

COMMISSIONERS' COURT MINUTES
REGULAR MEETING
November 13, 2018

- 18-11-547 Motion to approve Proclamation recognizing November 11-17, 2018, as National Nurse Practitioner Week.
- 18-11-548 Motion to authorize Judge Sylvia to accept partnership between Rice University and Chambers County to join their initiative in the Hurricane Harvey Registry (HHR).
- 18-11-549 Motion to accept 3rd Quarter Investments Report.
- 18-11-550 Motion to accept Indigent Health Care BVCAP (Brazos Valley Community Action Programs) Grant 2017 audit report.
- 18-11-551 Motion to approve LJA Engineering's proposal for Engineering Services for implementation of the County's Storm Water Management Program.
- *Motion & second withdrawn*
- 18-11-552 Motion to approve professional services agreement with LJA Engineering's proposal for Engineering Services for implementation of the County's Storm Water Management Program for an amount not to exceed \$28,000.00 for the first year then

\$26,500.00 for years 2020, 2021, 2022, and 2023 and pending approval by the County Attorney.

- 18-11-553 Motion to authorize Judge Sylvia to sign construction contract for Phase II of Old River Ditch pending approval by County Attorney.
- 18-11-554 Motion to approve request to allow Road & Bridge, Engineering Department, County Attorney, and the Cognata's to come up with recommendations for outfall on Lawrence Drive.
- 18-11-555 Motion to allow Judge Sylvia to sign off on contract change for Tippet Construction for the installation of a garage door and opener at the Communications buildings in the amount of \$6,276.00 and as long as the original PO amount does not change.
- 18-11-556 Motion to approve bidding the Wallisville Volunteer Fire Department.
- 18-11-557 Motion to approve N&T hiring Science Engineering as the materials testing lab for the Winnie arena project not to exceed \$5,000.00.
- 18-11-558 Motion to approve concrete foundation and construction of awning at White's Park from Arnold

Construction in the amount of \$14,740.00 and pending approval by County Attorney.

18-11-559 Motion to approve concrete foundation and construction of awning at Levee Road from Jogayle, Inc., in the amount of \$17,350.00 and pending approval by County Attorney.

18-11-560 Motion to turn over leasing of parks in Pct. 2 to the Parks & Recreation Department.

Amended motion and second to turn over leasing of parks in Commissioner Pct. 2 to the Parks & Recreation Department including Park Use Agreements.

18-11-561 Motion to approve the purchase and installation of field lighting for football and soccer fields at Cook Park in Winnie from Musco Sports Lighting in the amount of \$151,000.00.

Agenda item 1.6-Discuss and consider amendment to the Chambers County Purchasing policy, to include, but not limited to, the timing and initiation of capital projects and other budgeted expenditures for an upcoming fiscal year-**Tabled.**

Agenda item 6.5-Discuss and consider awarding Phase I of Safari Run playground replacement to Kraftsman Commercial Playgrounds for the Buyboard price of \$299,558.06 (2019 Budget, delivery after January 1, 2019)-**Tabled.**

Agenda item 6.6-Discuss and consider approving the purchase of a 2019 Ford Super Duty F-350 from BJ Ford in the amount of \$39,164.10 (2019 Budget, delivery after January 1, 2019)-**Tabled.**

Agenda item 6.7-Discuss and consider approving the purchase of a 2019 Ford Super Duty F-450 from BJ Ford in the amount of \$43,992.10 (2019 Budget, delivery after January 1, 2019)-**Tabled.**

- 18-11-562 Motion to approve Clay Partners-Cedar Port Phase III B1 & B2 Tax Abatement Application.
- 18-11-563 Motion to approve to pay overtime based on available funds for 2018 to the Evidence Technician.
- 18-11-564 Motion to approve the Consent Agenda as presented.
- 18-11-565 Motion to approve Service Provider Agreement by Bridgehaven CAC.

- 18-11-566 Motion to approve the contract between Chambers County District Clerk and Kofile for the preservation of historic case files not to exceed \$50,000.00 in one year.

Agenda item 1.5-Discuss and consider contract renewal with Pitney Bowes for the postage machine in the amount of \$1,625.58-**Tabled.**

Agenda item 4.2-Discuss and consider status of construction of Kilgore Drainage System No. 1 with Angel Brothers and Jim Roberts-**Tabled.**

Agenda item 4.2-Discuss and consider the status of construction of Kilgore Regional Drainage Segment 2 with SER-**No Action.**

- 18-11-567 Motion to approve issuing a variance for a house constructed over the setback lines on lot 25 of Thunder Bay Subdivision in the Solomon Barrow Survey, Abstract No. 3, Chambers County, Texas.

Agenda item 4.3-Discuss and consider Southwinds Development proposed entry monument in the median of Kilgore Parkway-**Tabled.**

- 18-11-568 Motion to approve job descriptions as presented.

- 18-11-569 Motion to approve all payroll changes as presented except for Sylvia Husband, OEM/Fire Marshall/Safety.

Agenda item 4.6-Discuss and consider land swap with Chambers County Logistics Terminal on property adjacent to the extension of Kilgore Drainage Segment 2-**No Action.**

Agenda item 4.8-Discuss and consider current County Engineer's position-**No Action.**

Agenda item 4.9-Discuss and consider Phillips 66-Gray Oak Pipeline Company to purchase a 50' easement for a crude oil pipeline across Chambers County property in Crockett County-**No Action.**

- 18-11-570 Motion to approve payroll change for Sylvia Husband, OEM/Fire Marshall/Safety; Group 18/3, effective January 1, 2019.

On this the 13th day of November, A. D., 2018, 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

with the following members absent, to-wit:

Heather H. Hawthorne	County Clerk
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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. Let the record reflect Judge Sylvia stepped out of court at 9:36 a.m.

Judge Pro Tem Nelson went to agenda items 1.4 & 1.3 under Administration.

18-11-547 Motion made by Senac and seconded by George to approve Proclamation recognizing November 11-17, 2018, as National Nurse Practitioner Week. Comment by Mary Beth Bess, Wellness Center. Judge Sylvia not present for vote.

Passed; Insert.

18-11-548 Motion made by Senac and seconded by George to authorize Judge Sylvia to accept partnership between Rice University and Chambers County to join their initiative in the Hurricane Harvey Registry (HHR). Comment by Mary Beth Bess, Wellness Center and Justin Onwenu, Rice University. Judge Sylvia not present for vote.

Passed; Insert.

Judge Pro Tem Nelson went to agenda items 2.1 & 2.2 under Financial.

18-11-549 Motion made by Senac and seconded by Gore to accept 3rd Quarter Investments Report. Comment by Michael Manders, Auditor's Office. Judge Sylvia not present for vote.

Passed; Insert.

18-11-550 Motion made by Gore and seconded by George to accept Indigent Health Care BVCAP (Brazos Valley Community Action Programs) Grant 2017 audit report. Comment by Brooke Jacobson, Auditor's Office and Jessica Laskoskie, Indigent Health. Judge Sylvia not present for vote.

Passed; Insert.

Judge Pro Tem Nelson went to agenda item 4.1 under Engineering/Project Management.

18-11-551 Motion made by Senac and seconded by Gore to approve LJA Engineering's proposal for engineering services for implementation of the County's Storm Water Management Program. Comment by Gary Struzick, County Engineer.

Motion and second withdrawn.

18-11-552 Motion made by Senac and seconded by Gore to approve professional services agreement with LJA Engineering as presented for engineering services for implementation of the County's Storm Water Management Program for an amount not to exceed \$28,000.00 for the first year then \$26,500.00 for years 2020, 2021, 2022, and 2023 and pending approval by the County Attorney.

Passed; Insert.

Let the record reflect that Judge Sylvia returned to court at 10:00 a.m. Judge Sylvia went to agenda item 5.1 under Economic Development & Tourism.

18-11-553 Motion made by Nelson and seconded by Senac to authorize Judge Sylvia to sign construction contract for Phase II of Old River Ditch pending approval by County Attorney. Comment by Patrick Wiltshire, Public Management, Inc.; Mike McClung, RPS Infrastructure, Inc.; Scott Peal, County Attorney.

Passed; Insert.

Judge Sylvia went to agenda item 4.4 under Engineering/Project Management. Video Presentation by Louis and Mona Cognata.

The court took a short recess at 10:53 a.m. and reconvened at 11:07 a.m. Judge Sylvia continued with agenda item 4.4 under Engineering/Project Management.

18-11-554 Motion made by Senac and seconded by George to approve request to allow Road & Bridge, Engineering Department, County Attorney, and the Cognata's to come up with recommendations for outfall on Lawrence Drive. Comment by Gary Struzick, County Engineer.

Passed; Insert.

Judge Sylvia went to several agenda items under Maintenance & Buildings.

18-11-555 Motion made by Senac and seconded by Nelson to allow Judge Sylvia to sign off on contract change for Tippett Construction for the installation of a garage door and opener at the Communications building in the amount of \$6,276.00 and as long as the original PO amount does not change. Comment by Glenn Innerarity, Communications.

Passed; Insert.

18-11-556 Motion made by Gore and seconded by George to approve going out for bids for the construction of the Wallisville Volunteer Fire Department.

Passed; Insert.

18-11-557 Motion made by Gore and seconded by George to approve N&T hiring Science Engineering as the materials testing lab for the Winnie Arena project not to exceed \$5,000.00.

Passed; Insert.

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

18-11-558 Motion made by George and seconded by Gore to approve concrete foundation and construction of awning at White's Park from Arnold Construction in the amount of \$14,740.00 and pending approval by County Attorney. Comment by Grant Smith, Parks & Recreation.

Passed; Insert.

18-11-559 Motion made by George and seconded by Gore to approve concrete foundation and construction of awning at Levee Road from

Jogayle, Inc., in the amount of \$17,350.00 and pending approval by County Attorney. Comment by Grant Smith, Parks & Recreation.

Passed; Insert.

18-11-560 Motion made by George and seconded by Nelson to turn over leasing of parks in Pct. 2 to the Parks & Recreation Department. Comment by Grant Smith, Parks & Recreation.

Amended motion and second to turn over leasing of parks in Commissioner Pct. 2 to the Parks & Recreation Department including Park Use Agreements. Comment by Sarah Cerrone, Economic Development and Lauren Van Deventer, Judges Office.

Passed; Insert.

18-11-561 Motion made by Gore and seconded by Senac to approve the purchase and installation of field lighting for football and soccer fields at Cook Park in Winnie from Musco Sports Lighting in the amount of \$151,000.00.

Passed; Insert.

Judge Sylvia went to agenda item 1.6 under Administration.

Agenda item 1.6-Discuss and consider amendment to the Chambers County Purchasing Policy, to include, but not limited to, the timing and initiation of capital projects and other budgeted expenditures for an upcoming fiscal year.

Tabled.

Judge Sylvia went to agenda items 6.5, 6.6, and 6.7 under Parks & Recreation.

Agenda item 6.5-Discuss and consider awarding Phase I of Safari Run playground replacement to Kraftsman Commercial Playgrounds for the Buyboard price of \$299,558.06 (2019 Budget, delivery after January 1, 2019).

Tabled.

Agenda item 6.6-Discuss and consider approving the purchase of a 2019 Ford Super Duty F-350 from BJ Ford in the amount of \$39,164.10 (2019

Budget, delivery after January 1, 2019).

Tabled.

Agenda item 6.7-Discuss and consider approving the purchase of a 2019 Ford Super Duty F-450 from BJ Ford in that amount of \$43,992.10 (2019 Budget, delivery after January 1, 2019).

Tabled.

Judge Sylvia went to the Supplemental Agenda.

18-11-562 Motion made by Senac and seconded by George to approve Clay Partners-Cedar Port Phase III B1 & B2 Tax Abatement Application.

Passed; Insert.

At this time, Judge Sylvia went to agenda item 17.1 under Law Enforcement.

18-11-563 Motion made by Gore and seconded by Nelson to approve to pay overtime based on available funds for 2018 to the Evidence Technician. Comment by Gilbert Phillips, Sheriff's Office.

Passed; Insert.

Judge Sylvia went to the Consent Agenda.

18-11-564 Motion made by George and seconded by Nelson to approve the Consent Agenda as presented.

Passed; Insert.

Judge Sylvia went to several agenda items under Administration.

18-11-565 Motion made by Senac and seconded by George to approve Service Provider Agreement by Bridgehaven CAC. Comment by Scott Peal, County Attorney.

Passed; Insert.

18-11-566 Motion made by George and seconded by Senac to approve the contract between Chambers County District Clerk and Kofile for the preservation of historic case files not to exceed \$50,000.00 in one year. Comment by Heather Hawthorne, County Clerk.

Passed; Insert.

Agenda item 1.5-Discuss and consider contract renewal with Pitney Bowes for the postage machine in the amount of \$1,625.58.

Tabled.

Judge Sylvia went to several agenda items under Engineering/Project Management.

Agenda item 4.2-Discuss and consider status of construction of Kilgore Drainage System No. 1 with Angel Brothers and Jim Roberts.

Tabled.

Agenda item 4.3-Discuss and consider the status of construction of Kilgore Regional Drainage Segment 2 with SER.

No Action.

18-11-567 Motion made by Senac and seconded by George to approve issuing a variance for a house constructed over the setback lines on lot 25 of Thunder Bay Subdivision in the Solomon Barrow Survey, Abstract No. 3, Chambers County, Texas. Comment by Bobby Hall, Engineering.

Passed; Insert.

Agenda item 4.7-Discuss and consider Southwinds Development proposed entry monument in the median of Kilgore Parkway.

Tabled.

Judge Sylvia went to agenda items 18.1 & 18.2 under Personnel.

18-11-568 Motion made by George and seconded by Nelson to approve job descriptions as presented.

Passed; Insert.

18-11-569 Motion made by George and seconded by Gore to approve all payroll changes as presented except for Sylvia Husband, OEM/Fire Marshall/Safety.

Passed; Insert.

Court recessed at 12:00 p.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.; Personnel, Section 551.074, Gov. Code, V.T.C.S. to discuss agenda items 4.6, 4.8, 4.9, & 18.2. Court reconvened at 12:49 p.m. into Open Session. Judge Sylvia went to several agenda items under Engineering/Project Management.

Agenda item 4.6-Discuss and consider land swap with Chambers County Logistics Terminal on property adjacent to the extension of Kilgore Drainage Segment 2.

No Action.

Agenda item 4.8-Discuss and consider current County Engineer's position.

No Action.

Agenda item 4.9-Discuss and consider Phillips 66-Gray Oak Pipeline Company to purchase a 50' easement for a crude oil pipeline across Chambers County property in Crockett County.

No Action.

Judge Sylvia went back to 18.2 under Personnel.

18-11-570 Motion made by Senac and seconded by Nelson to approve payroll change for Sylvia Husband, OEM/Fire Marshall/Safety; Group 18/3, effective January 1, 2019.

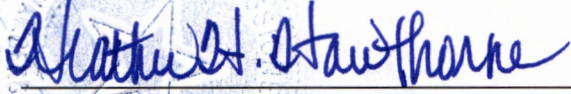
Passed; Insert.

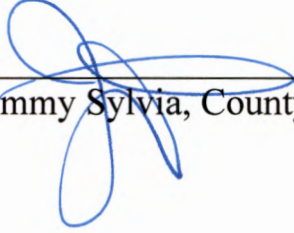
The following visitors, department, agency, or business they represent were present in Court today:

Kris Hampton	County Clerk's Office
Lauren Van Deventer	County Judge's Office
Nikki Whittington	Chambers County Treasurer
Scott Peal	County Attorney
George Barrera	Purchasing Agent
Gilbert Phillips	Sheriff's Office

Bobby Hall	Engineering
Lyndsey Davis	Auditor's Office
Haley Moreno	Auditor's Office
Brooke Jacobson	Auditor's Office
Michael Manders	Auditor's Office
Nathan Brandimarte	OBT
Jessica Laskoskie	Indigent Health
Mary Beth Bess	Wellness Center
Linda Koonce	Wellness Center
Shalanda Cooper	Health Department
Sarah Cerrone	Economic Development
Kim Turner	Emergency Management
Grant Smith	Parks & Recreation
Ryan Holzaepfel	Fire Marshall
Aaron Thomas	County Judge's Office
Valerie Jensen	CC Librarian
Billy Combs	Mayor of Beach City
Patrick Wiltshire	Public Management, Inc.
David Kadjar	Kilgore Park, LLC
Mike McClung	RPS
Sue Hawthorne	The Progress
Wade Thibodeaux	Hometown Press
Gloria Roemer	The Seabreeze Beacon
Ignacio Ramirez	City of Baytown
Mona Cognata	Citizen
Lou Cognata	Citizen
Jim Roberts	LCR Engineers
Quinten Adams	Communications
Glenn Innerarity	Communications
Christi Morris	Bayside Hospital
Lori Walsh	Citizen
Justin Onwenu	Rice University

There being no further business, Court adjourned at 12:50 p.m.

ATTEST:

Heather H. Hawthorne, County Clerk

APPROVED:

Jimmy Sylvia, County Judge