

MINUTES
MATAGORDA COUNTY COMMISSIONERS' COURT MEETING
MATAGORDA COUNTY COURTHOUSE, ROOM 300
1700 SEVENTH STREET, BAY CITY, TEXAS 77414
9:30 A.M., MONDAY, OCTOBER 7, 2024

Call to Order

This **Regular Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday, October 7, 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, Mike Reddell, Ashley Brooking, Amanda Campos, Doug Schoppe, Loretta Griffin, Tressa Leadford, Meagan Ramirez, Becky Cook, Crystal Morones, Rick DeLeon, Mike Ferdinand, Lindsey Thompson, Jeri Thormaehlen, EJ Thormaehlen, Marty Crain, Denise Grisham, Bob McKee, Jessica Russell, Vic Everett, Sean Polley, Craig Weiland, Mary Ann Matthews, Sandy Frick, Tena Frick, Stewart Foley, DC Dunham, Mitch Thames, 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 September 30, 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 Commissioner's Court Minutes for September 30, 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, 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

8. Consideration and possible action to approve a Proclamation declaring October 6-12, 2024 as National 4-H Week in Matagorda County

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 Proclamation declaring October 6-12, 2024 as National 4-H Week in Matagorda County. Motion carried. Vote 5 ayes 0 nays

9. Consideration and possible action to approve the use of the Courthouse grounds, by the City of Bay City, for the Day of the Dead Festival on Friday, November 1, 2024, starting at 5 p.m. and ending at 10 p.m.

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 the use of the Courthouse grounds, by the City of Bay City, for the Day of the Dead Festival on Friday, November 1, 2024, starting at 5 p.m. and ending at 10 p.m.. Motion carried. Vote 4 ayes 0 nays

10. Consideration and possible action to reappoint Mike Ferdinand as Matagorda County Representative on the H-GAC Workforce Board effective September 1, 2024 through December 31, 2026

This being the next item for business, motion was duly made by Judge Seiferman and seconded by Commissioner Shimek, with all others concurring, to reappoint Mike Ferdinand as Matagorda County Representative on the H-GAC Workforce Board effective September 1, 2024 through December 31, 2026. Motion carried. Vote 5 ayes 0 nays

11. Consideration and possible action to reappoint Bill Balboa as Matagorda County Representative on the H-GAC Workforce Board effective September 1, 2024 through December 31, 2026

This being the next item for business, motion was duly made by Commissioner Estlinbaum and seconded by Commissioner Shimek, with all others concurring, to reappoint Bill Balboa as Matagorda County Representative on the H-GAC Workforce Board effective September 1, 2024 through December 31, 2026. Motion carried. Vote 5 ayes 0 nays

12. Consideration and possible action to reappoint Bill Balboa on the H-GAC Committee on Natural Resources effective May 31, 2024 through May 31, 2026

This being the next item for business, motion was duly made by Commissioner Estlinbaum and seconded by Commissioner Frick, with all others concurring, to reappoint Bill Balboa on the H-GAC Committee on Natural Resources effective May 31, 2024 through May 31, 2026. Motion carried. Vote 5 ayes 0 nays

13. Consideration and possible action to authorize Matagorda County Precinct #2 Commissioner, Mike Estlinbaum to purchase a 2012 Ford Dump Truck and sign all related documents

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 Matagorda County Precinct #2 Commissioner, Mike Estlinbaum to purchase a 2012 Ford Dump Truck and sign all related documents. Motion carried. Vote 5 ayes 0 nays

14. Consideration and possible action to authorize Matagorda County Precinct #4 Commissioner Charles "Bubba" Frick to purchase a new 2024 Dodge 2500 Reg Cab pickup truck with an 8ft flatbed and built-in headache rack through BuyBoard Contract #724-23 from Grapevine Dodge Chrysler Jeep in the amount of \$55,256.00

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 Matagorda County Precinct #4 Commissioner Charles "Bubba" Frick to purchase a new 2024 Dodge 2500 Reg Cab pickup truck with an 8ft flatbed and built-in headache rack through BuyBoard Contract #724-23 from Grapevine Dodge Chrysler Jeep in the amount of \$55,256.00. Motion carried. Vote 5 ayes 0 nays

15. Consideration and possible action to authorize County Judge Bobby Seiferman and the Commissioners to sign a Second Extension Declaration of Disaster for Matagorda County due to consistent heavy wind and rain from Tropical Storm Alberto that ends on December 23, 2024

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 County Judge Bobby Seiferman and the Commissioners to sign a Second Extension Declaration of Disaster for Matagorda County due to consistent heavy wind and rain from Tropical Storm Alberto that ends on December 23, 2024. Motion carried. Vote 5 ayes 0 nays

16. Consideration and possible action to approve a renewal of the Matagorda County Second Extension Declaration of Disaster for Hurricane Beryl beginning on July 15, 2024 and ending on December 23, 2024

This being the next item for business, motion was duly made by Judge Seiferman and seconded by Commissioner Cook, with all others concurring, to approve a renewal of the Matagorda County Second Extension Declaration of Disaster for Hurricane Beryl beginning on July 15, 2024 and ending on December 23, 2024. Motion carried. Vote 5 ayes 0 nays

17. Consideration and possible action to rescind the Order issued on July 29, 2024 in regards to entering into an Agreement with Matagorda County and Russell and Brandy Hicks and Weyarn, Inc. for a 3rd Party Purchase, Sale and Exchange Agreement

This being the next item for business, motion was duly made by Commissioner Estlinbaum and seconded by Commissioner Frick, with all others concurring, to rescind the Order issued on July 29, 2024 in regards to entering into an Agreement with Matagorda County and Russell and Brandy Hicks and Weyarn, Inc. for a 3rd Party Purchase, Sale and Exchange Agreement. Motion carried. Vote 5 ayes 0 nays

18. Public Hearing at 9:45 a.m. regarding the approval of the Designation of a Reinvestment Zone – Project Midfield

This being the next item for business, motion was duly made by Commissioner Cook and seconded by Commissioner Frick, with all others concurring, to enter into a Public Hearing at 9:45 a.m. regarding the approval of the Designation of a Reinvestment Zone – Project Midfield. Motion carried. Vote 5 ayes 0 nays

At 10:11 a.m., motion was duly made by Commissioner Cook and seconded by Commissioner Frick, with all others concurring, to enter back into regular session of Commissioners Court. Motion carried. Vote 5 ayes 0 nays

19. Consideration and possible action to adopt the Designation of the Project Midfield Reinvestment Zone

This being the next item for business, motion was duly made by Commissioner Estlinbaum and seconded by Judge Seiferman, with nays from Commissioner Cook, Commissioner Shimek and Commissioner Frick, and all others concurring, to adopt the Designation of the Project Midfield Reinvestment Zone. Motion failed. Vote 2 ayes 3 nays

20. Consideration and possible action to set a Public Hearing on December 2, 2024 regarding the possible approval of a Tax Abatement Agreement with Midfield Solar and Storage, LLC and allow republication of such

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

21. Consideration and possible action to award Sound Bridge Acoustic Labs, Inc., related to the Request for Proposals (RFP) for Fairgrounds Seating and Sound System, and authorize the County Judge to sign 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 award Sound Bridge Acoustic Labs, Inc., related to the Request for Proposals (RFP) for Fairgrounds Seating and Sound System, and authorize the County Judge to sign related documents. Motion carried. Vote 5 ayes 0 nays

22. 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

23. Consideration and possible action to approve Line Item Transfers

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 Line Item Transfers. Motion carried. Vote 5 ayes 0 nays

24. 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 Cook, with all others concurring, to approve Emergency Amendments. Motion carried. Vote 5 ayes 0 nays

25. 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 Cook, with all others concurring, to approve the Monthly Reports from various County Departments. Motion carried. Vote 5 ayes 0 nays

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

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 Invoices from the following Departments: Precinct #1. Motion carried. Vote 5 ayes 0 nays

27. 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 551.072 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

Under Section 551.087 of the Texas Government Code to discuss or deliberate 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 10:35 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 551.072 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

Under Section 551.087 of the Texas Government Code to discuss or deliberate 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

28. 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 551.072 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

Under Section 551.087 of the Texas Government Code to discuss or deliberate 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 11:13 a.m. by Commissioner Shimek and seconded by Commissioner Estlinbaum, 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 551.072 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

Under Section 551.087 of the Texas Government Code to discuss or deliberate 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

29. **Adjournment**

At approximately 11:14 a.m. Judge Seiferman adjourned the meeting.

Approved in Open Court, the 21st day of October, 2024.



BOBBY SEIFERMAN
County Judge



EDWARD "BUBBA" COOK
Commissioner Precinct No. One



MIKE ESTLINBAUM
Commissioner Precinct No. Two

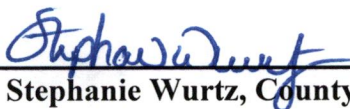


TROY SHIMEK
Commissioner Precinct No. Three



CHARLES "BUBBA" FRICK
Commissioner Precinct No. Four

ATTEST:



Stephanie Wurtz, County Clerk

