

On this the 8<sup>th</sup> day of August, A. D., 2017, the Commissioners' Court of Chambers County, with the following members present, to-wit:

Jimmy Gore	Commissioner, Precinct No. 1
Larry G. George	Commissioner, Precinct No. 2
Gary Nelson	Commissioner, Precinct No. 3
A. R. "Rusty" Senac	Commissioner, Precinct No. 4
Jimmy Sylvia	County Judge
Heather H. Hawthorne	County Clerk

met in a REGULAR MEETING at which time the following items were discussed, considered, passed or adopted, to-wit:

Judge Sylvia, according to law, opened Court at 9:30 a.m. into Open Session. Bobby Hall, offered prayer and then Judge Sylvia led the audience in the Pledge of Allegiance to the American flag and to the Texas flag. Judge Sylvia started with several agenda items under Administration.

Agenda item 1.1-Citizens' comments:

Commissioner Rusty Senac recognized Bobby Hall for his service to H-GAC's Transportation Policy Council and H-GAC's Technical Advisory Committee.

Agenda item 1.2-Receive into record: Proclamation National Health Center Week, August 13-19, 2017.

17-08-384 Motion made by Senac and seconded by George to approve Ameriport Building 7, LLC Tax Abatement Application. Comment by B.J. Simon, Baytown EDF and Ryan Lovell, National Property Holdings.

Passed; Insert.

17-08-385 Motion made by Nelson and seconded by Gore to approve A&W Realty/Vortech Tax Abatement Application. Comment by B.J. Simon, EDF.

Passed; Insert.

17-08-386 Motion made by Senac and seconded by Nelson to approve incentives recommendation for JSW Steel (USA) Chapter 381 Abatement as presented. Comment by B.J. Simon, EDF.

Passed; Insert.

17-08-387 Motion made by Senac and seconded by George to approve Resolution supporting the removal of toxic waste from the San Jacinto River.

Passed; Insert.

At this time, Judge Sylvia went to several agenda items under Personnel.

17-08-388 Motion made by George and seconded by Gore to approve payroll change for Louise Rodriguez, Juvenile Probation, Unclassified \$44,948.10.

Passed; Insert.

17-08-389 Motion made by Senac and seconded by George to approve updated job descriptions as presented from Exempt to Nonexempt.

Passed; Insert.

17-08-390 Motion made by Gore and seconded by George to approve payroll changes: Chris Cotter, Building Maintenance, Pay group 20/17; Janitor Relief, Maintenance/County Judge, Pay group 6/1-3; Sarah Johnston, Wellness Center/Jail, Unclassified, \$40,432.44; Charles Alexander, Sheriff's Office, Unclassified, \$64,402.71; Jacob Walker, Sheriff's Office, Unclassified, \$40,432.44.

Passed; Insert.

Agenda item 17.3-Discuss and consider vacation carryover-**None**.

Agenda item 17.4-Discuss and consider extended medical leave-**None**.

Judge Sylvia went to agenda 15.1 under Library & Historical.

17-08-391 Motion made by George and seconded by Gore to approve the purchase of a self-checkout station, RFID (Radio Frequency Identification) Software and security gates from Tech Logic in the amount of \$11,210.00.

Passed; Insert.

At this time, Judge Sylvia went to agenda item 4.1 under Economic Development & Tourism.

17-08-392 Motion made by George and seconded by Gore to approve the Hotel Occupancy Tax (HOT) Fund application for the 2017 Texas Gatorfest in the amount of \$25,000.00. Comment by Sarah Cerrone, Economic Development.

Passed; Insert.

Judge Sylvia went to several agenda items under Parks & Recreation.

17-08-393 Motion made by George and seconded by Senac to approve purchase of a new Diamond 72” Rotary Cutter Head (attachment for a bobcat skid steer) from Brookside Equipment in the amount of \$10,260.35.

Passed; Insert.

17-08-394 Motion made by George and seconded by Gore to approve Temporary Park Use Agreement for Texas Gatorfest for September 4-22, 2017. Comment by Sarah Cerrone, Economic Development and Scott Peal, County Attorney.

Passed; Insert.

17-08-395 Motion made by Nelson and seconded by George to approve Temporary Park Use Agreement for Old River-Winfree Founder’s Day October 13-14, 2017.

Passed; Insert.

Judge Sylvia went to agenda item 6.1 under Maintenance & Buildings.

Agenda item 6.1-Disucss and consider the purchase of replacement windows at the District Clerk’s Office.

**Tabled.**

At this time, Judge Sylvia went to agenda item 8.1 under Environmental Protection.

17-08-396 Motion made by George and seconded by Gore to approve the Road & Bridge Department and the Solid Waste Department to assist the Environmental Health Department in the abatement process of clearing abandoned trailer, etc. from property located at 17202 Cheyenne Street, Baytown, Texas. Comment by Rex Tunze, Environmental Protection and

Scott Peal, County Attorney.

Passed; Insert.

At this time, Judge Sylvia went to several agenda items under Airports.

17-08-397 Motion made by Nelson and seconded by George to approve authorizing 2<sup>nd</sup> Quarter Site inspections for the Storm Water Pollution Prevention Plan for Anahuac and Winnie Airports. Comment by Bobby Hall, County Engineer.

Passed; Insert.

17-08-398 Motion made by George and seconded by Gore to authorize insurance payment to AIG for mosquito control plane in the amount of \$16,171.00.

Passed; Insert.

Judge Sylvia went to several agenda items under Law Enforcement.

17-08-399 Motion made by Senac and seconded by Gore to approve purchase of budgeted tasers for deputies and jailers from Axon Enterprises, Inc. in the amount of \$16,108.84. Comment by Gilbert Phillips, Sheriff's Office.

Passed; Insert.

17-08-400 Motion made by Nelson and seconded by George to approve purchase of budgeted boat motor from Mercury Marine in the amount of \$13,771.67. Comment by Gilbert Phillips, Sheriff's Office.

Passed; Insert.

17-08-401 Motion made by Senac and seconded by Gore to approve 100 hours of overtime pay for the Sheriff's Office for Odyssey data input.

Passed.

The court took a short recess at 10:36 a.m. and reconvened at 10:51 a.m. Charlie Harris, CEO Spindletop Center, thanked Chambers County for continued support. Judge Sylvia started with agenda item 3.9 under Road & Bridge.

17-08-402 Motion made by Nelson and seconded by Senac to approve Change Order No.8 for Dannenbaum Engineering for design and drawing revisions to bridge clearance, FM 1409 over IH-10 in the amount of \$77,000.00. Comment by Larry Dannenbaum, Dannenbaum Engineering and Cory Taylor, TxDOT.

Passed; Insert.

Court recessed at 11:09 a.m. out of Open Session and into Executive Session, Consultation with Attorney, Section 551.071, Gov. Code, V.T.C.S.; Purchase of Property, Section 551.072, Gov. Code, V.T.C.S. to discuss agenda items 3.7, 3.8, 3.10, & 3.11. Court reconvened at 1:31 p.m. into Open Session. Let the record reflect Commissioner Senac and Commissioner Nelson not present. Judge Sylvia started with several agenda items under Administration.

Let the record reflect that Commissioner Senac and Nelson returned at 1:31 p.m.

Agenda item 1.2-Receive into record: Certificate of Completion, Melinda Rhame, Introduction to Incident Command System, Initial Action Incident, NIMS, National Response Framework; Austin Dubose, Introduction to Incident Command System, Initial Action Incident, NIMS, National Response Framework; Larry Huebner, Introduction to Incident Command System, NIMS; Debra Waldo, Introduction to Incident Command System, NIMS; Richard Blanchard, Introduction to Incident Command System, NIMS; Tommy Jackson, Introduction to Incident Command System, NIMS; Charles Copeland, Introduction to Incident Command System, NIMS; Ronald McDaniel, Introduction to Incident Command System, NIMS; Susan Folsom, NIMS; Senior Citizens Project report for July, 2017; Chris Cotter, & Cade Witherspoon, DDC & Compass Operator Training.

17-08-403 Motion made by Senac and seconded by Gore to approve Minutes of July 11, 2017, Regular Meeting.

Passed; Insert.

Agenda item 1.4-Disucss and consider Treasurer's report on the status of the Quality Incentive Payment Program (QIPP) with respect to Chambers County DBA Arboretum Nursing and Rehabilitation Center of Winnie.

**No Action.**

17-08-404 Motion made by Senac and seconded by Nelson to approve Chambers County Child Welfare Board amended bylaws

Passed; Insert.

17-08-405 Motion made by Senac and seconded by George to approve Letter of Intent from Cheryl McDonald for Lesley Gershmel and Lisa Shoemaker to serve on the Chambers County Child Welfare Board.

Passed; Insert.

At this time, Judge Sylvia went to agenda items under Financial.

17-08-406 Motion made by Nelson and seconded by George to approve claim docket as presented.

Passed; Insert.

17-08-407 Motion made by Gore and seconded by Nelson to approve travel reimbursements and miscellaneous expenditures in the amount of \$1,958.64.

Passed; Insert.

17-08-408 Motion made by George and seconded by Gore to approve budget amendments/transfers as presented.

Passed: Insert.

Agenda item 2.4-Treasurer's report-**None**.

17-08-409 Motion made by Nelson and seconded by Gore to accept 2<sup>nd</sup> Quarter Investment Report as presented.

Passed; Insert.

17-08-410 Motion made by George and seconded by Nelson to accept Chambers County Child Welfare Board 2016 Internal Audit Report.

Passed; Insert.

At this time, Judge Sylvia went to agenda items under Road & Bridge.

17-08-411 Motion made by Nelson and seconded by George to approve granting Lone Star NGL, Mont Belvieu, LP permission to survey across the county property in the Hannah Nash, Survey, Abstract No. 20, Chambers County, Texas. Comment by Bobby Hall, County Engineer.

Passed; Insert.

17-08-412 Motion made by Gore and seconded by Nelson to approve application from Entergy for Utility Construction in Chambers County right-of-way to install 13.2 KV Distribution Power Line 3 Phase along T. Jones from Buccaneer to Fear Road, Winnie, Texas. Comment by Bobby Hall, County Engineer.

Passed; Insert.

17-08-413 Motion made by Gore and seconded by George to approve application from Entergy for Utility Construction in Chambers County right-of-way to install 13.2 KV Distribution Power Line 3 Phase along South Park Street from Hwy 124 to Saint Martin Street, Winnie, Texas. Comment by Bobby Hall, County Engineer.

Passed; Insert.

17-08-414 Motion made by Gore and seconded by George to approve application from Entergy for Utility Construction in Chambers County right-of-way to install 7.6 KV Distribution Power Line 1 Phase at Hwy 124 and Ave. A, Winnie, Texas. Comment by Bobby Hall, County Engineer.

Passed; Insert.

17-08-415 Motion made by Nelson and seconded by Senac to approve application from Entergy for Utility Construction in Chambers County right-of-way to install 7.6 KV Distribution Power Line Phase along Van Ostrand Lane from Fig Ridge and Hamilton, Stowell, Texas. Comment by Bobby Hall, County Engineer.

Passed; Insert.

17-08-416 Motion made by Gore and seconded by George to approve application from Entergy for Utility Construction in Chambers County right-of-way to install a 13.2 KV Distribution Power Line 3 Phase along Hwy 124 at Fear Road, Winnie, Texas.

Passed; Insert.



Agenda item 3.7-Discuss and consider update and rights of way acquisition for FM 1409.

**No Action.**

17-08-417 Motion made by Nelson and seconded by Senac to approve agreement to purchase from and sell land from Bill Wallace as set forth in the attachment agreement regarding sale of land and easement. Amended motion and seconded to include agreement to purchase from and sell land to Hope Wallace as set forth in the attachment agreement regarding sale of land and easement.

Passed; Insert.

Commissioner Gore abstained from the vote.

Agenda item 3.10-Discuss and consider Change Order No. 9 for Dannenbaum Engineering, for roadside ditch revisions from CWA (Coastal Water Authority) Canal north to FM 565.

**Tabled.**

Agenda item 3.11-Discuss and consider Change Order No. 10 for Dannenbaum Engineering for Outfall 5 Channel Revision from FM 1409.

**Tabled.**

The following visitors, department, agency, or business they represent were present in Court today:

Kris Hampton	County Clerk's Office
Mike Lessley	Chambers Co. Project Manager
Nikki Whittington	Chambers County Treasurer
Scott Peal	County Attorney
Kim Turner	Emergency Management
Kevin McClung	Road & Bridge
Gilbert Phillips	Sheriff's Office
Sherry Rundzieher	Sheriff's Office
Sarah Cerrone	Economic Development
Eric Carcerrano	District Attorney's Office
Valerie Jenson	CC Librarian
Annie Vass	CC Library
Wade Thibodeaux	Hometown Press
Sue Hawthorne	Anahuac Progress



Gloria Roemer  
Cory Taylor  
David Kadjar  
B.J. Simon  
Lyndsey Davis  
Larry Marr  
Ryan Lovell  
Jerry Shadden  
Ignacro Ramirez  
Paul Lippke  
Nathan Brandimarte  
Rex Tunze

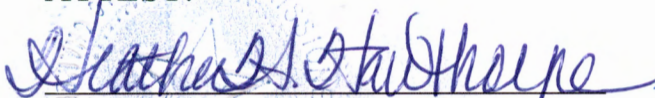
Charlie Harris  
Amber Wood  
Larry Stratmann  
Chelsea Clynes  
Maria Ruiz  
Griselda Munoz  
Elissa Lofgren  
Ashley Dickerson  
Kaley Smith  
Gail Nelson  
Blanca Puga

Seabreeze Beacon  
TxDOT  
Kilgore Park, LLC  
EDF  
Auditor's Office  
Dannenbaum Engineering  
Ameriport  
TBCD  
City of Baytown  
Lippke Cartwright Roberts  
OBT  
Environmental Health/  
Permitting  
Spindletop Center  
Spindletop Center  
Citizen  
Chambers Health  
Chambers Health  
Chambers Health  
Chambers Health  
Chambers Health  
Chambers Health  
Chambers Health  
Chambers Health

There being no further business, Court adjourned at 1:48 p.m.

\*\*\*\*\*

ATTEST:

  
Heather H. Hawthorne, County Clerk

Heather H. Hawthorne, County Clerk

APPROVED:

  
Jimmy Sylvia, County Judge

Jimmy Sylvia, County Judge

COMMISSIONERS' COURT MINUTES  
REGULAR MEETING  
August 8, 2017

Agenda item 1.1-Citizen's  
Comments: Rusty Senac recognized  
Bobby Hall for his service to H-GAC's  
Transportation Policy Council and H-  
GAC's Technical Advisory  
Committee.

Agenda item 1.2-Receive into record:  
Proclamation National Health Center  
Week, August 13-19, 2017.

17-08-384 Motion to approve Ameriport  
Building 7, LLC Tax Abatement  
Application.

17-08-385 Motion to approve A&W  
Realty/Vortech Tax Abatement  
Application.

Agenda item 3.3-Discuss and consider  
repairing/replacing the bridge on Oak  
Street, Anahuac, Texas.

17-08-386 Motion to approve incentives  
recommendation for JSW Steel  
(USA) Chapter 381 Abatement as  
presented.

17-08-387 Motion to approve Resolution  
supporting the removal of toxic waste  
from the San Jacinto River.

- 17-08-388 Motion to approve payroll change for Louise Rodriguez, Juvenile Probation, Unclassified \$44,948.10.
- 17-08-389 Motion to approve updated job descriptions as presented from Exempt to Nonexempt.
- 17-08-390 Motion to approve payroll changes: Chris Cotter, Building Maintenance, Pay group 20/17; Janitor relief, Maintenance/County Judge, Pay group 6/1-3; Sarah Johnston, Wellness Center/Jail, Unclassified, \$40,432.44; Charles Alexander, Sheriff's Office, Unclassified, \$64,402.71; Jacob Walker, Sheriff's Office, Unclassified \$40,432.44.

Agenda item 17.3-Discuss and consider vacation carryover-**None**.

Agenda item 17.4-Discuss and consider extended medical leave-**None**.

- 17-08-391 Motion to approve the purchase of a self-checkout station, RFID (Radio Frequency Identification) Software and security gates from Tech Logic in the amount of \$11,210.00.
- 17-08-392 Motion to approve the Hotel Occupancy Tax (HOT) Fund application for the 2017 Texas Gatorfest in the amount of \$25,000.00.

17-08-393 Motion to approve purchase of a new Diamond 72” Rotary Cutter Head (attachment for a bobcat skid steer) from Brookside Equipment in the amount of \$10,260.35.

17-08-394 Motion to approve Temporary Park Use Agreement for Texas Gatorfest for September 4-22, 2017.

17-08-395 Motion to approve Temporary Park Use Agreement for Old River-Winfree Founder’s Day October 13-14, 2017.

Agenda item 6.1-Discuss and consider the purchase of replacement windows at the District Clerk’s Office-**Tabled.**

17-08-396 Motion to approve the Road & Bridge Department and the Solid Waste Department to assist the Environmental Health Department in the abatement process of clearing abandoned trailer, etc. from property located at 17202 Cheyenne Street, Baytown, Texas.

17-08-397 Motion to approve authorizing 2<sup>nd</sup> Quarter Site inspections for the Storm Water Pollution Prevention Plan for Anahuac and Winnie Airports.

17-08-398 Motion to authorize insurance payment to AIG for mosquito control plane in the amount of \$16,171.00.

- 17-08-399 Motion to approve purchase of budgeted tasers for deputies and jailers from Axon Enterprise, Inc., in the amount of \$16,108.84.
- 17-08-400 Motion to approve purchase of budgeted boar motor from Mercury Marine in the amount of \$13,771.67.
- 17-08-401 Motion to approve 100 hours of overtime pay for the Sheriff's Office for Odyssey data input.
- 17-08-402 Motion to approve Change Order No. 8 for Dannenbaum Engineering for design and drawing revisions to bridge clearance, FM 1409 over IH-10 in the amount of \$77,000.00.

Agenda item 1.2-Receive into record: Certificate of Completion, Melinda Rhame, Introduction to Incident Command System, Initial Action Incident, NIMS, National Response Framework; Austin Dubose, Introduction to Incident Command System, Initial Action Incident, NIMS, National Response Framework; Larry Hueber, Introduction to Incident Command System, NIMS; Debra Waldo, Introduction to Incident Command System, NIMS; Richard Blanchard, Introduction to Incident Command System, NIMS; Tommy Jackson, Introduction to Incident Command System, NIMS; Charles Copeland,

Introduction to Incident Command System, NIMS; Ronald McDaniel, Introduction to Incident Command System, NIMS; Susan Folsom, Introduction to Incident Command System, NIMS; Senior Citizens Project report for July, 2017; Chris Cotter & Cade Witherspoon, DDC & Compass Operator Training.

- 17-08-403 Motion to approve Minutes of July 11, 2017, Regular Meeting.

Agenda item 1.4-Discuss and consider Treasurer's report on the status of the Quality Incentive Payment Program (QIPP) with respect to Chambers County DBA Arboretum Nursing and Rehabilitation Center of Winnie-**No Action.**

- 17-08-404 Motion to approve Chambers County Child Welfare Board amended bylaws.

- 17-08-405 Motion to approve Letter of Intent from Cheryl McDonald for Lesley Gershmel and Lisa Shoemaker to serve on the Chambers County Child Welfare Board.

- 17-08-406 Motion to approve claim docket as presented.

- 17-08-407 Motion to approve travel reimbursements and miscellaneous



expenditures in the amount of  
\$1,958.64.

- 17-08-408 Motion to approve budget amendments/transfers as presented.
- Agenda item 2.4-Treasurer's report-  
**None.**
- 17-08-409 Motion to accept 2<sup>nd</sup> Quarter Investment Report as presented.
- 17-08-410 Motion to accept Chambers County Child Welfare Board 2016 Internal Audit Report.
- 17-08-411 Motion to approve granting Lone Star NGL, Mont Belvieu, LP permission to survey across the county property in the Hannah Nash, Survey, Abstract No. 20, Chambers County, Texas.
- 17-08-412 Motion to approve application from Entergy for Utility Construction in Chambers County right-of-way to install 13.2 KV Distribution Power Line 3 Phase along T. Jones from Buccaneer to Fear Road, Winnie, Texas.
- 17-08-413 Motion to approve application from Entergy for Utility Construction in Chambers County right-of-way to install 13.2 KV Distribution Power Line 3 Phase along South Park Street from Hwy 124 to Saint Martin Street, Winnie, Texas.

- 17-08-414 Motion to approve application from Entergy for Utility Construction in Chambers County right-of-way to install 7.6 KV Distribution Power Line Phase 1 at Hwy 124 and Ave. A, Winnie, Texas.
- 17-08-415 Motion to approve application from Entergy for Utility Construction in Chambers County right-of-way to install 7.6 KV Distribution Power Line Phase along Van Ostrand Lane from Fig Ridge and Hamilton, Stowell, Texas.
- 17-08-416 Motion to approve application from Entergy for Utility Construction in Chambers County right-of-way to install a 13.2 KV Distribution Power Line 3 Phase along Hwy 124 at Fear Road, Winnie, Texas.
- Agenda item 3.7-Discuss and consider update and rights of way acquisition for FM 1409-**No Action.**
- 17-08-417 Motion to approve agreement to purchase from and sell land from Bill Wallace as set forth in the attachment agreement regarding sale of land and easement. Amended motion and second to include agreement to purchase from and sell land to Hope Wallace as set forth in the attachment agreement regarding sale of land and easement. Commissioner Gore abstained from the vote.

Agenda item 3.10-Disucss and consider Change Order No. 9 for Dannenbaum Engineering, for roadside ditch revisions from CWA (Coastal Water Authority) Canal north to FM 565-**Tabled.**

Agenda item 3.11-Discuss and consider Change Order No. 10 for Dannenbaum Engineering for Outfall 5 Channel Revision from FM 1409-**Tabled.**