

MINUTES
MATAGORDA COUNTY COMMISSIONERS' COURT MEETING
MATAGORDA COUNTY COURTHOUSE, ROOM 300
1700 SEVENTH STREET, BAY CITY, TEXAS 77414
9:30 A.M., MONDAY, JANUARY 23, 2023

Call to Order

This **Regular Session** of the Matagorda County Commissioners' Court was called to order at 9:32 A.M., Monday, January 23, 2023, 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: Karla Smith, Skipper Osborne, Doug Matthes, Chris Peikert, Tressa Leadford, Loretta Griffin, Becky Cook, Meagan Ramirez, Lisa Krobot, Amanda Campos, Mike Ferdinand, Jessica Russell, Suzanne Sullivan, Mike Reddell, Mike Spillers, Ricky Riedel, Rick DeLeon, Ashley Brooking, Todd Oncken, Joshua Weber, Crystal Morones and Maggie Perez.

1. Certification of quorum

County Judge Seiferman certified a quorum in attendance 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 January 9, 2023

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 January 9, 2023. 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, no action required.

8. Discussion and possible action in regards to the current status of the Burn Ban in Matagorda County

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Shimek, with all others concurring, to lift the Burn Ban in Matagorda County. Motion carried. Vote 5 ayes 0 nays

9. Consideration and possible action to approve a Resolution authorizing the submission of Grant Application Number 4751601 Rifle-Resistant Body Armor, applying to the Office of the Governor

This being the next item for business, motion was duly made by Judge Seiferman and seconded by Commissioner Frick, with all others concurring, to approve a Resolution authorizing the submission of Grant Application Number 4751601 Rifle-Resistant Body Armor, applying to the Office of the Governor. Motion carried. Vote 5 ayes 0 nays

10. Consideration and possible action to approve a Resolution authorizing the submission of Grant Application Number 4760801 Equipment Project Grant, applying to the Office of the Governor

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 4760801 Equipment Project Grant, applying to the Office of the Governor. Motion carried. Vote 5 ayes 0 nays

11. Consideration and possible action to approve the Board Appointment of Becky Cook replacing Patti Frankson to the Wharton-Matagorda County Child Protective Services Board, 01/01/2023 through 12/31/2024

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 the Board Appointment of Becky Cook replacing Patti Frankson to the Wharton-Matagorda County Child Protective Services Board, 01/01/2023 through 12/31/2024. Motion carried. Vote 5 ayes 0 nays

12. Consideration and possible action to approve updating the TAC HEBP Member Contact Designation for Texas Association of Counties Health and Employee Benefits Pool 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 updating the TAC HEBP Member Contact Designation for Texas Association of Counties Health and Employee Benefits Pool and authorize the County Judge to sign. Motion carried. Vote 5 ayes 0 nays

13. Consideration and possible action to accept the Deputy County Clerk Oaths of Office for the following: Maggie Perez, Tiffany Bellard, Mabel Bryant, Lesley Scardami, Gloria Gonzalez and Yesenia Jaimes

This being the next item for business, motion was duly made by Judge Seiferman and seconded by Commissioner Estlinbaum, with all others concurring, to accept the Deputy County Clerk Oaths of Office for the following: Maggie Perez, Tiffany Bellard, Mabel Bryant, Lesley Scardami, Gloria Gonzalez and Yesenia Jaimes. Motion carried. Vote 5 ayes 0 nays

14. Consideration and possible action to approve W. Todd Oncken starting salary as Assistant District Attorney at the biweekly salary rate of \$3,153.85 (\$82,000.00 annual), effective January 23, 2023

This being the next item for business, motion was duly made by Judge Seiferman and seconded by Commissioner Shimek, with all others concurring, to approve W. Todd Oncken starting salary as Assistant District Attorney at the biweekly salary rate of \$3,153.85 (\$82,000.00 annual), effective January 23, 2023. Motion carried. Vote 5 ayes 0 nays

15. Consideration and possible action to approve Joshua Weber starting salary as Assistant District Attorney at the biweekly salary rate of \$2,692.31 (\$70,000.00 annual), effective January 23, 2023

This being the next item for business, motion was duly made by Judge Seiferman and seconded by Commissioner Shimek, with all others concurring, to approve Joshua Weber starting salary as Assistant District Attorney at the biweekly salary rate of \$2,692.31 (\$70,000.00 annual), effective January 23, 2023. Motion

carried. Vote 5 ayes 0 nays

16. Consideration and possible action to approve the plans and specifications for three projects funded under GLO Project No. 22-085-078-D342 for Drainage Improvements, Water Plant Improvements and Sewer Rehabilitation in the Town of Blessing

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

17. Consideration and possible action to authorize publications to Request for Bids pertaining to three projects funded under GLO Project No. 22-085-078-D342 for Drainage Improvements, Water Plant Improvements and Sewer Rehabilitation in Blessing, Texas

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

18. Consideration and possible action to authorize publications to Request for Bids pertaining to the Hazard Mitigation Grant Program, DR-4332-164 for Critical Facilities Generators Project

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 publications to Request for Bids pertaining to the Hazard Mitigation Grant Program, DR-4332-164 for Critical Facilities Generators Project. Motion carried. Vote 5 ayes 0 nays

19. Consideration and possible action to authorize Commissioner Mike Estlinbaum to submit an LCRA Grant Application and authorize the Commissioner to sign all related documents

This being the next item for business, motion was duly made by Commissioner Estlinbaum and seconded by Commissioner Shimek, with all others concurring, to authorize Commissioner Mike Estlinbaum to submit an LCRA Grant Application and authorize the Commissioner to sign all related documents. Motion carried. Vote 5 ayes 0 nays

20. Consideration and possible action to authorize Matagorda County Precinct #4 to purchase a 1996 International Watertruck Model 4700, VIN #1HTSCAAM3TH281601 and to issue a Demand Check payable to East Texas Truck Systems in the amount of \$40,550.00, and to authorize Commissioner Bubba Frick to sign any related documents

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Cook, with all others concurring, to authorize Matagorda County Precinct #4 to purchase a 1996 International Watertruck Model 4700, VIN #1HTSCAAM3TH281601 and to issue a Demand Check payable to East Texas Truck Systems in the amount of \$40,550.00, and to authorize Commissioner Bubba Frick to sign any related documents. Motion carried. Vote 5 ayes 0 nays

21. Consideration and possible action to nominate Chris Peikert, Lygia Sadler and Crystal Morones to the Regional Homeland Security Coordinating Council, Houston-Galveston Area Council, representing Matagorda County

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

22. Consideration and possible action to approve the signing of a Certifications and Assurance Form by County Judge Bobby Seiferman and Sheriff Frank "Skipper" Osborne certifying Matagorda County does not have written policy, procedures or agreements that limits or impedes Department of homeland Security issuances of detainers as required for grant compliance

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 the signing of a Certifications and Assurance

Form by County Judge Bobby Seiferman and Sheriff Frank "Skipper" Osborne certifying Matagorda County does not have written policy, procedures or agreements that limits or impedes Department of homeland Security issuances of detainers as required for grant compliance. Motion carried. Vote 5 ayes 0 nays

23. Consideration and possible action to approve the signing of a Certifications and Assurance Form by County Judge Bobby Seiferman and Constable David Miles certifying Matagorda County does not have written policy, procedures or agreements that limits or impedes Department of homeland Security issuances of detainers as required for grant compliance

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 the signing of a Certifications and Assurance Form by County Judge Bobby Seiferman and Constable David Miles certifying Matagorda County does not have written policy, procedures or agreements that limits or impedes Department of homeland Security issuances of detainers as required for grant compliance. Motion carried. Vote 5 ayes 0 nays

24. Consideration and possible action to authorize IT Manager, Chris Peikert to drill the platters on previously purchased body worn cameras serial #WFC1-041334 and WFC1-036070 due to them no longer functioning. Warranty expired 05/06/2022 and cameras cannot be sold due to sensitive information that cannot be removed. Cameras were purchased using grant funds awarded 06/19/2018 with liquidation date of 08/29/2019 – Grant #3522501-In-Body Worn Camera

This being the next item for business, motion was duly made by Commissioner Cook and seconded by Commissioner Frick, with all others concurring, to allow IT Manager, Chris Peikert to destroy body worn cameras serial #WFC1-041334 and WFC1-036070 due to them no longer functioning. Motion carried. Vote 5 ayes 0 nays

25. Consideration and possible action to approve an Agency Agreement between Matagorda County Sheriff's Office and LeadsOnLine for three (3) years, effective March 15, 2023 and authorize Judge Bobby Seiferman to sign

This being the next item for business, motion was duly made by Judge Seiferman and seconded by Commissioner Estlinbaum, with all others concurring, to approve Invoices from the following Departments: County Attorney, County Judge, Precinct #1, Precinct #2 and County Sheriff's Department. Motion carried. Vote 5 ayes 0 nays

26. Consideration and possible action to approve a Lease Contract between Matagorda County and the United States Postal Service and authorize Judge Bobby Seiferman to sign

This being the next item for business, motion was duly made by Commissioner Estlinbaum and seconded by Commissioner Shimek, with all others concurring, to approve a Lease Contract between Matagorda County and the United States Postal Service and authorize Judge Bobby Seiferman to sign. Motion carried. Vote 5 ayes 0 nays

27. Consideration and possible action to approve a Lease Contract Agreement between Matagorda County Justice of the Peace, #2 and Function4, for an upgrade on Copy Machine from black impression to both black and color impression, covered under DIR Contract #TX-DIR-CPO-4439, and authorize Judge Suzanne Sullivan to sign all related documents

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 Lease Contract Agreement between Matagorda County Justice of the Peace, #2 and Function4, for an upgrade on Copy Machine from black impression to both black and color impression, covered under DIR Contract #TX-DIR-CPO-4439, and authorize Judge Suzanne Sullivan to sign all related documents. Motion carried. Vote 5 ayes 0 nays

28. Discussion and possible action to approve the Memorandum of Understanding between Matagorda County and Midfield Volunteer Fire Department pertaining to the reimbursement of the County for funds provided to Midfield VFD for repairs

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 the Memorandum of Understanding between Matagorda County and Midfield Volunteer Fire Department pertaining to the reimbursement of the County for funds provided to Midfield VFD for repairs. Motion carried. Vote 5 ayes 0 nays

29. Consideration and possible action to approve the Racial Profiling Report for 2022 from Matagorda County Sheriff's Office

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 the Racial Profiling Report for 2022 from Matagorda County Sheriff's Office. Motion carried. Vote 5 ayes 0 nays

30. Consideration and possible action to approve the Racial Profiling Report for 2022 from Matagorda County Constable, Precinct #6

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 Racial Profiling Report for 2022 from Matagorda County Constable, Precinct #6. Motion carried. Vote 5 ayes 0 nays

31. Consideration and possible action to allow Justice of the Peace #4 to purchase a Printer from Southern Computer Warehouse, totaling \$411.98, 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 Estlinbaum, with all others concurring, to allow Justice of the Peace #4 to purchase a Printer from Southern Computer Warehouse, totaling \$411.98, to be purchased out of 19-53300-460 Justice of the Peace Technology Fund. Motion carried. Vote 5 ayes 0 nays

32. Consideration and possible action to declare the following vehicle as salvage and authorize to be sold at auction: 2009 Ford Crown Victoria VIN #2FAHP71V49X148965. Proceeds to be placed in 010-54510-551

This being the next item for business, motion was duly made by Commissioner Cook and seconded by Commissioner Frick, with all others concurring, to declare the following vehicle as salvage and authorize to be sold at auction: 2009 Ford Crown Victoria VIN #2FAHP71V49X148965. Motion carried. Vote 5 ayes 0 nays

33. Consideration and possible action to declare the following equipment as salvage to be auctioned online through GovDeals.com and authorize publication

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Shimek, with all others concurring, to declare the following equipment as salvage to be auctioned online through GovDeals.com and authorize publication. Motion carried. Vote 5 ayes 0 nays

34. Consideration and possible action to terminate the CourtFunds Program Agreement with Matagorda County

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Shimek, with all others concurring, to terminate the CourtFunds Program Agreement with Matagorda County. Motion carried. Vote 5 ayes 0 nays

35. Consideration and possible action to approve Invoices from the following Departments: Commissioner - Precinct #2, Commissioner - Precinct #3, Commissioner – Precinct #4, Juvenile Probation, Sheriff’s Office, Fairgrounds and County Judge’s Office

This being the next item for business, motion was duly made by Judge Seiferman and seconded by Commissioner Frick, with all others concurring, to approve Invoices from the following Departments: Commissioner - Precinct #2, Commissioner - Precinct #3, Commissioner – Precinct #4, Juvenile Probation, Sheriff’s Office, Fairgrounds and County Judge’s Office. Motion carried. Vote 5 ayes 0 nays

36. Consideration and possible action to approve Matagorda County Treasurer’s Office Monthly Report for December 2022

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 Matagorda County Treasurer’s Office Monthly Report for December 2022. Motion carried. Vote 5 ayes 0 nays

37. 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

38. Consideration and possible action to ratify the Payment of Demand Checks for January 13, 2023

This being the next item for business, motion was duly made by Commissioner Shimek and seconded by Commissioner Estlinbaum, with all others concurring, to ratify the Payment of Demand Checks for January 13, 2023. Motion carried. Vote 5 ayes 0 nays

39. Consideration and possible action to approve Payment of Bills

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 Payment of Bills. Motion carried. Vote 5 ayes 0 nays

40. Meet in Executive Session:

Under Section 551.076 of the Texas Government Code to discuss or deliberate regarding security devices or security audits

This being the next item for business, motion was duly made at 10:18 a.m. by Commissioner Shimek and seconded by Commissioner Estlinbaum, with all others concurring, to meet in Executive Session:

Under Section 551.076 of the Texas Government Code to discuss or deliberate regarding security devices or security audits

Motion carried. Vote 5 ayes 0 nays

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

Under Section 551.076 of the Texas Government Code to discuss or deliberate regarding security devices or security audits

This being the next item for business, motion was duly made at 10:35 a.m. by Commissioner Shimek and seconded by Commissioner Estlinbaum, with all others concurring, to Reconvene open session:

Under Section 551.076 of the Texas Government Code to discuss or deliberate regarding security devices or security audits

Motion carried. Vote 5 ayes 0 nays

42. Adjournment

Motion was duly made at approximately 10:38 a.m. by Commissioner Cook and seconded by Commissioner Estlinbaum, with all others concurring, to adjourn the meeting. Motion carried. Vote 5 ayes 0 nays

Approved in Open Court, the 6th day of February, 2023.

absent

BOBBY SEIFERMAN
County Judge

Edward Cook

EDWARD "BUBBA" COOK
Commissioner Precinct No. One

Mike Estlinbaum

MIKE ESTLINBAUM
~~Commissioner Precinct No. Two~~
County Judge Pro-Tem

Troy Shimek

TROY SHIMEK
Commissioner Precinct No. Three

Charles "Bubba" Frick

CHARLES "BUBBA" FRICK
Commissioner Precinct No. Four

ATTEST:

Stephanie Wurtz
Stephanie Wurtz, County Clerk

