the next item for business, motion was duly made by Commissioner Shimek and seconded by Commissioner Cook, with all others concurring, to table the appointment of two Board members to Palacios TIRZ No. 1. Motion carried. Vote 5 ayes 0 nays

16. Consideration and possible action to approve a Declaration of Disaster for Border Crimes beginning January 22, 2024 and ending February 26, 2024 and allow County Judge Bobby Seiferman and Commissioners to sign

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 Declaration of Disaster for Border Crimes beginning January 22, 2024 and ending February 26, 2024 and allow County Judge Bobby Seiferman and Commissioners to sign. Motion carried. Vote 5 ayes 0 nays

17. Consideration and possible action to accept an Application for Modification to a Public Right-of-Way for Robert McEntire and Lisa Harvey Moore to abandon James McFarland Survey A-358 between FM 2853 and the Tres Palacios River south of FM 521

This being the next item for business, motion was duly made by Commissioner Shimek and seconded by Commissioner Cook, with all others concurring, to table accepting an Application for Modification to a Public Right-of-Way for Robert McEntire and Lisa Harvey Moore to abandon James McFarland Survey A-358 between FM 2853 and the Tres Palacios River south of FM 521. Motion carried. Vote 5 ayes 0 nays

18. Consideration and possible action to accept the 2023 Matagorda County Offsite Emergency Response Program Review as prepared by the STP Nuclear Operating Company and allow County Judge Bobby Seiferman to sign

This being the next item for business, motion was duly made by Judge Seiferman and seconded by Commissioner Frick, with all others concurring, to accept the 2023 Matagorda County Offsite Emergency Response Program Review as prepared by the STP Nuclear Operating Company and allow County Judge Bobby Seiferman to sign. Motion carried. Vote 5 ayes 0 nays

19. Consideration and possible action to accept an Interlocal Agreement FY 2024 between Matagorda County and City of Bay City regarding the Bay City Public Library and allow County Judge Bobby Seiferman to sign

This being the next item for business, motion was duly made by Commissioner Estlinbaum and seconded by Commissioner Cook, with all others concurring, to accept an Interlocal Agreement FY 2024 between Matagorda County and City of Bay City regarding the Bay City Public Library and allow County Judge Bobby Seiferman to sign. Motion carried. Vote 5 ayes 0 nays

20. Consideration and possible action to authorize the submission of a Grant Proposal to the Ed Rachel Foundation Grant Program and authorize the County Judge Bobby Seiferman to sign all related documents

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Shimek, with all others concurring, to authorize the submission of a Grant Proposal to the Ed Rachel Foundation Grant Program and authorize the County Judge Bobby Seiferman to sign all related documents. Motion carried. Vote 5 ayes 0 nays

21. Consideration and possible action to accept Grant Funding for the Matagorda Beach Public Access Improvements Project, funded by the Matagorda Bay Mitigation Trust

This being the next item for business, motion was duly made by Commissioner Estlinbaum and seconded by Commissioner Shimek, with all others concurring, to accept Grant Funding for the Matagorda Beach Public Access Improvements Project, funded by the Matagorda Bay Mitigation Trust. Motion carried. Vote 5 ayes 0 nays

22. Consideration and possible action to approve a Resolution authorizing the submission of Grant Application #4975601, Law Enforcement Shield Protection, applying to the Office of the Governor, Criminal Justice Division and authorize the County Judge Bobby Seiferman to accept or decline any award

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 Resolution authorizing the submission of Grant Application #4975601, Law Enforcement Shield Protection, applying to the Office of the Governor, Criminal Justice Division and authorize the County Judge Bobby Seiferman to accept or decline any award. Motion carried. Vote 5 ayes 0 nays

23. Consideration and possible action to approve a Professional Services Agreement between Matagorda County and Terracon Consultants, Inc. and authorize County Judge Bobby Seiferman to sign all related documents

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 a Professional Services Agreement between Matagorda County and Terracon Consultants, Inc. and authorize County Judge Bobby Seiferman to sign all related documents. Motion carried. Vote 5 ayes 0 nays

24. Consideration and possible action to approve Invoices from the following Departments: Precinct #1, Precinct #2, Precinct #3, County Tax Office, County Fairgrounds, JP #2, Juvenile Probation and County Extension Office

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 from the following Departments: Precinct #1, Precinct #2, Precinct #3, County Tax Office, County Fairgrounds, JP #2, Juvenile Probation and County Extension Office. Motion carried. Vote 5 ayes 0 nays

25. Consideration and possible action to approve the Matagorda County Treasurer's Office Monthly Report for December 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 the Matagorda County Treasurer's Office Monthly Report for December 2023. Motion carried. Vote 5 ayes 0 nays

26. Consideration and possible action to approve Annual, Quarterly and Monthly 2024 automatic payments

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 Annual, Quarterly and Monthly 2024 automatic payments. Motion carried. Vote 5 ayes 0 nays

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

28. **Consideration and possible action to approve Line Item Transfers**

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 Line Item Transfers. Motion carried. Vote 5 ayes 0 nays

29. **Consideration and possible action to ratify the Payment of Demands dated 01/12/2024**

This being the next item for business, motion was duly made by Commissioner Estlinbaum and seconded by Commissioner Shimek, with all others concurring, to ratify the Payment of Demands dated 01/12/2024. Motion carried. Vote 5 ayes 0 nays

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

31. **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 551.074(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

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 551.087 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 10:24 a.m. by Commissioner Shimek and seconded by Commissioner Cook, 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 551.074(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

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 551.087 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

32. 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 551.074(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

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 551.087 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 11:34 a.m. by Commissioner Cook and seconded by Commissioner Shimek, 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 551.074(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

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 551.087 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

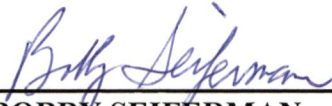
Motion was duly made by Commissioner Shimek and seconded by Commissioner Frick, with all others concurring, to approve a Reimbursement Agreement with Employee ID #2860 and allow County Judge Bobby Seiferman to sign. Motion carried. Vote 5 ayes 0 nays

Motion was duly made by Commissioner Estlinbaum and seconded by Commissioner Cook, with all others concurring, to enter into a Service Agreement with CSRS for Professional Services and allow County Judge Bobby Seiferman to sign. Motion carried. Vote 5 ayes 0 nays

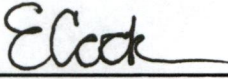
33. **Adjournment**

Motion was duly made at approximately 11:38 a.m. by Commissioner Cook and seconded by Commissioner Frick, with all others concurring, to adjourn the meeting. Motion carried. Vote 5 ayes 0 nays


Approved in Open Court, the 29th day of January, 2024.




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

*By: Massie Perez,
chief Deputy*

