

MINUTES
MATAGORDA COUNTY COMMISSIONERS' COURT MEETING
MATAGORDA COUNTY COURTHOUSE, ROOM 300
1700 SEVENTH STREET, BAY CITY, TEXAS 77414
9:30 A.M., MONDAY, FEBRUARY 14, 2022

Call to Order

This **Regular Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday, February 14, 2022, 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: Kristen Kubecka, Jennifer Chau, Becky Cook, Skipper Osborne, Mike Reddell, Doug Matthes, Mitch Thames, Shawna Burkhart, Lori Murphree, Tressa Leadford, D.C. Dunham, Janice Hawthorne, Becky Corenfield, Belinda Cortinas, Stuart Lynn, Crystal Morones and Stephanie Wurtz.

1. Certification of quorum

County Judge McDonald certified a quorum in attendance with Commissioner Cook, Commissioner Pollard, Commissioner Shimek and Commissioner Frick.

2. Pledge of Allegiance – Commissioner Frick

3. Texas Pledge – Commissioner Frick

4. Prayer – Commissioner Shimek

5. Consideration and possible action regarding approving Commissioner's Court Minutes for February 7, 2022

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 Commissioner's Court Minutes for February 7, 2022. Motion carried. Vote 5 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 a Re-Plat of Lot 75, Colorado River Estates, Section 1, Matagorda County, Texas

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Frick, with all others concurring, to table approving a Re-Plat of Lot 75, Colorado River Estates, Section 1, Matagorda County, Texas. Motion carried. Vote 5 ayes 0 nays

8. Consideration and possible action to approve a Subdivision of 25.05 Acres being all of 24.9965 Acres in General Warranty Deed Recorded in File No. 2021-7817 of M.C.O.R. James Sheppard Survey, Abstract No. 384, Matagorda County, Texas

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 Subdivision of 25.05 Acres being all of 24.9965 Acres

in General Warranty Deed Recorded in File No. 2021-7817 of M.C.O.R. James Sheppard Survey, Abstract No. 384, Matagorda County, Texas. Motion carried. Vote 5 ayes 0 nays

9. Consideration and possible action to approve a Subdivision of 12.50 Acres being all of 8.45 Acres in Tract One and all of 2.93 Acres in Tract Two of Warranty Deed with Vendor's Lien Recorded in File No. 2021-8587 of the M.C.O.R. and a part of 2.46 Acre platted road that was abandoned in the Commissioner's Court of Matagorda County, Texas on January 10, 2022, Amos Rawls League, Abstract No. 81 of Matagorda County, Texas

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 Subdivision of 12.50 Acres being all of 8.45 Acres in Tract One and all of 2.93 Acres in Tract Two of Warranty Deed with Vendor's Lien Recorded in File No. 2021-8587 of the M.C.O.R. and a part of 2.46 Acre platted road that was abandoned in the Commissioner's Court of Matagorda County, Texas on January 10, 2022, Amos Rawls League, Abstract No. 81 of Matagorda County, Texas. Motion carried. Vote 5 ayes 0 nays

10. Consideration and possible action to approve the new Subdivision in Precinct #4 and the naming of the roads within

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 new Subdivision in Precinct #4 and the naming of the roads within. Motion carried. Vote 5 ayes 0 nays

11. Consideration and possible action to approve a Resolution authorizing the submission of Grant Application Number 2992908 Local Border Security Project Grant, applying to the Office of the Governor, Homeland Security

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 Resolution authorizing the submission of Grant Application Number 2992908 Local Border Security Project Grant, applying to the Office of the Governor, Homeland Security. Motion carried. Vote 5 ayes 0 nays

12. Consideration and possible action to approve the Online Pharmacy Billing Services Agreement between Matagorda County and HEB Pharmacy, providing pharmaceutical services to inmates at the Matagorda County Jail and authorize Judge Nate McDonald to sign

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 the Online Pharmacy Billing Services Agreement between Matagorda County and HEB Pharmacy, providing pharmaceutical services to inmates at the Matagorda County Jail and authorize Judge Nate McDonald to sign. Motion carried. Vote 5 ayes 0 nays

13. Consideration and possible action to approve the Racial Profiling report for 2021 from Matagorda County Sheriff's Office

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 Racial Profiling report for 2021 from Matagorda County Sheriff's Office. Motion carried. Vote 5 ayes 0 nays

14. Consideration and possible action to ratify Change Order No. 1, pertaining to the TxCDBG Contract No. 7219261

This being the next item for business, motion was duly made by Judge McDonald and seconded by Commissioner Shimek, with all others concurring, to ratify Change Order No. 1, pertaining to the TxCDBG

Contract No. 7219261. Motion carried. Vote 5 ayes 0 nays

15. Consideration and possible action to accept the County Attorney's request to vacate position 1009 in the County Attorney's Office until further order of the court and redistribute the funds allocated to position 1009 equally between positions 1007 and 1005

This being the next item for business, motion was duly made by Judge McDonald and seconded by Commissioner Cook, with all others concurring, to table accepting the County Attorney's request to vacate position 1009 in the County Attorney's Office until further order of the court and redistribute the funds allocated to position 1009 equally between positions 1007 and 1005. Motion carried. Vote 5 ayes 0 nays

16. Consideration and possible action to authorize County Attorney, Jennifer Kim Chau, to hire Melanie Nunley for position 1007 at \$22.00 per hour due to her prior County experience within the County Attorney's Office

This being the next item for business, motion was duly made by Judge McDonald and seconded by Commissioner Frick, with all others concurring, to table authorizing the County Attorney, Jennifer Kim Chau, to hire Melanie Nunley for position 1007 at \$22.00 per hour due to her prior County experience within the County Attorney's Office. Motion carried. Vote 5 ayes 0 nays

17. Consideration and possible action to accept the County Attorney's request to redistribute her 2021 state supplemental to her staff as yearly supplement to be reviewed and renewed each year in conjunction with receiving state supplemental funds

This being the next item for business, motion was duly made by Judge McDonald and seconded by Commissioner Cook, with all others concurring, to table accepting the County Attorney's request to redistribute her 2021 state supplemental to her staff as yearly supplement to be reviewed and renewed each year in conjunction with receiving state supplemental funds. Motion carried. Vote 5 ayes 0 nays

18. Consideration and possible action to allow Justice of the Peace #4 to purchase a Switch for the Security Wave System, totaling \$120.00, to be purchased out of 19-53300-460 Justice of the Peace Technology Fund

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 Justice of the Peace #4 to purchase a Switch for the Security Wave System, totaling \$120.00, to be purchased out of 19-53300-460 Justice of the Peace Technology Fund. Motion carried. Vote 5 ayes 0 nays

19. Consideration and possible action to declare the attached inventory as salvage and donate to the Van Vleck Community Development Corporation charitable organization, as allowable per LGC 263.152 (4)(A-C)

This being the next item for business, motion was duly made by Frick and seconded by Commissioner Shimek, with all others concurring, to declare the attached inventory as salvage and donate to the Van Vleck Community Development Corporation charitable organization, as allowable per LGC 263.152 (4)(A-C). Motion carried. Vote 5 ayes 0 nays

20. Consideration and possible action to approve Invoices from the following Departments: County Attorney, County Clerk, Precinct #2, Precinct #3, Precinct #4, County Tax Assessor and County Extension Office

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 Invoices from the following Departments: County Attorney, County Clerk, Precinct #2, Precinct #3, Precinct #4, County Tax Assessor and County

Extension Office. Motion carried. Vote 5 ayes 0 nays

21. Consideration and possible action to approve Matagorda County Treasurer's Office Monthly Investment Report for December 2021

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 Matagorda County Treasurer's Office Monthly Investment Report for December 2021. Motion carried. Vote 5 ayes 0 nays

22. 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 Shimek, with all others concurring, to approve Line Item Transfers. Motion carried. Vote 5 ayes 0 nays

23. Consideration and possible action to approve Payment of Demand Checks

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 Demand Checks. Motion carried. Vote 5 ayes 0 nays

24. 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

25. Meet in Executive Session:

Under Section 551.071(2) of the Texas Government Code to consult with attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter

Under Section 551.086 of the Texas Government Code to consider and take action 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 10:17 a.m. by Commissioner Shimek and seconded by Commissioner Frick, with all others concurring, to meet in Executive Session:

Under Section 551.071(2) of the Texas Government Code to consult with attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter

Under Section 551.086 of the Texas Government Code to consider and take action 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

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

Under Section 551.071(2) of the Texas Government Code to consult with attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter

Under Section 551.086 of the Texas Government Code to consider and take action 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 11:44 a.m. by Commissioner Frick and seconded by Commissioner Shimek, with all others concurring, to Reconvene open session:

Under Section 551.071(2) of the Texas Government Code to consult with attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter

Under Section 551.086 of the Texas Government Code to consider and take action 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

26a. Consideration and possible action to authorize Commissioner Kent Pollard to hire Terry Williams as a Heavy Equipment Operator with an hourly rate of \$15.00 due to his previous experience

This being the next item for business, motion was duly made by Commissioner Shimek and seconded by Commissioner Pollard, with all others concurring, to authorize Commissioner Kent Pollard to hire Terry Williams as a Heavy Equipment Operator with an hourly rate of \$15.00 due to his previous experience. Motion carried. Vote 5 ayes 0 nays

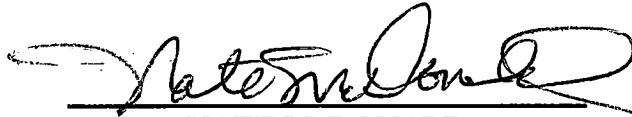
27. Public Comments

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

28. Adjournment

Motion was duly made at approximately 11:45 a.m. by Commissioner Frick and seconded by Commissioner Shimek, with all others concurring, to adjourn the meeting. Motion carried. Vote 5 ayes 0 nays

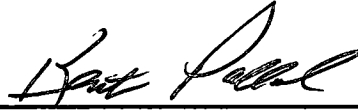
Approved in Open Court, the 28th day of February, 2022.



NATE McDONALD
County Judge



EDWARD "BUBBA" COOK
Commissioner Precinct No. One



KENT POLLARD
Commissioner Precinct No. Two

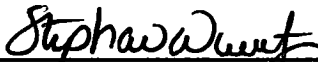


TROY SHIMEK
Commissioner Precinct No. Three



CHARLES "BUBBA" FRICK
Commissioner Precinct No. Four

ATTEST:



Stephanie Wurtz, County Clerk

