

On this the 28th day of September, A. D., 2021, the Commissioners' Court of Chambers County, with the following members present, to-wit:

Jimmy Sylvia	County Judge
Jimmy Gore	Commissioner, Precinct No. 1
Mark Tice	Commissioner, Precinct No. 2
Tommy Hammond	Commissioner, Precinct No. 3
Billy Combs	Commissioner, Precinct No. 4
Heather H. Hawthorne	County Clerk

With the following members absent, to-wit:

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 9:34 a.m. into Open Session. Dustin Poole, a member of the Chambers County 4-H County Council, offered prayer. Brooke Poole, also a member of the Chambers County 4-H County Council, led in the Pledge of Allegiance to the American flag and the Pledge of Allegiance to the Texas flag.

21-09-273 Motion made by Gore and seconded by Tice to approve the Proclamation designating October 3-9, 2021, as National 4-H Week in Texas and commend the 4-H Youth Development Program of the Texas A&M Agrilife Extension Services.

Passed; Insert.

Fire Marshall/Emergency Management Coordinator Ryan Holzaepfel then gave a citizen's comment. He introduced the County's new Safety Coordinator, Wendy Vola.

County Clerk Heather Hawthorne also gave a citizen's comment. She updated the Court on National Voter Registration Day and her office's partnership with the Chambers County Library System to register voters. She also reminded the Court that brands are up for renewal and that her office's application for the Countywide Polling Place Program was approved by the Secretary of State's Office. This allows Chambers County voters to vote at any polling place on Election Day, instead of being restricted to their precinct's polling place.

Following Citizens' Comments, the Court moved to Agenda Item 1.5, discuss and consider implementation of vehicle tracking for county vehicles in 2022 with an estimated cost of \$30,000.00.

21-09-274 Motion made by Gore and seconded by Hammond to approve the implementation of vehicle tracking for county vehicles in 2022 with an estimated cost of \$30,000.00. Comments by Information Technology Director Derek Parish and Public Safety Applications Administrator Austin Dubose.

Passed.

The Court then moved to several items under Road & Bridge, beginning with Agenda Item 3.1, discuss and consider appointing a Commissioner to be listed as the owner of County property for the sale of the 0.1761-acre tract of land adjacent to the Old River fire station.

21-09-275 Motion made by Combs and seconded by Gore to appoint Commissioner Hammond to be listed as the owner of county property for the sale of the 0.1761-acre tract of land adjacent to the Old River fire station. Comments by Floodplain Administrator Brad Wilber and County Attorney Ashley Cain Land.

Passed; Insert.

21-09-276 Motion made by Hammond and seconded by Gore to set a public hearing for October 26, 2021, for the sale/or abandonment of a portion of the unimproved right-of-way of Shady Glen Drive in Oak Island as requested by Jeff Lummus. Comments by Floodplain Administrator Brad Wilber.

Passed; Insert.

After pulling Agenda Item 3.3, the Court moved to Agenda Item 3.4, discuss and consider charging impact fees and modeling costs to Jindal SAW, LLC to ensure no impact to Kilgore Drainage for new development prior to development expansion.

21-09-277 Motion made by Combs and seconded by Tice to charge an impact fee and modeling costs, with the amount to be determined and approved by the County Engineer, to Jindal SAW, LLC to ensure no impact to Kilgore Drainage for new development prior to development expansion. Comments by County Engineer Cory Taylor and Commissioner Combs.

Passed; Insert.

21-09-278 Motion made by Combs and seconded by Tice to approve additional work, up to \$30,000.00, required for Pacheco Koch to establish an approved Kilgore Drainage as built. Comments by County Engineer Cory Taylor.

Passed; Insert.

21-09-279 Motion made by Combs and seconded by Tice to initiate a change order, which will be negotiated by Commissioner Combs and Cory Taylor, for SER Construction to complete additional work on Kilgore, Phase 1 including removal of silt and re-establishment of slope. Comments by County Engineer Cory Taylor.

Passed.

21-09-280 Motion made by Combs and seconded by Hammond to authorize County Attorney Ashley Cain Land to draft an implementation plan for overweight permits under Texas Transport Code, Section 623.018. Comments by County Attorney Ashley Cain Land and County Engineer Cory Taylor.

21-09-280 Amended motion made by Combs and seconded by Hammond to authorize County Attorney Ashley Cain Land to draft an implementation plan for overweight permits for Chambers County roadways, under Texas Transport Code, Section 623.018.

Passed; Insert.

21-09-281 Motion made by Combs and seconded by Tice to allow Road & Bridge to temporarily close Bayer Road if needed. Comments by County Engineer Cory Taylor.

Passed; Insert.

21-09-282 Motion made by Tice and seconded by Combs to approve a variance allowing the release of the electrical permit with a construction bond, requiring completion of storm water detention. The bond amount will not be less than 100 percent of the remaining cost of the storm water detention pond.

Passed; Insert.

21-09-283 Motion made by Combs and seconded by Hammond to approve entering into an agreement with KTN to fund a turn lane as a part of the Kilgore Parkway widening project, and allowing KTN to begin accessing Kilgore Parkway now without the turn lane, subject to a written agreement stating that 100 percent of KTN's heavy haul trucks will be routed on to Highway 99 once the restriction is removed.

Passed.

The Court then turned to Agenda Item 5.1, discuss and consider approving the HOT (Hotel Occupancy Tax) Fund application for \$5,000.00 made by Friends of the Chambers County Library System 501© (3) for the 2021 Nerd Con event.

21-09-284 Motion made by Gore and seconded by Tice to approve the HOT (Hotel Occupancy Tax) Fund application for \$5,000.00 made by Friends of the Chambers County Library System 501© (3) for the 2021 Nerd Con event.

Passed; Insert.

The Court took a break at 10:27 a.m. and returned to open session at 10:43 a.m.

Following the break, the Court returned to Agenda Item 3.3, approve contract for ditch cleaning to Texas Drainage, Inc. in the amount of \$500,000.00 with the understanding that the unit bid price for each item will not increase.

21-09-285 Motion made by Gore and seconded by Tice to approve contract for ditch cleaning to Texas Drainage, Inc. in the amount of \$500,000.00 with the understanding that the unit bid price for each item will not increase.

Passed; Insert.

The Court then returned to Economic Development and Tourism, starting with Agenda Item 5.2, discuss and consider TGSCP 7575 Sutton Road, LLC-Tax Abatement application and incentive recommendation.

21-09-286 Motion made by Combs and seconded by Gore to approve the TGSCP 7575 Sutton Road, LLC-Tax Abatement application and 10-year tax abatement (with minimum inventory to be negotiated) incentive

recommendation. Comments by B.J. Simon, Economic Development Foundation.

Passed; Insert.

21-09-287 Motion made by Combs and seconded by Hammond to set a public hearing for October 12, 2021, at 10:00 a.m. regarding the TGSCP 7575 Sutton Road, LLC-Reinvestment Zone application. Comments by B.J. Simon, Economic Development Foundation.

Passed; Insert.

21-09-288 Motion made by Combs and seconded by Tice to approve the Project Futon incentives recommendation, which includes a 10-year tax abatement with an inventory amount to be negotiated. Comments by B.J. Simon, Economic Development Foundation.

Passed; Insert.

At 10:54 a.m. the Court recessed out of regular session and into a public hearing on Agenda Item 1.2, discuss the 2021 Tax Rate of \$0.53949/100. Assistant Budget Officer Aaron Thomas pointed out to the Court that there was no tax rate increase from the previous year. As there were no public comments, the Court recessed out of the public hearing and back into Open Session at 10:54 a.m.

21-09-289 Motion made by Tice and seconded by Hammond to adopt the 2021 Tax Rate of \$0.53949/100.

Passed; Insert.

21-09-290 Motion made by Gore and seconded by Hammond to adopt the 2022 Chambers County Budget. Comments by Assistant Budget Officer Aaron Thomas.

Passed.

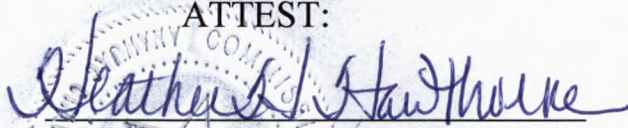
The Court took up the Consent Agenda.

21-09-291 Motion made by Gore and seconded by Hammond to approve the Consent Agenda in its entirety.

Passed; Insert.

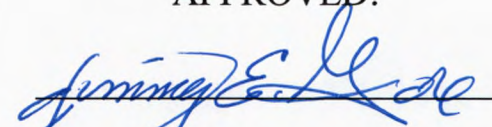
There being no further business, Court adjourned at 11:13 a.m.

ATTEST:

A handwritten signature in blue ink, reading "Heather H. Hawthorne", written over a circular official seal.

Heather H. Hawthorne, County Clerk

APPROVED:

A handwritten signature in blue ink, reading "Jimmy E. Gore", written over a horizontal line.

Jimmy Sylvia, County Judge, *pro tem*
Jimmy E. Gore

COMMISSIONERS' COURT MINUTES
REGULAR MEETING
September 28, 2021

- 21-09-273 Motion to approve the Proclamation designating October 3-9, 2021, as National 4-H Week in Texas and commend the 4-H Youth Development Program of the Texas A&M Agrilife Extension Services.
- 21-09-274 Motion to approve the implementation of vehicle tracking for county vehicles in 2022 with an estimated of \$30,000.00.
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Pacheco Koch to establish an approved Kilgore Drainage as built.

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- 21-09-287 Motion to set a public hearing for October 12, 2021, at 10:00 a.m. regarding the TGSCP 7575 Sutton Road, LLC-Reinvestment Zone application.
- 21-09-288 Motion to approve the Project Futon incentives recommendation, which

includes a 10-year tax abatement with an inventory amount to be negotiated.

- 20-09-289 Motion to adopt the 2021 Tax Rate of \$0.53949/100.
- 21-09-290 Motion to adopt the 2022 Chambers County Budget.
- 21-09-291 Motion to approve the Consent Agenda in its entirety.