

MINUTES
MATAGORDA COUNTY COMMISSIONERS' COURT MEETING
MATAGORDA COUNTY COURTHOUSE, ROOM 300
1700 SEVENTH STREET, BAY CITY, TEXAS 77414
9:30 A.M., MONDAY, OCTOBER 17, 2022

Call to Order

This **Regular Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday, October 17, 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, Mike Reddell, Skipper Osborne, Loretta Griffin, Tressa Leadford, Meagan Ramirez, Bobby Seiferman, Jessica Russell, Mike Estlinbaum, Tina Israel, Amanda Campos, Mitch Thames, Becky Cook, Doug Heinz, Douglas Pruitt, Mike Spillers, 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 Cook

3. Texas Pledge – Commissioner Cook

4. Prayer – Commissioner Cook

5. Consideration and possible action regarding approving Commissioner's Court Minutes for October 10, 2022

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 Commissioner's Court Minutes for October 10, 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, motion was duly made by Commissioner Cook and seconded by Commissioner Frick, with all others concurring, to approve one contract for the use of the Matagorda County Fairgrounds facilities. Motion carried. Vote 5 ayes 0 nays

7. Consideration and possible action to approve an Application to cross a County Road received from Easton Underground Storage Operations, LLC to lay a 1 Fiber Optic Line under and along the following roads located in Precinct #4: CR #417, Matagorda County, Texas

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 an Application to cross a County Road received from Easton Underground Storage Operations, LLC to lay a 1 Fiber Optic Line under and along the following roads located in Precinct #4: CR #417, Matagorda County, Texas. Motion carried. Vote 5 ayes 0 nays

8. Consideration and possible action to approve the Notice of Election for the November 8, 2022 General Election and authorize the County Judge to sign

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 Notice of Election for the November 8, 2022 General Election and authorize the County Judge to sign. Motion carried. Vote 5 ayes 0 nays

9. Consideration and possible action to approve the authorization of Bay City Community Development Corporation to serve alcoholic beverages on County Property for an event with a temporary TABC Permit on Courthouse Grounds on January 28, 2023, with the understanding that a copy of the approve Permit will be sent to the County Attorney

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 the authorization of Bay City Community Development Corporation to serve alcoholic beverages on County Property for an event with a temporary TABC Permit on Courthouse Grounds on January 28, 2023, with the understanding that a copy of the approve Permit will be sent to the County Attorney. Motion carried. Vote 5 ayes 0 nays

10. Consideration and possible action to approve a Credit Application for True Cable to allow Information Services to purchase Network Equipment

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 Credit Application for True Cable to allow Information Services to purchase Network Equipment. Motion carried. Vote 5 ayes 0 nays

11. Consideration and possible action to approve the Award Team and Conditions between Matagorda County and Department of the Treasury with respect to the U.S. Department of the Treasury Local Assistance and Tribal Consistency Fund (LATCF) and authorize the County Judge to sign and submit 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 the Award Team and Conditions between Matagorda County and Department of the Treasury with respect to the U.S. Department of the Treasury Local Assistance and Tribal Consistency Fund (LATCF) and authorize the County Judge to sign and submit all related documents. Motion carried. Vote 5 ayes 0 nays

12. Consideration and possible action to approve a Rental Agreement between Matagorda County and Pitney Bowes, specific to the Matagorda County Office Building, covered under Buy Board Contract #656-21 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 Shimek, with all others concurring, to approve a Rental Agreement between Matagorda County and Pitney Bowes, specific to the Matagorda County Office Building, covered under Buy Board Contract #656-21 and authorize the County Judge to sign. Motion carried. Vote 5 ayes 0 nays

13. Consideration and possible action to approve the TIPS Contract #21060301 A-Lert Roof Systems Proposal, specific to the County Courthouse Roof Project, and authorize the County Judge to sign contract documents pending County Attorney review and approval

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 the TIPS Contract #21060301 A-Lert Roof Systems absent the Alternate #1, specific to the County Courthouse Roof Project, and authorize the County Judge to sign contract documents pending County Attorney review and approval. Motion carried. Vote 5 ayes 0 nays

14. Consideration and possible action to approve the 2023 Pay Rate Schedule

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 2023 Pay Rate Schedule. Motion carried. Vote 5 ayes 0 nays

15. Consideration and possible action to approve Invoices from the following Departments: Precinct #1 & Precinct #4

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 #4. Motion carried. Vote 5 ayes 0 nays

16. Consideration and possible action to ratify Payment of Demand Checks for October 12, 2022

This being the next item for business, motion was duly made by Commissioner Cook and seconded by Commissioner Shimek, with all others concurring, to ratify Payment of Demand Checks for October 12, 2022. Motion carried. Vote 5 ayes 0 nays

17. 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

18. 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 the pending litigation, contemplated litigation, or settlement offers

Under Section 551.0725 of the Texas Government Code to consult with attorney(s) representing the county in an executive session regarding deliberation of contract being negotiated

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 551.086 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 10:03 a.m. by Commissioner Shimek and seconded by Commissioner Pollard, 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 the pending litigation, contemplated litigation, or settlement offers

Under Section 551.0725 of the Texas Government Code to consult with attorney(s) representing the county in an executive session regarding deliberation of contract being negotiated

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 551.086 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

19. **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 the pending litigation, contemplated litigation, or settlement offers

Under Section 551.0725 of the Texas Government Code to consult with attorney(s) representing the county in an executive session regarding deliberation of contract being negotiated

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 551.086 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 11:35 a.m. by Commissioner Shimek and seconded by Commissioner Frick, 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 the pending litigation, contemplated litigation, or settlement offers

Under Section 551.0725 of the Texas Government Code to consult with attorney(s) representing the county in an executive session regarding deliberation of contract being negotiated

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 551.086 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 was duly made by Commissioner Pollard and seconded by Commissioner Shimek, with all others concurring, to approve the Opioid Abatement Trust Fund Agreement and allow the County Judge and County Treasurer to sign. Motion carried. Vote 5 ayes 0 nays

20. Public Comments

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


21. Adjournment

Motion was duly made at approximately 11:40 a.m. by Commissioner Pollard and seconded by Commissioner Cook, with all others concurring, to adjourn the meeting. Motion carried. Vote 5 ayes 0 nays


Approved in Open Court, the 24th day of October, 2022.




NATE McDONALD
County Judge




EDWARD "BUBBA" COOK
Commissioner Precinct No. One



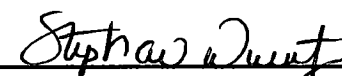
KENT POLLARD
Commissioner Precinct No. Two



TROY SHIMEK
Commissioner Precinct No. Three



CHARLES "BUBBA" FRICK
Commissioner Precinct No. Four

ATTEST: 
Stephanie Wurtz, County Clerk

