

**MINUTES**  
**MATAGORDA COUNTY COMMISSIONERS' COURT MEETING**  
**MATAGORDA COUNTY COURTHOUSE, ROOM 300**  
**1700 SEVENTH STREET, BAY CITY, TEXAS 77414**  
**9:30 A.M., MONDAY, NOVEMBER 18, 2024**

**Call to Order**

This **Regular Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday, November 18, 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: Kristen Kubecka, Jennifer Chau, Skipper Osborne, Lisa Krobot, Amanda Campos, Mike Reddell, Ashley Brooking, Meagan Ramirez, Tressa Leadford, Lori Hales, Vic Everett, Kent Pollard, Heather Olsen, Kathy Trussell, Mike Spillers, Rebecca Panze, Ida Ramirez, 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 Shimek**

**3. Texas Pledge – Commissioner Shimek**

**4. Prayer – Commissioner Estlinbaum**

**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 November 4, 2024**

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 Commissioner's Court Minutes for November 4, 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 approve a Resolution certifying that the County of Matagorda has made a grant to Friends of Elder Citizens, an organization that provides home-delivered meals to homebound persons in the County who are elderly and/or have a disability, in order for them to receive a grant from the Texas Department of Agriculture**

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 a Resolution certifying that the County of Matagorda has made a grant to Friends of Elder Citizens, an organization that provides home-delivered meals to



homebound persons in the County who are elderly and/or have a disability, in order for them to receive a grant from the Texas Department of Agriculture. Motion carried. Vote 5 ayes 0 nays

**9. Consideration and possible action to Canvass the November 5, 2024 General Election**

This being the next item for business, motion was duly made by Commissioner Cook and seconded by Commissioner Frick, with all others concurring, to Canvass the November 5, 2024 General Election. Motion carried. Vote 5 ayes 0 nays

**10. Consideration and possible action to appoint Judge Bobby Seiferman as Matagorda County Representative on the H-GAC Board of Directors and Commissioner Mike Estlinbaum as Alternate, and General Assembly Alternate Rick DeLeon effective January 1, 2025 through December 31, 2025**

This being the next item for business, motion was duly made by Commissioner Estlinbaum and seconded by Commissioner Shimek, with all others concurring, to appoint Judge Bobby Seiferman as Matagorda County Representative on the H-GAC Board of Directors and Commissioner Mike Estlinbaum as Alternate, and General Assembly Alternate Rick DeLeon effective January 1, 2025 through December 31, 2025. Motion carried. Vote 5 ayes 0 nays

**11. Consideration and possible action to transfer the county BasicLife and AD&D coverage from Standard Life Insurance to MetLife, Metropolitan Life Insurance Company, and agree to accept the terms and provisions of all Group Policy forms with an effective date of December 1, 2024**

This being the next item for business, motion was duly made by Commissioner Shimek and seconded by Commissioner Cook, with all others concurring, to transfer the county BasicLife and AD&D coverage from Standard Life Insurance to MetLife, Metropolitan Life Insurance Company, and agree to accept the terms and provisions of all Group Policy forms with an effective date of December 1, 2024. Motion carried. Vote 5 ayes 0 nays

**12. Consideration and possible action to approve a road closure of Caney Drive between Oak Circle North and South from 7am to 11am on Saturday, November 23, 2024, for the 5k Fun Run hosted by the Sargent Area Lion's Club**

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 road closure of Caney Drive between Oak Circle North and South from 7am to 11am on Saturday, November 23, 2024, for the 5k Fun Run hosted by the Sargent Area Lion's Club. Motion carried. Vote 5 ayes 0 nays

**13. Consideration and possible action to approve a Federal Excise Tax Exemption Certificate from Suncoast Resources for fuel purchases for the office of Precinct #3 covering 01/01/2025 through 12/31/2025 and to authorize the County Judge to sign all related documents**

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 a Federal Excise Tax Exemption Certificate from Suncoast Resources for fuel purchases for the office of Precinct #3 covering 01/01/2025 through 12/31/2025 and to authorize the County Judge to sign all related documents. Motion carried. Vote 5 ayes 0 nays

**14. Consideration and possible action to approve a Federal Excise Tax Exemption Certificate from Suncoast Resources for fuel purchases for the office of Precinct #4 covering 01/01/2025 through 12/31/2025 and to authorize the County Judge to sign all 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 approve a Federal Excise Tax Exemption Certificate from Suncoast Resources for fuel purchases for the office of Precinct #4 covering 01/01/2025 through 12/31/2025 and to authorize the County Judge to sign all related documents. Motion carried. Vote 5 ayes 0 nays

**15. Consideration and possible action to approve a Replat of Lots 19-21 of the Replat of Matagorda Intracoastal Estates, 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 approve a Replat of Lots 19-21 of the Replat of Matagorda Intracoastal Estates, Matagorda County, Texas. Motion carried. Vote 5 ayes 0 nays

**16. Consideration and possible action to accept the Asset Forfeiture Report FY 2024**

This being the next item for business, motion was duly made by Commissioner Shimek and seconded by Commissioner Estlinbaum, with all others concurring, to accept the Asset Forfeiture Report FY 2024. Motion carried. Vote 5 ayes 0 nays

**17. Consideration and possible action to approve an Amendment to the Road Use Agreement between Matagorda County and Peyton Creek Wind Farm II, LLC and allow the County Judge 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 an Amendment to the Road Use Agreement between Matagorda County and Peyton Creek Wind Farm II, LLC and allow the County Judge to sign. Motion carried. Vote 5 ayes 0 nays

**18. Consideration and possible action to approve the 2024 annual payment of \$1,000.00 made payable to the Sargent Volunteer Fire Department for electricity costs related to Justice of the Peace #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 2024 annual payment of \$1,000.00 made payable to the Sargent Volunteer Fire Department for electricity costs related to Justice of the Peace #6. Motion carried. Vote 5 ayes 0 nays

**19. Consideration and possible action to approve an Independent Contractor Agreement between Matagorda County and DebrisTech, LLC for Debris Monitoring Services and authorize the County Judge to sign all related documents**

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 an Independent Contractor Agreement between Matagorda County and DebrisTech, LLC for Debris Monitoring Services and authorize the County Judge to sign all related documents. Motion carried. Vote 5 ayes 0 nays

**20. Consideration and possible action to approve the submission of surveys related to a Call for Projects specific to the Disaster Recovery Reallocation Program (DRRP) funded by the Texas General Land Office (TXGLO) and authorize the County Judge to sign any 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 the submission of surveys related to a Call for Projects specific to the Disaster Recovery Reallocation Program (DRRP) funded by the Texas General Land Office (TXGLO) and authorize the County Judge to sign any related documents. Motion carried. Vote 5 ayes 0 nays



**21. Consideration and possible action to approve a Professional Services Agreement between Matagorda County and TSI Laboratories, Inc. to provide Construction Material Testing Services related to the Food Pantry Project and authorize the County Judge to sign all related documents**

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 Professional Services Agreement between Matagorda County and TSI Laboratories, Inc. to provide Construction Material Testing Services related to the Food Pantry Project and authorize the County Judge to sign all related documents. Motion carried. Vote 5 ayes 0 nays

**22. Consideration and possible action to authorize the American Rescue Plan Act (ARPA) small purchase of a 2024 Chevrolet Colorado Trail Boss to be utilized by Constable-Elect, Precinct #6 Bill Orton in the amount of \$40,000.00 and authorize the County Judge to sign all related documents**

This being the next item for business, motion was duly made by Judge Seiferman and seconded by Commissioner Shimek, with all others concurring, to authorize the American Rescue Plan Act (ARPA) small purchase of a 2024 Chevrolet Colorado Trail Boss to be utilized by Constable-Elect, Precinct #6 Bill Orton in the amount of \$40,000.00 and authorize the County Judge to sign all related documents. Motion carried. Vote 5 ayes 0 nays

**23. Consideration and possible action to accept the 2024 3<sup>rd</sup> Quarter and Internal Review**

This being the next item for business, motion was duly made by Commissioner Cook and seconded by Commissioner Frick, with all others concurring, to accept the 2024 3rd Quarter and Internal Review. Motion carried. Vote 5 ayes 0 nays

**24. Consideration and possible action to approve the Monthly Reports from various County Departments**

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 Monthly Reports from various County Departments. Motion carried. Vote 5 ayes 0 nays

**25. Consideration and possible action to approve Invoices from the following Departments: Precinct #1, Precinct #2, Precinct #3, Precinct #4, JP #6 and County Clerk**

This being the next item for business, motion was duly made by Commissioner Cook and seconded by Commissioner Shimek, with all others concurring, to approve Invoices from the following Departments: Precinct #1, Precinct #2, Precinct #3, Precinct #4, JP #6 and County Clerk. Motion carried. Vote 5 ayes 0 nays

**26. Consideration and possible action to approve Matagorda County Treasurer's Office Monthly Report for October 2024**

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

**27. Consideration and possible action to approve Matagorda County Treasurer's Office Monthly Investment Report for October 2024**

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 Investment Report for October 2024. Motion carried. Vote 5 ayes 0 nays

**28. Consideration and possible action to ratify Payment of Bills from 11/08/2024**



This being the next item for business, motion was duly made by Commissioner Estlinbaum and seconded by Commissioner Shimek, with all others concurring, to ratify Payment of Bills from 11/08/2024. Motion carried. Vote 5 ayes 0 nays

**29. 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

**30. Consideration and possible action to approve Line Item Transfers**

This being the next item for business, motion was duly made by Commissioner Shimek and seconded by Commissioner Cook, with all others concurring, to approve the 2024 annual payment of \$1,000.00 made payable to the Sargent Volunteer Fire Department for electricity costs related to Justice of the Peace #6. Motion carried. Vote 5 ayes 0 nays

**31. Consideration and possible action to approve Emergency Amendments**

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 Emergency Amendments. Motion carried. Vote 5 ayes 0 nays

**32. 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 551.072 of the Texas Government Code to consult with attorney(s) representing the County in an executive session concerning Real Property**

**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**

This being the next item for business, motion was duly made at 9:59 a.m. by Commissioner Shimek and seconded by Commissioner Cook, 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 551.072 of the Texas Government Code to consult with attorney(s) representing the County in an executive session concerning Real Property

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

Motion carried. Vote 5 ayes 0 nays

33. **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 551.072 of the Texas Government Code to consult with attorney(s) representing the County in an executive session concerning Real Property**

**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**

This being the next item for business, motion was duly made at 10:39 a.m. by Commissioner Cook 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 551.072 of the Texas Government Code to consult with attorney(s) representing the County in an executive session concerning Real Property

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

Motion carried. Vote 5 ayes 0 nays

34. **Adjournment**

At approximately 10:41 a.m. Judge Seiferman adjourned the meeting.

Approved in Open Court, the 25<sup>th</sup> day of November, 2024.

*absent*

BOBBY SEIFERMAN  
County Judge

*E Cook*

EDWARD "BUBBA" COOK  
Commissioner Precinct No. One

*Mike Estlinbaum*

MIKE ESTLINBAUM  
Commissioner Precinct No. Two

*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

