

On this the 13th day of June, 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

And the following members absent, to-wit:

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 Pro Tem Nelson, according to law, opened Court at 9:35 a.m. into Open Session. Bobby Hall, offered prayer and then Judge Pro Tem Nelson led the audience in the Pledge of Allegiance to the American flag and to the Texas flag. Judge Pro Tem started with Agenda item 1.1 under Administration.

Agenda item 1.1-Citizens' comments:

Bobby Hall-Read letter from Sherman Moore commending Bobby Hall and is staff on their professional and courteous demeanor.

Judge Pro Tem Nelson went to several agenda items under Parks & Recreation.

17-06-278 Motion made by Senac and seconded by George to waive park use agreement and approve closing part of Fort Anahuac Park and road ways to host an All-Star Softball Tournament, June 24-26, 2017, subject to Road and Bridge determining traffic control plan for this event. Comment by Annette Abernathy with AYSO. Comment by Bobby Hall, County Engineer, and Scott Peal, County Attorney.

Passed; Insert.

17-06-279 Motion made by George and seconded by Gore to waive park use agreement and approve Anahuac National Bank to sponsor a fireworks show and use of the County's portable stage at Fort Anahuac Park on Tuesday night, July 4, 2017. Comment by Bobby Hall, County Engineer.

Passed; Insert.

17-06-280 Motion made by Senac and seconded by George to approve a Temporary Park Use Agreement with the Beach City Volunteer Fire Department for use of McCollum Park in Beach City for their annual car show, auction, and live music program on July 8, 2017. Comment by Commissioner Senac.

Passed; Insert.

At this time, Judge Pro Tem Nelson skipped to agenda item 15.1 under Library & Historical.

17-06-281 Motion made by George and seconded by Gore to accept the 2016 Distinguished Service Award presented to the Chambers County Historical Commission.

Passed; Insert.

Judge Pro Tem Nelson went to agenda item 8.1 under Environmental Protection.

17-06-282 Motion made by Senac and seconded by George to authorize the County Attorney and County Judge to execute a temporary contract services for a DR (Designated Representative) Specialist, James Garcia, for On-Site Sewage Facility inspections. Comment by Victoria Figueroa, Environmental Health.

Passed; Insert.

At this time, Judge Pro Tem Nelson went to several agenda items under Administration

17-06-283 Motion made by Senac and seconded by Gore to approve Lone Star NGL, Fractionator 5 Chapter 381 Agreement. Comment by B.J. Simon, Baytown EDF and Commissioner Senac.

Passed; Insert.

17-06-284 Motion made by Senac and seconded by George to approve Ravago Americas, LLC, Chapter 381 Agreement. Comment by B.J. Simon, Baytown EDF and Commissioner Senac.

Passed; Insert.

17-06-285 Motion made by Senac and seconded by Gore to accept the

application for designation/creation of the Vinmar Properties, LLC, 2017, Reinvestment Zone and to set a public hearing on June 27, 2017. Comment by B.J. Simon, Baytown EDF.

Passed; Insert.

17-06-286 Motion made by Gore and seconded by George to accept the application for designation/creation of the A&W Realty/Vortech 2017, Reinvestment Zone and to set a public hearing on June 27, 2017. Comment by B.J. Simon, Baytown EDF.

Passed; Insert.

Judge Pro Tem Nelson skipped to several agenda items under Road & Bridge.

17-06-287 Motion made by George and seconded by Senac to approve request from Dannenbaum Engineering for Change Order No. 6 for the complete revision to Outfall 3 Channel-FM 1409 and fund half of the study in the amount of \$11,000.00 and the City of Mont Belvieu will fund the other half. Comment by Larry Marr, Dannenbaum Engineering; Nathan Watkins, City Manager of Mont Belvieu; B.J. Simon, Baytown EDF.

Passed; Insert.

17-06-288 Motion made by Senac and seconded by Gore to approve advertising for sealed proposals for the construction of a portion of Outfall 4 for proposed FM 1409. Comment by Larry Marr, Dannenbaum Engineering.

Passed; Insert.

17-06-289 Motion made by Senac and seconded by George to approve setting a public hearing on July 11, 2017, at 10:00 a.m. for the purpose of setting the weight limit on Carrington Road to 29,000 pounds gross vehicle weight (GVW). Comment by Bobby Hall, County Engineer. Public comment by Cade Van Deventer.

Passed; Insert.

At this time, Judge Pro Tem Nelson went to agenda item 6.1 under Maintenance & Buildings.

17-06-290 Motion made by Senac and seconded by George to accept a Change order from PBK Architects Inc., where the Contrast Sum will be decreased by \$40,000.00. Comment by Jeff Chapman, PBK Architects, Inc.

and Mike Lessley, Project Manager.

Passed; Insert

The court took a short recess at 10:49 a.m. and reconvened at 11:00 a.m. Judge Pro Tem Nelson went back to agenda item 6.1 under Maintenance & Buildings.

George Barrera, Purchasing Agent, requested this agenda item be Tabled due to incorrect wording on the agenda. Motion 17-06-290 was rescinded by both Senac and George.

**Rescinded.
Tabled.**

Agenda item 6.1 was then tabled.

Judge Pro Tem Nelson skipped to agenda item 12.1 under Airports.

17-06-291 Motion made by Senac and seconded by Gore to execute rental agreement between Chambers County and Twin County Air-Ag Inc., for hangar rent for an amount not to exceed \$2,500.00 and to accept fuel charges of \$2.80/gallon with the understanding price is subject to change without notice. Comment by Lawrence Lewis, Mosquito Control and Tony Sims, County Auditor.

Passed; Insert.

Judge Pro Tem Nelson went to agenda item 1.11 under Administration.

Agenda item 1.11-Discuss and consider addendum to the State and Local Government Lease-Purchase Agreement with Function 4 for additional equipment. Comment by Scott Peal, County Attorney.

Tabled.

At this time, Judge Pro Tem Nelson went to several agenda items under Solid Waste.

17-06-292 Motion made by George and seconded by Gore to approve the purchase of two (2) 40 Cubic Yard Roll-off Compactor Containers from Box Gang Manufacturing in the amount of \$13,300.00. Comment by Jimmy Kahla, Solid Waste.

Passed; Insert.

17-06-293 Motion made by George and seconded by Gore to authorize bids for four (4) Roll-off Trucks. Comment by Jimmy Kahla, Solid Waste.

Passed; Insert.

Judge Pro Tem Nelson went to agenda item 10.1 under Communications & Technology.

17-06-294 Motion made by Senac and seconded by George to adopt updated Information Technology Policy as presented effective June 13, 2017. Comment by Derek Parish & Austin DuBose, Technology and Scott Peal, County Attorney.

Passed; Insert.

At this time, Judge Pro Tem Nelson went to agenda item 2.5 under Financial.

17-06-295 Motion made by Gore and seconded by George to accept Auditor's Report, GFOA Budget Award and Budget. Comment by Tony Sims, County Auditor.

Passed; Insert.

Judge Pro Tem Nelson went back to several agenda items under Communications & Technology.

17-06-296 Motion made by Senac and seconded by Gore to accept CenterPoint Energy's Facilities Extension Agreement and cost to provide electrical line extension to the Mont Belvieu radio tower site in the amount of \$4,087.00. Comment by Quinten Adams, Communications.

Passed; Insert.

17-06-297 Motion made by Gore and seconded by George to approve Change Order from Quality Tower Service to extend underground power service to the Mont Belvieu radio tower site in the amount of \$2,532.00. Comment by Quinten Adams, Communications.

Passed; Insert.

At this time, Judge Pro Tem Nelson went to several agenda items under Safety/Emergency Management.

17-06-298 Motion made by Senac and seconded by Gore to terminate our agreement with Occupational Health as per the terms of the agreement and execute an agreement with STAT Testing for Pre-employment testing, and random drug and alcohol testing as presented. Comment by Ryan Holzaepfel, Safety Coordinator/Fire Marshall and Cindy Spell, STAT Testing. Amended motion and second to terminate our agreement with Fleet Screen.

Passed; Insert.

17-06-299 Motion made by Gore and seconded by George to approve Order amending the adoption of the National Incident Management System (NIMS) as presented. Comment by Kim Turner, Emergency Management Coordinator.

Passed; Insert.

Judge Pro Tem Nelson went to several agenda items under Administration.

17-06-300 Motion made by Senac and seconded by Gore to accept Treasurer's report on the status of the Quality Incentive Payment Program (QIPP) with respect to the Chambers County/The Arboretum of Winnie Nursing and Rehabilitation Center. Comment by Nikki Whittington, Treasurer.

Passed; Insert.

17-06-301 Motion made by Gore and seconded by George to accept Treasurer's report on the completion of the Minimum Payment Amount Program (MPAP) with respect to the Chambers County/The Arboretum of Winnie Nursing and Rehabilitation Center. Comment by Nikki Whittington, Treasurer.

Passed; Insert.

At this time, Judge Pro Tem Nelson went to several agenda items under Financial.

17-06-302 Motion made by Senac and seconded by Gore to approve claim docket as presented.

Passed; Insert.

17-06-303 Motion made by Gore and seconded by George to approve travel reimbursements and miscellaneous expenditures in the amount of \$8,450.38.

Passed; Insert.

17-06-304 Motion made by George and seconded by Gore to approve budget amendments/transfers in the amount of \$52,034.00 as presented.

Passed; Insert.

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

Judge Pro Tem Nelson went to several agenda items under Road & Bridge.

17-06-305 Motion made by Senac and seconded by George to approve Ameriport, Section 5 final plat for recording in the County Clerk's map records subject to Rex Tunze's signature. Comment by Bobby Hall, County Engineer.

Passed; Insert.

17-06-306 Motion made by Senac and seconded by George to approve request from Conrad Reynolds (owner of lot (15) of the Winfree Oaks, Section 3) for a variance of 5ft. on the metal building set back on the west side of his lot. Comment by Bobby Hall, County Engineer.

Passed; Insert.

17-06-307 Motion made by George and seconded by Gore to approve Enterprise Pipeline Company permission to conduct a land survey across the tract of land in the Hannah Nash League, Abstract No. 20, Chambers County, Texas. Comment by Scott Peal, County Attorney.

Passed; Insert.

17-06-308 Motion made by George and seconded by Gore to approve request from Robert J. Brewer with Blackjack Acquisitions, LLC, to allow surveying on the Crockett County land for a new pipeline to be installed adjacent to the DCP Pipeline. Comment by Bobby Hall, County Engineer, and Scott Peal, County Attorney. Amended motion and seconded to add an indemnification clause.

Passed; Insert.

17-06-309 Motion made by Gore and seconded by George to approve Coates Field Service, Inc., (acting for Targa Resources) permission to conduct a land survey across the county tract of land in the Hannah Nash League, Abstract No.20, Chambers County, Texas to include an indemnification clause.

Passed; Insert.

17-06-310 Motion made by Senac and seconded by Gore approve Resolution and Order decreeing the acquisition of property to be a public necessity and authorizing the acquisition and payment of compensation for the Kilgore Parkway Drainage Project, Segment 2. Comment by Nathan Brandimarte, OBT.

Passed; Insert.

At this time, Judge Pro Tem Nelson, went to several agenda items under personnel.

17-06-311 Motion made by Senac and seconded by George to approve updated job description for Correctional Nurse (LVN) as presented with corrected FLSA classification of Non-Exempt. Comment by Nikki Whittington, Treasurer.

Passed; Insert.

17-06-312 Motion made by Senac and seconded by George to approve all payroll changes as presented. Comment by Marybeth Bess, Health & Wellness Center Director. She introduced Kayla Espey, Correctional Nurse/RN.

Passed; Insert.

17-06-313 Motion made by Senac and seconded by Gore to approve both vacation carryover request for Michael Lessley, 40 hours to use within 6 months and Alissa Beard, 40 hours as presented.

Passed; Insert.

Judge Pro Tem Nelson went back to several agenda items Administration.

Agenda item 1.11-Disucss and consider addendum to the State and Local Government Lease-Purchase Agreement with Function 4 for additional equipment. Comment by Scott Peal, County Attorney; George Barrera, Purchasing; and Mark McKee, Function 4. No action at this time.

No action.

Agenda item 1.2-Receive into record: Certificate of Completion, Robert Hall, Let's Listen To The Judge & A Journey Through The Matrix; Certificate of Achievement, Connie Lopez, Introduction to Incident Command System & National Incident Management System (NIMS); Certificate of Compliance, Chambers County Sheriff's Office; Golf Course report ending May 31, 2017; Certificate of Completion, Nicole Whittington, 45th Annual County Treasurers' Continuing Education Seminar; Senior Citizen Project Report for May 2017; Certificate of Completion, Rex Tunze, 7th Annual Harris County Onsite Wastewater Seminar; Certificate of Completion, 7th Annual Harris County Onsite Wastewater Seminar, Noemi Valencia.

17-06-314 Motion made by Gore and seconded by George to approve Minutes of May 9, 2017, Regular Meeting; May 23, 2017, Regular Meeting; and May 26, 2017, Special Called Meeting.

Passed; Insert.

17-06-315 Motion made by Senac and seconded by George to approve addendum to the State and Local Government 57 month Lease-Purchase Agreement with Function 4, covering the 12 additional copiers and printers and includes the \$101.60/monthly addition covering the Lease Buyout terms provided by Function 4, bringing the total Lease Buyout amount to be received by the County from Function 4 to \$33,705.71. Comment by Scott Peal, County Attorney and Mark McKee, Function 4.

Passed; Insert.

Court recessed at 12:35 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; Court reconvened at 2:23 p.m. into Open Session.

Agenda item 1.4-Discuss and consider status of Pelco Litigation, including settlement offer.

No action.

Agenda item 3.9-Discuss and consider update and rights of way acquisition for FM 1409.

No action.

Agenda item 3.10-Discuss and consider property and rights of way acquisition for Kilgore Drainage Project.

No action.

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
Brian Hawthorne	Sheriff
Lauren Van Deventer	County Judge's Office
George Barrera	Purchasing Agent
Scott Peal	County Attorney
Kevin McClung	Road & Bridge
Marybeth Bess	Health & Wellness Center
Kayla Espey	Sheriff's Office
Lyndsey Davis	Auditor's Office
Bess Woody	Auditor's Office
Haley Avriett	Auditor's Office
Quinten Adams	Communications
Kim Turner	Emergency Management
Bill Vola	Emergency Management
Ryan Holzaepfel	Emergency Management
Lawrence Lewis	Mosquito Control
Sherry Rundzieher	Sheriff's Office
Derek Parish	Technology
Austin Dubose	Technology
Wade Thibodeaux	Hometown Press
Sue Hawthorne	Anahuac Progress
Gloria Roemer	Seabreeze Beacon
Nathan Brandimarte	Orgain Bell & Tucker
B.J. Simon	Baytown EDF
Hazel Meaux	Citizen
Daryl Morris	Citizen
Cade Van Deventer	Citizen

John Kemp
 Jerry Shadden
 Steve Kole
 David Kadjar
 John Eversole
 Nell Northcutt
 Jackie Payne
 Bill Purser
 Larry Marr
 Victoria Figueroa
 Annette Abernathy
 Stan Spell
 Cindy Spell
 Mark McKee
 Nathan Watkins
 Jeff Chapman

Citizen
 TBCD
 Citizen
 Kilgore Park, LLC
 Beach City VFD
 Citizen
 Citizen
 CC Historical Commission
 Dannenbaum Engineering
 Environmental Health
 AYSO
 STAT Testing
 STAT Testing
 Function 4
 City of Mont Belvieu
 PBK

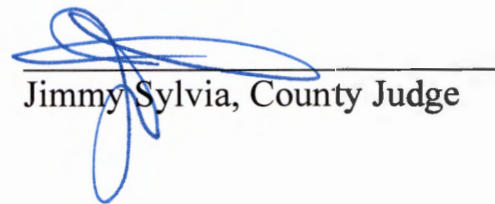
There being no further business, Court adjourned at 2:24 p.m.

ATTEST:



Heather H. Hawthorne, County Clerk

APPROVED:



Jimmy Sylvia, County Judge

COMMISSIONERS' COURT MINUTES
REGULAR MEETING
June 13, 2017

- 17-06-278 Motion to waive park use agreement and approve closing part of Fort Anahuac Park and road ways to host an All-Star Softball Tournament, June 24-26, 2017, subject to Road & Bridge determining traffic control plan for this event.
- 17-06-279 Motion to waive park use agreement and approve Anahuac National Bank to sponsor a fireworks show and use the County's portable stage at Fort Anahuac Park on Tuesday night, July 4, 2017.
- 17-06-280 Motion to approve a Temporary park use agreement with the Beach City Volunteer Fire Department for use of McCollum Park in Beach City for their annual car show, auction, and live music program on July 8, 2017.
- 17-06-281 Motion to accept presentation of the 2016 Distinguished Service Award presented to the Chambers County Historical Commission.
- 17-06-282 Motion to authorize the County Attorney and County Judge to execute a temporary contract services for a DR (Designated Representative) Specialists, James Garcia, for On-Site Sewage Facility Inspections.

- 17-06-283 Motion to approve Lone Star NGL, Fractionator 5 Chapter 381 Agreement.
- 17-06-284 Motion to approve Ravago Americas, LLC, Chapter 381 Agreement.
- 17-06-285 Motion to accept the application for designation/creation of the Vinmar Properties, LLC, 2017 Reinvestment Zone and to set a public hearing on June 27, 2017.
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- 17-06-289 Motion to approve setting a public hearing on July 11, 2017, at 10:00 a.m. for the purpose of setting the weight limit on Carrington Road to

29,000 pounds gross vehicle weight (GVW).

- 17-06-290 Motion to accept a Change Order from PBK Architects Inc., where the Contrast Sum will be decreased by \$40,000.00.

Motion 17-06-290 was **Rescinded** by both. Agenda item 6.1 was then **Tabled**.

- 17-06-291 Motion to execute rental agreement between Chambers County and Twin County Air-Ag Inc., for hangar rent for an amount not to exceed \$2,500.00 and to accept fuel charges of \$2.80/gallon with the understanding price is subject to change without notice.

Agenda item 1.11-Discuss and consider addendum to the State and Local Government Lease-Purchase Agreement with Function 4 for additional equipment-**Tabled**.

- 17-06-292 Motion to approve the purchase of two (2) 40 Cubic Yard Roll-off Compactor Containers from Box Gang Manufacturing in the amount of \$13,300.00.

- 17-06-293 Motion to authorize bids for four (4) Roll-off Trucks.

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- 17-06-297 Motion to approve Change Order from Quality Tower Service to extend underground power service to the Mont Belvieu radio tower site in the amount of \$2,532.00.
- 17-06-298 Motion to terminate our agreement with Occupational Health as per the terms of the agreement and execute an agreement with STAT Testing for Pre-employment testing, and random drug and alcohol testing as presented. Amended motion and second to terminate our agreement with Fleet Screen.
- 17-06-299 Motion to approve Order amending the adoption of the National Incident Management System (NIMS) as presented.

- 17-06-300 Motion to accept Treasurer's report on the status of the Quality Incentive Payment Program (QIPP) with respect to the Chambers County/The Arboretum of Winnie Nursing and Rehabilitation Center.
- 17-06-301 Motion to accept Treasurer's report on the completion of the Minimum Payment Amount Program (MPAP) with respect to the Chambers County/The Arboretum of Winnie Nursing and Rehabilitation Center.
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- 17-06-304 Motion to approve budget amendments/transfers in the amount of \$52,034.00 as presented.
- Agenda item 2.4-Treasurer's report-**none.**
- 17-06-305 Motion to approve Ameriport, Section 5 final plat for recording in the County Clerk's map records subject to Rex Tunze's signature.
- 17-06-306 Motion to approve request from Conrad Reynolds (owner of lot (15) of the Winfree Oaks, Section 3) for a

variance of 5ft. on the metal building set back on the west side of his lot.

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- 17-06-311 Motion to approve updated job descriptions for Correctional Nurse (LVN) as presented with corrected FLSA classification of Non-Exempt.

- 17-06-312 Motion to approve all payroll changes as presented: Kayla Espey, Wellness Center/Jail, \$70,447.88; Steven Johnson, Building Maintenance, Pay group 10-3; Deyci Palacios, Maintenance, Pay group 6-9; Cynthia Scribner, Pro Shop Attend, \$11.66; William T. Bennevendo, Equipment Op. II, \$32,525.00; Susan Claspill, Dispatch I, \$34,378.59; Open position, Seasonal Sprayer, \$9.00 hr; Open position, Seasonal Sprayer, \$9.00 hr; Kolbey Hampton, YPS Secretary II, Pay group 17-2; Justin Mitchan, Deputy III, \$55,286.72; Joshua D. Cooper, Seasonal Sprayer, \$9.00 hr; Guadalupe Diaz, Clerk (PT), \$7.25 hr; Douglas Egbert, Deputy III, \$55,286.72; Donald Choate, Jailer I, \$40,432.44; Christopher Hodges, Inspector, Pay group 11-2; Jeremy Greer, Water System Inspector, Pay group 14-1; Bobby Hall, County Engineer, \$57,913.50; Angela L. Shields, Seasonal Sprayer, \$9.00; Emma Swonke, Clerk (PT), \$7.25; Open Position, Janitor, \$21,244.02; Open Position, Janitor (relief), \$10.21; Camryn Burkhalter, Library Page (PT), \$7.25;
- 17-06-313 Motion to approve both vacation carryover request for Michael Lessley, 40 hours to use within 6 months and Alissa Beard, 40 hours as presented.

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- 17-06-315 Motion made to approve addendum to the State and Local Government 57 month Lease-Purchase Agreement with Function 4, covering the 12 additional copiers and printers and includes the \$101.60/monthly addition covering the Lease Buyout terms provided by the County from Function 4 to \$33,705.71.

Agenda item 1.4-Discuss and consider status of Pelco Litigation, including settlement offer. **No Action.**

Agenda item 3.9-Discuss and consider update and rights of way acquisition for FM 1409. **No Action.**

Agenda item 3.10-Discuss and consider property and rights of way acquisition for Kilgore Drainage Project. **No Action.**