Call to Order

This Regular Session of the Matagorda County Commissioners’ Court was called to order at 9:30 A.M., Monday, November 8, 2021, 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: Jennifer Chau, Kristen Kubecka, Amanda Campos, Lisa Krobot, Mike Reddell, Ernest Lawson, Tressa Leadford, Skipper Osborne, Bobby Seiferman, Viviana Vega, Anthony Maenza, Crystal Morones and Stephanie Wurtz.

1. Certification of quorum
   County Judge McDonald certified a quorum in attendance with Commissioner Frick and Commissioner Pollard. Commissioner Shimek and Commissioner Cook were absent.

2. Pledge of Allegiance – Commissioner Pollard

3. Texas Pledge – Commissioner Pollard

4. Prayer – Commissioner Frick

5. Consideration and possible action regarding approving Commissioner’s Court Minutes for November 1, 2021
   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 Commissioner’s Court Minutes for November 1, 2021. Motion carried. Vote 3 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 November 9, 2021 and ending on December 13, 2021
   This being the next item for business, motion was duly made by Judge McDonald and seconded by Commissioner Pollard, with all others concurring, to approve an extension of the Matagorda County Declaration of Disaster for COVID-19, beginning on November 9, 2021 and ending on December 13, 2021. Motion carried. Vote 3 ayes 0 nays

8. Consideration and possible action to approve an extension of the Matagorda County Declaration of Disaster for Hurricane Nicholas, beginning on November 9, 2021 and ending on December 13, 2021
   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 Hurricane Nicholas, beginning on November 9, 2021 and ending on December 13, 2021. Motion carried. Vote 3 ayes 0 nays

9. Consideration and possible action to ratify a Resolution authorizing the submission of Grant Application number 4388901 License Plate Reader, applying to the Office of the Governor, Criminal Justice Division and authorizing the County Judge to accept or decline any award

   This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Frick, with all others concurring, to ratify a Resolution authorizing the submission of Grant Application number 4388901 License Plate Reader, applying to the Office of the Governor, Criminal Justice Division and authorizing the County Judge to accept or decline any award. Motion carried. Vote 3 ayes 0 nays

10. Consideration and possible action to Canvass the November 2, 2021 Constitutional Amendment Election and Port of Bay City Authority Commissioners Election

   This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Pollard, with all others concurring, to Canvass the November 2, 2021 Constitutional Amendment Election and Port of Bay City Authority Commissioners Election. Motion carried. Vote 3 ayes 0 nays

11. Consideration and possible action to approve the Annual Service Award Banquet to be held at the Knights of Columbus Hall on Saturday, December 11, 2021. To be paid from 010-53300-496 and authorize the County Judge to initial and 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 the Annual Service Award Banquet to be held at the Knights of Columbus Hall on Saturday, December 11, 2021. To be paid from 010-53300-496 and authorize the County Judge to initial and sign. Motion carried. Vote 3 ayes 0 nays

12. Consideration and possible action to approve the renewal of the Memorandum of Agreement between Matagorda County and the Federal Emergency Management Agency Integrated Public Alert and Warning System (IPAWS) Program Management Office regarding the use of Matagorda County Inoperable Systems and IPAWS Open Platform for Emergency Networks

   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 the renewal of the Memorandum of Agreement between Matagorda County and the Federal Emergency Management Agency Integrated Public Alert and Warning System (IPAWS) Program Management Office regarding the use of Matagorda County Inoperable Systems and IPAWS Open Platform for Emergency Networks. Motion carried. Vote 3 ayes 0 nays

13. Consideration and possible action to approve the Hyper-Reach Services Agreement between Matagorda County and Hyper-Reach to provide Notification Services for the Integrated Public Alert and Warning System (IPAWS) Program and authorize the County Judge to sign

   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 the Hyper-Reach Services Agreement between Matagorda County and Hyper-Reach to provide Notification Services for the Integrated Public Alert and Warning System (IPAWS) Program and authorize the County Judge to sign. Motion carried. Vote 3 ayes 0 nays

14. Consideration and possible action to allow the County Treasurer, Loretta Griffin to sign the Night Depository Agreement with Prosperity Bank, El Campo Banking Center and allow Tim Garcia, Charles Frick and Karen Hickl to sign as authorized Representatives
This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Pollard, with all others concurring, to allow the County Treasurer, Loretta Griffin to sign the Night Depository Agreement with Prosperity Bank, El Campo Banking Center and allow Tim Garcia, Charles Frick and Karen Hickl to sign as authorized Representatives. Motion carried. Vote 3 ayes 0 nays

15. **Consideration and possible action to allow the County Treasurer, Loretta Griffin to submit the 2021 County Health Care Tax and Levy Information Form electronically**

This being the next item for business, motion was duly made by Commissioner Pollard and seconded by Commissioner Frick, with all others concurring, to allow the County Treasurer, Loretta Griffin to submit the 2021 County Health Care Tax and Levy Information Form electronically. Motion carried. Vote 3 ayes 0 nays

16. **Consideration and possible action to approve a single use variance permit Lots 88 & 89 of Section 4 in the Maria D. Pierce ¼ League, Abstract 70 of the Caney Creek Haven subdivision in Matagorda County, Texas. The variance request is for the building of a pole barn to be used as a secure storage garage with water and electric utilities on the off-water lot across from the primary residence**

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

17. **Consideration and possible action to approve Invoices from the following Departments: Emergency Management, Extension Office, and Precinct #2**

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; Emergency Management, Extension Office, and Precinct #2. Motion carried. Vote 3 ayes 0 nays

18. **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 Pollard, with all others concurring, to approve Line Item Transfers. Motion carried. Vote 3 ayes 0 nays

19. **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 Pollard, with all others concurring, to approve Payment of Demand Checks. Motion carried. Vote 3 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 Frick and seconded by Commissioner Pollard, with all others concurring, to approve Emergency Amendments. Motion carried. Vote 3 ayes 0 nays

21. **Meet in Executive Session:**

Under Section 551.071(2) of the Texas Government Code to consult with attorneys 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 551.074(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 10:45 a.m. by Commissioner Frick and seconded by Commissioner Pollard, with all others concurring, to meet in Executive Session:

Under Section 551.071(2) of the Texas Government Code to consult with attorneys 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 551.074(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 3 ayes 0 nays

22. 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 attorneys 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 551.074(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 11:36 a.m. by Commissioner Pollard and seconded by Commissioner Frick, with all others concurring, to Reconvene open session:

Under Section 551.071(2) of the Texas Government Code to consult with attorneys 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 551.074(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 3 ayes 0 nays

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

24. Adjournment
Motion was duly made at approximately 11:38 a.m. by Commissioner Pollard and seconded by Commissioner Frick, with all others concurring, to adjourn the meeting. Motion carried. Vote 3 ayes 0 nays
Approved in Open Court, the 15th day of November, 2021.

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