

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

Call to Order

This **Regular Session** of the Matagorda County Commissioners' Court was called to order at 9:30 A.M., Monday, September 9, 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, Chris Peikert, Lisa Krobot, Ashley Brooking, Mike Reddell, Loretta Griffin, Becky Cook, Meagan Ramirez, Doug Schoppe, Greg Baker, Kent Pollard, Mike Davis, Bob McKee, Mike Ferdinand, Craig Weiland, Sean Polley, Scott Savage, Vic Everett, Clay Cook, Gail Cook, Mike Spillers, Tammi Tinnin, 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 August 26, 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 August 26, 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 the 2025 Holidays for Matagorda County Personnel

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 2025 Holidays for Matagorda County Personnel. Motion carried. Vote 5 ayes 0 nays

9. Consideration and possible action to propose the 2024 Proposed Maintenance and Operation Tax Rate of .33055 and the 2024 Proposed Interest and Sinking Tax Rate of .00978, for a total Tax Rate of .34033

This being the next item for business, motion was duly made by Commissioner Shimek and seconded by Commissioner Estlinbaum, with all others concurring, to propose the 2024 Proposed Maintenance and Operation Tax Rate of .33055 and the 2024 Proposed Interest and Sinking Tax Rate of .00978, for a total Tax Rate of .34033. Motion carried. Vote 5 ayes 0 nays

10. Consideration and possible action to set a Public Hearing for September 23, 2024, at 9:55 a.m. to discuss and adopt the 2024 Proposed Maintenance and Operation Tax Rate of .33055 and the 2024 Proposed Interest and Sinking Tax Rate of .00978, for a total Tax rate of .34033

This being the next item for business, motion was duly made by Commissioner Cook and seconded by Commissioner Estlinbaum, with all others concurring, to set a Public Hearing for September 23, 2024, at 9:55 a.m. to discuss and adopt the 2024 Proposed Maintenance and Operation Tax Rate of .33055 and the 2024 Proposed Interest and Sinking Tax Rate of .00978, for a total Tax rate of .34033. Motion carried. Vote 5 ayes 0 nays

11. Consideration and possible action to accept a contribution in the amount of \$2,000.00 from Tenaris Bay City, Inc. for expenses toward the Matagorda County Household Hazardous Waste Collection Event to be held October 12, 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 accept a contribution in the amount of \$2,000.00 from Tenaris Bay City, Inc. for expenses toward the Matagorda County Household Hazardous Waste Collection Event to be held October 12, 2024. Motion carried. Vote 5 ayes 0 nays

12. Consideration and possible action to accept a contribution in the amount of \$300.00 from Sure Nuff Septic Services, LLC for expenses toward the Matagorda County Household Hazardous Waste Collection Event to be held October 12, 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 accept a contribution in the amount of \$300.00 from Sure Nuff Septic Services, LLC for expenses toward the Matagorda County Household Hazardous Waste Collection Event to be held October 12, 2024. Motion carried. Vote 5 ayes 0 nays

13. Consideration and possible action to approve the Administrative Services Agreement and Stop-Loss Agreement between the Texas Association of Counties Health and Employee Benefits Pool and Matagorda County effective October 1, 2024 and authorize the County Judge to sign

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 the Administrative Services Agreement and Stop-Loss Agreement between the Texas Association of Counties Health and Employee Benefits Pool and Matagorda County effective October 1, 2024 and authorize the County Judge to sign. Motion carried. Vote 5 ayes 0 nays

14. Consideration and possible action to approve the ZVRS & Purple Communications rate sheet for Virtual CART/Captioning services and allow the County Clerk to sign

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 ZVRS & Purple Communications rate sheet for Virtual CART/Captioning services and allow the County Clerk to sign. Motion carried. Vote 5 ayes 0 nays

15. Consideration and possible action to ratify the submittal of a Letter to the Texas Department of Agriculture to suspend the current 2, 4-D aerial application commenced on September 1, 2024 and ending on March 10, 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 ratify the submittal of a Letter to the Texas Department of Agriculture to suspend the current 2, 4-D aerial application commenced on September 1, 2024 and ending on March 10, 2025. Motion carried. Vote 5 ayes 0 nays

16. Consideration and possible action to approve a Contract Amendment No. 4 between Matagorda County and the General Land Office (GLO) Contract No. 20-065-123-C430 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 a Contract Amendment No. 4 between Matagorda County and the General Land Office (GLO) Contract No. 20-065-123-C430 and authorize the County Judge to sign. Motion carried. Vote 5 ayes 0 nays

17. Consideration and possible action to ratify Texas Department of Motor Vehicle Imposition of Optional Fees Calendar Years (CY) 2025 with option A no change

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Estlinbaum, with all others concurring, to ratify Texas Department of Motor Vehicle Imposition of Optional Fees Calendar Years (CY) 2025 with option A no change. Motion carried. Vote 5 ayes 0 nays

18. Consideration and possible action to approve the Contract Agreement between Matagorda County and Matagorda VFD 2024 to 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 approve the Contract Agreement between Matagorda County and Matagorda VFD 2024 to 2025. Motion carried. Vote 5 ayes 0 nays

19. Consideration and possible action to approve a Contract Amendment between Matagorda County Tax Office and Stericycle, Inc. to add 1 medium-sized secured shredding bin and 1 large-sized secured shredding bin and allow the County Attorney to sign

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 Contract Amendment between Matagorda County Tax Office and Stericycle, Inc. to add 1 medium-sized secured shredding bin and 1 large-sized secured shredding bin and allow the County Attorney to sign. Motion carried. Vote 5 ayes 0 nays

20. Consideration and possible action to approve a Contract Amendment between Matagorda County Courthouse and Stericycle, Inc. to remove 2 large-sized secured shredding bins and 1 medium-sized secured shredding bin that originally belonged to the Tax Office and allow the County Attorney 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 Contract Amendment between Matagorda County Courthouse and Stericycle, Inc. to remove 2 large-sized secured shredding bins and 1 medium-sized secured shredding bin that originally belonged to the Tax Office and allow the County Attorney to sign. Motion carried. Vote 5 ayes 0 nays

21. Consideration and possible action to accept the Texas Lee Tech Tax Abatement application and \$1,000 fee for review and negotiation

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 Texas Lee Tech Tax Abatement application and \$1,000 fee for review and negotiation. Motion carried. Vote 5 ayes 0 nays

22. Consideration and possible action to set a Public Hearing on Monday, September 30, 2024, regarding the Designation of a Reinvestment Zone – Texas Lee Tech and allow notice of 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 set a Public Hearing on Monday, September 30, 2024, regarding the Designation of a Reinvestment Zone – Texas Lee Tech and allow notice of publication. Motion carried. Vote 5 ayes 0 nays

23. Consideration and possible action to authorize Matagorda County to issue a Request for Proposals (RFP) pertaining to Debris Monitoring and authorize publication

This being the next item for business, motion was duly made by Commissioner Shimek and seconded by Commissioner Frick, with all others concurring, to authorize Matagorda County to issue a Request for Proposals (RFP) pertaining to Debris Monitoring and authorize publication. Motion carried. Vote 5 ayes 0 nays

24. Consideration and possible action to authorize Matagorda County to issue a Request for Proposals (RFP) pertaining to Construction Management Services for Fairground Seating and Sound System Project to be funded by certificates of obligation

This being the next item for business, motion was duly made by Commissioner Shimek and seconded by Commissioner Estlinbaum, with all others concurring, to authorize Matagorda County to issue a Request for Proposals (RFP) pertaining to Construction Management Services for Fairground Seating and Sound System Project to be funded by certificates of obligation. Motion carried. Vote 5 ayes 0 nays

25. Consideration and possible action to approve an Engagement Letter from KM&L for year ending December 31, 2024 for a fee not to exceed \$49,000 and authorize County Judge Bobby Seiferman 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 an Engagement Letter from KM&L for year ending December 31, 2024 for a fee not to exceed \$49,000 and authorize County Judge Bobby Seiferman to sign. Motion carried. Vote 5 ayes 0 nays

26. Consideration and possible action to appoint Loni Smith with GrantWorks as the Labor Standards Officer, replacing Hillary Sotello, related to the Community Development Block Grant – CARES Act Community Resiliency Program CRP (TxCDBG-CV) Program Contracts 70800001010

This being the next item for business, motion was duly made by Commissioner Cook and seconded by Commissioner Shimek, with all others concurring, to appoint Loni Smith with GrantWorks as the Labor Standards Officer, replacing Hillary Sotello, related to the Community Development Block Grant – CARES Act Community Resiliency Program CRP (TxCDBG-CV) Program Contracts 70800001010. Motion carried. Vote 5 ayes 0 nays

27. Consideration and possible action to ratify the Feral Hog Abatement Grant application submission to the Texas A&M AgriLife Extension Service Wildlife Services (WS) Program

This being the next item for business, motion was duly made by Commissioner Shimek and seconded by Commissioner Frick, with all others concurring, to ratify the Feral Hog Abatement Grant application submission to the Texas A&M AgriLife Extension Service Wildlife Services (WS) Program. Motion carried. Vote 5 ayes 0 nays

28. Consideration and possible action to authorize Commissioner, Precinct #4 to purchase an automatic switch Kohler KG100 Generator, in the amount of \$92,731.24 by Hobo Electric, LLC, to be utilized at the EOC/Blessing Community Center funded by certificates of obligation

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 Commissioner, Precinct #4 to purchase an automatic switch Kohler KG100 Generator, in the amount of \$92,731.24 by Hobo Electric, LLC, to be utilized at the EOC/Blessing Community Center funded by certificates of obligation. Motion carried. Vote 5 ayes 0 nays

29. Consideration and possible action to accept the updated Prioritized List of Transportation Infrastructure Projects pertaining to the County Transportation Infrastructure Fund Grant Program (CTIF) and authorize the County Judge to sign

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 updated Prioritized List of Transportation Infrastructure Projects pertaining to the County Transportation Infrastructure Fund Grant Program (CTIF) and authorize the County Judge to sign. Motion carried. Vote 5 ayes 0 nays

30. Consideration and possible action to approve a Commercial Proposal and Sales Agreement with EverOn (formerly ADT) for fire inspection, sprinkler system troubleshooting and monitoring-fire-wireless communicator and authorize County Judge Bobby Seiferman to sign

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 Commercial Proposal and Sales Agreement with EverOn (formerly ADT) for fire inspection, sprinkler system troubleshooting and monitoring-fire-wireless communicator and authorize County Judge Bobby Seiferman to sign. Motion carried. Vote 5 ayes 0 nays

31. Consideration and possible action to approve a Contract between Matagorda County and K&T Construction related to CDBG-CV CRP Contract No. 70800001010, Food Pantry Project and authorize 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 a Contract between Matagorda County and K&T Construction related to CDBG-CV CRP Contract No. 70800001010, Food Pantry Project and authorize the County Judge to sign. Motion carried. Vote 5 ayes 0 nays

32. Consideration and possible action to approve Invoices from the following Departments: Precinct #1, Precinct #2, Precinct #3 and Precinct #4

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 Invoices from the following Departments: Precinct #1, Precinct #2, Precinct #3 and Precinct #4. Motion carried. Vote 5 ayes 0 nays

33. 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

34. Consideration and possible action to accept Matagorda County's share of Unclaimed Capital Credits from the Texas Comptroller's Office, in the amount of \$1,257.31 and transfer as per section 381.004 of the Texas Government Code, transfer to Matagorda County Economic Development Corporation for economic development projects in Matagorda County

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Cook, with all others concurring, to accept Matagorda County's share of Unclaimed Capital Credits from the Texas Comptroller's Office, in the amount of \$1,257.31 and transfer as per section 381.004 of the Texas

Government Code, transfer to Matagorda County Economic Development Corporation for economic development projects in Matagorda County. Motion carried. Vote 5 ayes 0 nays

35. Consideration and possible action to approve Matagorda County Treasurer's Office Monthly Report for August 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 Report for August 2024. Motion carried. Vote 5 ayes 0 nays

36. Consideration and possible action to ratify payment of Bills dated 08/30/2024

This being the next item for business, motion was duly made by Commissioner Frick and seconded by Commissioner Shimek, with all others concurring, to ratify payment of Bills dated 08/30/2024. Motion carried. Vote 5 ayes 0 nays

37. Consideration and possible action to approve payment of Demand Checks

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 payment of Demand Checks. Motion carried. Vote 5 ayes 0 nays

38. 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 Frick, with all others concurring, to approve Line Item Transfers. Motion carried. Vote 5 ayes 0 nays

39. Consideration and possible action to approve Emergency Amendments

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 Emergency Amendments. Motion carried. Vote 5 ayes 0 nays

40. Meet in Executive Session:

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 a 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 10:09 a.m. by Commissioner Shimek and seconded by Commissioner Estlinbaum, with all others concurring, to meet in Executive Session:

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 a 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

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

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 a 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 12:14 p.m. by Commissioner Shimek and seconded by Commissioner Estlinbaum, with all others concurring, to Reconvene open session:

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 a 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 4 ayes 0 nays (Commissioner Frick was absent)


42. **Adjournment**

At approximately 12:16 p.m. Judge Seiferman adjourned the meeting.


Approved in Open Court, the 16th day of September, 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

