

MINUTES
MATAGORDA COUNTY COMMISSIONERS' COURT MEETING
MATAGORDA COUNTY COURTHOUSE, ROOM 300
1700 SEVENTH STREET, BAY CITY, TEXAS 77414
9:30 A.M., MONDAY, MAY 6, 2024

Call to Order

This **Regular Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday, May 6, 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, Kristen Kubecka, Skipper Osborne, Lisa Krobot, Matthew Tilley, Mike Reddell, Ashley Brooking, Meagan Ramirez, Chris Peikert, Doug Matthes, Loretta Griffin, Tammi Tinnin, Trent Tinnin, Mike Ferdinand, Jessica Russell, Gloria Millsap, Kanita Robinson, Loy Sneary, Denise Fortenberry, 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 Frick

3. Texas Pledge – Commissioner Frick

4. Prayer – Commissioner Shimek

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 April 29, 2024

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 April 29, 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, no action required.

8. Consideration and possible action to apply for a Texas Indigent Defense Commission Grant along with Wharton County and authorize Matagorda County's participation with the Lower Colorado River Regional Public Defender's Office Planning Study and 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 apply for a Texas Indigent Defense Commission Grant along with Wharton County and authorize Matagorda County's participation with the Lower Colorado River Regional Public Defender's Office Planning Study and all related documents. Motion carried. Vote 5 ayes 0 nays

9. Consideration and possible action to authorize County Judge Bobby Seiferman to complete and execute the Phase I Environmental Site Assessment Questionnaire for BOA Project #5134-24089

This being the next item for business, motion was duly made by Commissioner Estlinbaum and seconded by Commissioner Frick, with all others concurring, to authorize County Judge Bobby Seiferman to complete and execute the Phase I Environmental Site Assessment Questionnaire for BOA Project #5134-24089. Motion carried. Vote 5 ayes 0 nays

10. Consideration and possible action to approve the General and No Litigation Certificate from Southeast Texas Housing Finance Corporation (SETH) for Bay Terrace Apartments - Baytown

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 General and No Litigation Certificate from Southeast Texas Housing Finance Corporation (SETH) for Bay Terrace Apartments - Baytown. Motion carried. Vote 5 ayes 0 nays

11. Consideration and possible action to approve the General and No Litigation Certificate from Southeast Texas Housing Finance Corporation (SETH) for Village at Baytown - Baytown

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 General and No Litigation Certificate from Southeast Texas Housing Finance Corporation (SETH) for Village at Baytown - Baytown. Motion carried. Vote 5 ayes 0 nays

12. Consideration and possible action to authorize Frank Novak to purchase a 2024 John Deere Gator XUV865M for \$20,594.48 through Deere & Company (Contract: Sourcewell Grounds Maintenance 031121-DAC)

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 Demand Check and estimate for Big Country Livestock Equipment, Inc. related to an arena paneling system and authorize the County Jude to sign all related documents. Motion carried. Vote 5 ayes 0 nays

13. Consideration and possible action to accept a donation in the amount of \$30.00 from Cora Kuykendal along with her \$70.00 Rental Fee for the Midfield Community Center in Precinct #4, Matagorda County, Texas

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Estlinbaum, with all others concurring, to accept a donation in the amount of \$30.00 from Cora Kuykendal along with her \$70.00 Rental Fee for the Midfield Community Center in Precinct #4, Matagorda County, Texas. Motion carried. Vote 5 ayes 0 nays

14. Consideration and possible action to approve the purchase of a 2023 Chevrolet Tahoe from Caldwell Country Chevrolet in the amount of \$52,240.00 from 010-55700-573

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 the purchase of a 2023 Chevrolet Tahoe from Caldwell Country Chevrolet in the amount of \$52,240.00 from 010-55700-573. Motion carried. Vote 5 ayes 0 nays

15. Consideration and possible action to approve the Replat of Lots 1 & 3 in Block C of the J.E. Pierce Subdivision, 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 the Replat of Lots 1 & 3 in Block C of the J.E. Pierce Subdivision, Matagorda County, Texas. Motion carried. Vote 5 ayes 0 nays

16. Consideration and possible action to approve an extension of the Matagorda County Declaration of Disaster for Shrimp Dumping beginning on May 6, 2024 and ending on July 15, 2024, and allow County Judge Bobby Seiferman and Commissioners to sign

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 an extension of the Matagorda County Declaration of Disaster for Shrimp Dumping beginning on May 6, 2024 and ending on July 15, 2024, and allow County Judge Bobby Seiferman and Commissioners to sign. Motion carried. Vote 5 ayes 0 nays

17. Consideration and possible action to approve a Surface Lease Agreement between Matagorda County and Texas General Land Office pertaining to the Sargent Public Beach Nourishment and Shoreline Stabilization Project and authorize the County Judge 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 approve a Surface Lease Agreement between Matagorda County and Texas General Land Office pertaining to the Sargent Public Beach Nourishment and Shoreline Stabilization Project and authorize the County Judge to sign all related documents. Motion carried. Vote 5 ayes 0 nays

18. Consideration and possible action to approve Matagorda County Treasurer's Office Monthly Investment Report for March 2024

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 Matagorda County Treasurer's Office Monthly Investment Report for March 2024. Motion carried. Vote 5 ayes 0 nays

19. Consideration and possible action to approve Matagorda County Treasurer's Office Quarterly Investment Report for 1st Quarter 2024

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 Matagorda County Treasurer's Office Quarterly Investment Report for 1st Quarter 2024. Motion carried. Vote 5 ayes 0 nays

20. 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 Cook, with all others concurring, to approve Payment of Demand Checks. Motion carried. Vote 5 ayes 0 nays

21. 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 pending litigation, contemplated litigation or settlement offers

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 551.0725 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

This being the next item for business, motion was duly made at 9:52 a.m. by Commissioner Shimek and seconded by Commissioner Estlinbaum, 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 pending litigation, contemplated litigation or settlement offers

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 551.0725 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

Motion carried. Vote 5 ayes 0 nays

22. **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 pending litigation, contemplated litigation or settlement offers

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 551.0725 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

This being the next item for business, motion was duly made at 11:20 a.m. by Commissioner Shimek and seconded by Commissioner Cook, 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 pending litigation, contemplated litigation or settlement offers

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 551.0725 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

Motion carried. Vote 5 ayes 0 nays

17. **Adjournment**

At approximately 11:21 a.m. Judge Seiferman adjourned the meeting.

Approved in Open Court, the 13th day of May, 2024.



BOBBY SEIFERMAN
County Judge

absent

EDWARD "BUBBA" COOK
Commissioner Precinct No. One



MIKE ESTLINBAUM
Commissioner Precinct No. Two

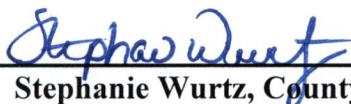
absent

TROY SHIMEK
Commissioner Precinct No. Three



CHARLES "BUBBA" FRICK
Commissioner Precinct No. Four

ATTEST:


Stephanie Wurtz, County Clerk

