

On this the 13th day of September, A. D., 2022, 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

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 9:34 a.m. into Open Session. Robert Hall offered prayer. Judge Sylvia led in the Pledge of Allegiance to the American flag and the Pledge of Allegiance to the Texas flag.

Court opened with Citizens' Comments. Curtis Cooper with HGAC spoke about his desire to help the Senior Citizens Project of Chambers County (Agenda Item 1.2).

Phyllis Chandler spoke of the confusing nature of a property appraisal form she was sent. She told the Court the form was incorrect.

Raymond Anders of the Chambers County Fire and Rescue Association thanked the Court for the funding and for its patience and consideration. He also asked if the County could communicate the new box site hours of operation through the local newspaper, signage and social media.

Georganne Kraus also addressed the Court about the property appraisal form and her concern for increasing taxes.

Judge Sylvia read a Citizen's Comment submitted by Wes Klinger. Mr. Klinger said the County did not have the right to destroy signage on Lawrence Road (Agenda Item 3.2).

Following the Citizens' Comments, the Court moved to Agenda Item 1.2, discuss and consider state of the Senior Citizens Project of Chambers County.

Director of Economic Development and Grant Administrator Samantha Humphrey asked for the item to be tabled so that the issue could be discussed with members of HGAC.

Dr. Ira Echols was on hand and expressed her desire to continue working with HGAC and the Senior Citizens Project. The item was tabled.

The Court then took up Agenda Item 10.1, discuss and consider funding for Chambers County Volunteer Fire Departments for 2023.

Fred Johnson with the Hankamer Volunteer Fire Department and City of Mont Belvieu Assistant Fire Chief Brent Hahn addressed the Court, expressing appreciation for County funding but pointing out that as the County grows, Fire Department are stretched thin. City of Mont Belvieu Councilwoman Laurie Guidry also addressed the Court. She said the City of Mont Belvieu wanted to provide mutual aid to other areas who needed assistance, but have a hard time justifying spending tax money paid by residents of Mont Belvieu on areas outside the city.

A motion to increase funding to \$100,000 to all fire departments was made by Gore and seconded by Tice. However, Combs wanted to check the feasibility with County Auditor Aaron Thomas, who had stepped out of the courtroom to address the Citizens' Comments on the tax forms.

At 10:04 a.m. the Court recessed out of Regular Session and went into a Public Hearing regarding the NRG Cedar Bayou 5, LLC Project Moonshot-Tax Abatement Agreement.

Gerald Byrd with NRG addressed the Court, discussing the 690-megawatt project. Former Chambers County Commissioner Rusty Senac voiced his support for the project. County Engineer Robert Hall told the Court NRG had applied for a permit and everything looked good.

At 10:09 a.m., Court recessed out of the Public Hearing and returned to Regular Session.

22-09-317 Motion made by Combs and seconded by Hammond to approve the NRG Cedar Bayou 5, LLC Project Moonshot-Tax Abatement Agreement. Comments by B.J. Simon, Economic Development Foundation, Combs, Hammond and Judge Sylvia.

Passed; Insert.

Following the vote, the Court turned its attention to Agenda Item 5.2, discuss and consider authorizing Anahuac Municipal Development District to fund the addition, maintenance and upkeep of a slip-proof decking to the Fort Anahuac Park Splash Pad.

22-09-318 Motion made by Gore and seconded by Tice to authorize the Anahuac Municipal Development District to fund the addition, maintenance and upkeep of a slip-proof decking to the Fort Anahuac Park Splash Pad, pending the Memorandum of Agreement, which the Court authorized the County Judge to sign. Comments by Gore, County Purchasing Agent George Barrerra and Annette Abernathy of the AMDD. Mrs. Abernathy, Janice Jircik and Kenneth Miller of the AMDD also presented the Court with a check for \$250,000 for the Splash Pad.

Passed; Insert.

The Court then returned to Agenda Item 10.1, discuss and consider funding for Chambers County Volunteer Fire Departments for 2023.

22-09-319 Motion made by Gore and seconded by Tice to increase funding to \$100,000 for each of the Chambers County Volunteer Fire Departments for 2023. Comments by Combs and County Auditor Aaron Thomas.

Passed.

The Court turned to Agenda Item 1.1, discuss and consider designating two elected officials as representatives and two elected officials as alternates to the 2023 Houston-Galveston Area Council's General Assembly and Board of Directors.

22-09-320 Motion made by Gore and seconded by Hammond to keep Commissioner Hammond as the representative for the HGAC General Assembly and delegate of the Board of Directors; keep Commissioner Tice as the representative to the General Assembly and alternate for the Board of Directors; and to keep Judge Sylvia and Commissioner Gore as alternates on the General Assembly.

Passed; Insert.

22-09-321 Motion made by Tice and seconded by Hammond to set a public hearing for September 27, 2022, at 10:00 a.m. for the proposed 2022 tax rate. Comments by County Auditor Aaron Thomas.

Passed; Insert.

22-09-322 Motion made by Combs and seconded by Tice to increase the salary of all elected officials by \$2,500.00 and to increase their fuel allowance. (Commissioners' fuel allowance increased from \$9,600.00 to \$13,200.00 and the Sheriff's increased from \$12,000.00 to \$18,000.00). Comments by County Auditor Aaron Thomas and Judge Sylvia.

Passed; Insert.

22-09-323 Motion made by Combs and seconded by Gore to set a public hearing for the 2023 budget on September 27, 2022, at 10:00 a.m. Comments by County Auditor Aaron Thomas.

Passed.

22-09-324 Motion made by Combs and seconded by Hammond to set a public hearing on September 27, 2022, at 10:00 a.m. for the consideration of abandonment of a portion of a second-class jury of view road, being a 1.1057-acre tract of land situated in the Henry Griffith A-12 Survey, located south of FM 1942. Comments by County Engineer Robert Hall.

Passed; Insert.

22-09-325 Motion made by Combs and seconded by Hammond to move forward with the removal of two signs located along Lawrence Road and Lakeview Drive and the intersection of Lawrence Road and FM 2354, as such signs are located within County/City right of way, in accordance with Chapter 393 of the Transportation Code. For the record, Judge Sylvia was out of the courtroom when the motion and second were made. Gore took the motion and second and Judge Sylvia returned to the courtroom before the vote. Comments by Assistant County Engineer Cory Taylor, Outside Counsel Nathan Brandimart, Gore, Hammond and Combs.

Passed; Insert.

A motion was made by Combs and seconded by Tice to authorize the Road & Bridge Department to remove the smaller of the two signs along Lawrence Road and Lakeview Drive which were mentioned in the previous motion, and get quotes on removing the larger of the signs. Hammond disagreed and said the County should just remove the signed and not be

worried if they were damaged. Combs withdrew his motion and Tice withdrew his second.

22-09-326 Motion made by Combs and seconded by Tice to authorize the Road & Bridge Department to take down both previously mentioned signs located along Lawrence Road and Lakeview Drive. Comments by Outside Counsel Nathan Brandimart, Combs, County Engineer Robert Hall and Assistant County Engineer Cory Taylor.

Passed.

Agenda Item 3.4, discuss and consider releasing commercial development permit for project 2022-01-82-COM-NEW prior to having an approved maintenance declarations signed as the developer and HOA work on a maintenance agreement was pulled for the moment.

22-09-327 Motion made by Gore and seconded by Hammond to approve Chambers County FM 1409 Change Order No. 2 to Texas Material Group, Inc., DBA Gulf Coast in the amount of \$176,865.00 for additional embankment. Comments by Assistant County Engineer Cory Taylor, Gore, Combs and Hammond. For the record, Tice stepped out of the courtroom and did not vote.

Passed; Insert.

The Court took a break at 10:40 a.m. and returned to regular session at 11:01 a.m.

Following the break, the Court took up Agenda Item 3.7, discuss and consider closing Needlepoint Road due to safety concerns in regards to a music concert from October 29, 2022, to October 31, 2022, from 2:00 p.m. to 2:00 a.m. and Agenda Item 3.8, discuss and consider passing a no parking ordinance for FM 565 between FM 3180 and Ameriport Parkway.

22-09-328 Motion made by Combs and seconded by Hammond to set a public hearing on Sept. 27, 2022, at 10:00 a.m. regarding the closure of Needlepoint Road and no parking in areas surrounding the Race Track from October 29, 2022, to October 31, 2022, from 2:00 p.m. to 2:00 a.m. Comments by Assistant County Engineer Cory Taylor, Combs, Sheriff Brian Hawthorne, County Engineer Robert Hall, Hammond and Seth Angel of Houston Raceway Park.

Passed; Insert.

22-09-329 Motion made by Combs and seconded by Tice approve putting a fence on both sides of the Kilgore Parkway Drainage Easement and to accept the quote from Greak Fence and Deck. (Original quote was \$7,850.00, but that only included one side of the area discussed. Commissioners expected the quote to double if they do both sides). Comments by Assistant County Engineer Cory Taylor and Combs.

Passed; Insert.

22-09-330 Motion made by Hammond and seconded by Combs to approve the design and construction for traffic signal at FM 1409 and Perry/Gill intersection with a \$300,000.00 maximum. Comments by County Engineer Robert Hall, Assistant County Engineer Cory Taylor, Hammond and Combs.

Passed.

The Court then turned to Agenda Item 3.6, discuss and consider accepting Southwinds Section 1 and 2 roadways into County maintenance.

22-09-337 Motion made by Combs and seconded by Hammond to accept Southwinds Section 1 and 2 roadways into County maintenance. Comments by Assistant County Engineer Cory Taylor and Engineer in Training Natalie Lopez.

Passed; Insert.

The Court then moved to Agenda Item 5.1, discuss and consider submitting an application in the amount of \$100,000 to the GLO CDBG Local Hazard Mitigation Plan Program to assist with updating the Chambers County Hazard Mitigation Plan.

22-09-338 Motion made by Tice and seconded by Gore to submit an application in the amount of \$100,000 to the GLO CDBG Local Hazard Mitigation Plan Program to assist with updating the Chambers County Hazard Mitigation Plan. Comments by Fire Marshall/Emergency Management Coordinator Ryan Holzaepfel and Director of Economic Development and Grant Administrator Samantha Humphrey.

Passed; Insert.

The Court then took up Agenda Item 5.3, discuss and consider issuing Request for Proposal from Grant Management professionals for the administration of CDBG-Mitigation allocation.

22-09-339 Motion made by Combs and seconded by Hammond to issue Request for Proposal from Grant Management professionals for the administration of CDBG-Mitigation allocation. Comments by Director of Economic Development and Grant Administrator Samantha Humphrey, Combs and Judge Sylvia.

Passed; Insert.

22-09-340 Motion made by Hammond and seconded by Combs to issue Request for Qualifications from Architecture/Engineering professionals for CDBG-Mitigation allocation.

Passed; Insert.

22-09-341 Motion made by Gore and seconded by Tice to approve agreement with TxDot for the Routine Airport Maintenance Program (grant) in the amount of \$100,000 for the Anahuac Airport for fiscal year 2023. Comments by Director of Economic Development and Grant Administrator Samantha Humphrey and Combs.

Passed; Insert.

22-09-342 Motion made by Gore and seconded by Tice to approve the agreement with TxDot for the Routine Airport Maintenance Program (grant) in the amount of \$100,000 for the Winnie Airport for fiscal year 2023. Comments by Director of Economic Development and Grant Administrator Samantha Humphrey.

Passed; Insert.

22-09-343 Motion made by Gore and seconded by Tice to approve the selection of Longhorn Excavators for construction of the landfill cell. Comments by Director of Economic Development and Grant Administrator Samantha Humphrey and County Purchasing Agent George Barrera.

Passed; Insert.

The Court then moved to Agenda Item 6.1, discuss and consider Boating Rules and Regulations (No Wake Zone).

22-09-344 Motion made by Hammond and seconded by Combs to approve the Boating Rules and Regulations (No Wake Zone) as submitted, which designated all waters, gullies and branches (beginning at the mouth of Lake Anahuac) of Turtle Bayou, White's Bayou, Lee's Gully and Spring Branch

as no wake zones. Parts of Pix Bayou was declared a no wake zone, as was Double Bayou, beginning at its mouth and including its east and west forks to the headwaters of the Chambers County boundary line. Comments by Hammond.

Passed; Insert.

22-09-345 Motion made by Gore and seconded by Tice to approve \$10,000 compensation to Donald Delk for gravel required to provide ingress and egress for Entergy's electrical easement on the right of way donated by Donald Delk for Entergy to supply electricity to the Cook Road baseball fields. Comments by Project Manager Mike Lessley, Gore, Combs and County Engineer Robert Hall.

Passed; Insert.

Agenda Item 7.2, discuss and consider approving HKR Ranches, LLC bid to build the Parks Department storage building in the amount of \$141,196.56, was tabled.

22-09-346 Motion made by Gore and seconded by Tice to approve Arnold Construction's bid to renovate the Public Health building on Donna Street in the amount of \$194,649.00. Comments by Project Manager Mike Lessley.

Passed; Insert.

22-09-347 Motion made by Gore and seconded by Tice to provide RV space and materials up to \$50,000 for Spindletop Center Mobile Clinic. Comments by Gore, Judge Sylvia, Sheriff Brian Hawthorne, Combs and Project Manager Mike Lessley.

Passed; Insert.

Agenda Item 7.5, discuss and consider awarding bid to N&T Construction for the Temporary Women's Dormitory, was moved to Executive Session.

22-09-348 Motion made by Gore and seconded by Tice to approve using GMJ/Carl Griffith as a consultant for the Justice Center Project. Comments by Judge Sylvia.

Passed.

After the vote, the Court took up items under Communications/Technology, beginning with Agenda Item 11.1, discuss and consider accepting Crystal Communications quote for the purchase of new microwave links to provide dedicated wireless Ethernet connections in the amount of \$19,118.00.

22-09-349 Motion made by Combs and seconded by Tice to accept the Crystal Communications quote for the purchase of new microwave links to provide dedicated wireless Ethernet connections in the amount of \$19,118.00. Comments by Communications Director Quinten Adams.

Passed; Insert.

22-09-350 Motion made by Combs and seconded by Tice to consider accepting STV Communications quote for the installation of new microwave links to provide dedicated wireless Ethernet connections in the amount of \$5,265.00.

Passed; Insert.

22-09-351 Motion made by Gore and seconded by Tice to authorize the installation of the Winnie Airport Pilot Lounge road base from Cowboy Asphalt in the amount of \$19,365.00. Comments by Gore and Project Manager Mike Lessley.

Passed; Insert.

22-09-352 Motion made by Gore and seconded by Combs to approve Interlocal Agreement between Chambers County and Galveston County for Inmate Housing. Comments by Sheriff Brian Hawthorne.

Passed; Insert.

22-09-353 Motion made by Gore and seconded by Tice to increase the pay for part-time sprayers at Mosquito Control from \$10.00 per hour to \$12.00 per hour and to increase the hourly pay for full-time County employees spraying from \$7.25 an hour to \$9.50 an hour and an over-time increase from \$10.78 to \$14.25 effective immediately. Comments by County Auditor Aaron Thomas.

Passed; Insert.

Agenda Item 19.33, approve imposition of Optional Fees for Calendar Year 2023 with the Texas Department of Motor Vehicles, was pulled from the Consent Agenda and voted on separately.

22-09-354 Motion made by Hammond and seconded by Gore to approve imposition of Optional Fees for Calendar Year 2023 with the Texas Department of Motor Vehicles.

Passed; Insert.

22-09-355 Motion made by Tice and seconded by Gore to approve the Consent Agenda (with the exception of 19.33).

Passed; Insert.

At 11:52 a.m. the Court entered into Executive Session, Consultation with Attorney, Section 551.071, Gov. Code, V.T.C.S.; Deliberation Regarding Real Property – Section 551.072, Gov. Code, V.T.C.S; Personnel Section 551.074, Gov. Code, V.T.C.S.; Deliberation regarding security devices or security audits.

Court returned to Regular Session at 1:24 p.m.

22-09-356 Motion made by Tice and seconded by Hammond to release commercial development permit for project 2022-01-82-COM-NEW prior to having an approved maintenance declaration signed as the developer and HOA work on a maintenance agreement. Comments by Assistant County Engineer Cory Taylor and Combs.

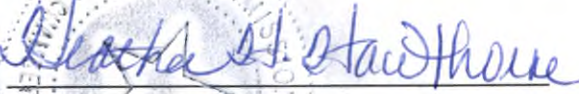
Passed; Insert.

22-09-357 Motion made by Hammond and seconded by Gore to reject all bids for the Temporary Women's Dormitory, value engineer and go back out for bids.

Passed; Insert.

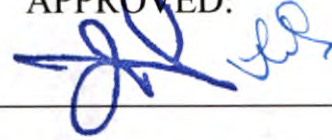
There being no further business, Court adjourned at 1:29 p.m.

ATTEST:



Heather H. Hawthorne, County Clerk

APPROVED:



Jimmy Sylvia, County Judge

COMMISSIONERS' COURT MINUTES
REGULAR MEETING
September 13, 2022

Court opened with Citizens' Comments. Curtis Cooper with HGAC spoke about his desire to help the Senior Citizen Project of Chambers County (Agenda Item 1.2). Phyllis Chandler and Georganne Kraus spoke of the confusing nature of a property appraisal. Raymond Anders, Fred Johnson and Laurie Guidry spoke about funding for Chambers County Volunteer Fire Departments for 2023 (Agenda Item 10.1) Judge Sylvia read a Citizen's Comment submitted by Wes Klinger, who said the County did not have the right to destroy signage on Lawrence Road (Agenda Item 3.2).

Agenda Item 1.2, discuss and consider state of the Senior Citizens Project of Chambers County, was tabled.

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- 22-09-320 Motion to keep Commissioner Hammond as the representative for the HGAC General Assembly and delegate of the Board of Directors; keep Commissioner Tice as the representative to the General Assembly and alternate for the Board of Directors; and to keep Judge Sylvia and Commissioner Gore as alternates on the General Assembly.
- 22-09-321 Motion to set a public hearing for September 27, 2022, at 10:00 a.m. for the proposed 2022 tax rate.
- 22-09-322 Motion to increase the salary of all elected officials by \$2,500.00 and to increase their fuel allowance. (Commissioners' fuel allowance increased from \$9,600.00 to \$13,200.00 and the Sheriff's increased from \$12,000.00 to \$18,000.00).

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headwaters of the Chambers County boundary line.

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