

On this the 9th day of May, A. D., 2023, the Commissioners' Court of Chambers County, with the following members present, to-wit:

Commissioner, Pct. 1 Jimmy Gore
Commissioner, Pct. 4 Ryan Dagley
Commissioner, Pct. 3 Thomas Hammond
Commissioner, Pct. 2 Mark Tice
County Clerk Heather H. Hawthorne
County Judge Jimmy Sylvia

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 9:39 a.m. into Open Session. Robert Hall offered prayer. Chambers County's oldest living veteran, Guerry LeGrand Hahn, led in the Pledge of Allegiance to the American flag and the Pledge of Allegiance to the Texas flag.

ADMINISTRATION

1.5 Discuss and consider Resolution celebrating Mr. Guerry LeGrand Hahn as the oldest living veteran in Chambers County, TX

23-5-619 Motion made by Commissioners' Court and seconded by Commissioners' Court to approve the Resolution celebrating Mr. Guerry LeGrand Hahn as the oldest living veteran in Chambers County, TX. Comments by Judge Sylvia and Guerry LeGrand Hahn.

Passed; Insert.

ADMINISTRATION

1.6 Discuss and consider Proclamation proclaiming May 6-12, 2023 as National Nurses Week in Chambers County

23-5-623 Motion made by Commissioner, Pct. 3 Hammond and seconded by Commissioner, Pct. 1 Gore to approve Proclamation proclaiming May 6-12, 2023, as National Nurses Week in Chambers County.

Passed; Insert.

ADMINISTRATION

1.3 Discuss and consider proclaiming May 14-20, 2023 as National Police Week in Chambers County

23-5-595 Motion made by Commissioner, Pct. 2 Tice and seconded by Commissioner, Pct. 3 Hammond to proclaim May 14-20, 2023, as National Police Week in Chambers County. Comments by Chief Deputy John Leger.

Passed; Insert.

ADMINISTRATION

1.2 Discuss and consider Resolution declaring May 7-13, 2023 as Hospital Week in Chambers County, Texas

23-5-584 Motion made by Commissioner, Pct. 4 Dagley and seconded by Commissioner, Pct. 1 Gore to approve the Resolution declaring May 7-13, 2023, as Hospital Week in Chambers County, Texas.

Passed; Insert.

ADMINISTRATION

1.1 Citizen's comments

Rev. Garner Dennis Voris Jr. and citizen Jennifer Elliot address the Court on deaf awareness. Ms. Elliot offered her services in helping County offices and local businesses become more deaf-friendly. Rev. Voris thanked the Court for designating Deaf Awareness Week, but also asked how deaf friendly Chambers County was.

Commissioner Gore gave a Citizen's Comment regarding Teacher Appreciation Week. He encouraged all to express their appreciation to teachers.

Emergency Management Coordinator Ryan Holzaepfel introduced County Liaison Officer Bradley Burness of the Texas Division of Emergency Management. Mr. Burness said he was glad to be a part of the team.

Safety Coordinator Wendy Vola recognized County Clerk employees Sheri Hemphill, Jill Pitts, Lauri Martin and Robin Edmonds for working quickly to secure emergency medical treatment for a co-worker on May 5, 2023. County Clerk Heather Hawthorne commended her employees and thanked the County for providing CPR classes to County employees.

FINANCIAL

2.1 Discuss and consider approving the 2023 Renewal and Amendment to the Chambers County Depository Contract with Anahuac National Bank

23-5-587 Motion made by Commissioner, Pct. 2 Tice and seconded by Commissioner, Pct. 1 Gore to approve the 2023 Renewal and Amendment to the Chambers County

Depository Contract with Anahuac National Bank. Comments by County Treasurer Nikki Whittington, Gore and President of Anahuac National Bank Ken Moore.

Passed; Insert.

ROAD & BRIDGE

3.3 Discuss and consider Blue Tide Environmental variance request for the minimum allowable storm sewer pipe and/or roadside ditches side slopes no steeper than 3H:1V

23-5-605 Motion made by Commissioner, Pct. 4 Dagley and seconded by Commissioner, Pct. 2 Tice to approve the Blue Tide Environmental variance request for the minimum allowable storm sewer pipe and roadside ditches side slopes no steeper than 3H:1V. Comments by Engineer in Training Natalie Lopez, Matt Sorm of Blue Tide Environmental, Hammond and County Engineer Robert Hall.

Passed; Insert.

ROAD & BRIDGE

3.2 Discuss and consider Chambers County Culvert and Mail Box Policy

23-5-599 Motion made by Commissioner, Pct. 3 Hammond and seconded by Commissioner, Pct. 1 Gore to update the Chambers County Culvert and Mail Box Policy. Comments by Engineer in Training Natalie Lopez and Gore.

Passed; Insert.

ROAD & BRIDGE

3.1 Discuss and consider proposals for removing surplus dirt from the Eagle Drive Yard in Mont Belvieu

Agenda Item tabled.

ROAD & BRIDGE

3.4 Discuss and consider Port 99 Green Belt Plan Project 2023-02-01-CD-REV

23-5-607 Motion made by Commissioner, Pct. 4 Dagley and seconded by Commissioner, Pct. 2 Tice to approve the Port 99 Green Belt Plan Project 2023-02-01-CD-REV contingent on the guardshacks being moved back on the Green Belt Plan. Comments by Engineer in Training Natalie Lopez, Tice and Dagley.

Passed; Insert.

ROAD & BRIDGE

3.5 Discuss and consider approving Acknowledgement of Donation by HPP to Chambers County for future EW4 corridor from SH 99 to FM 2354

23-5-618 Motion made by Commissioner, Pct. 4 Dagley and seconded by Commissioner, Pct. 2 Tice to approve the Acknowledgement of Donation by HPP to Chambers County for the future EW4 corridor from SH 99 to FM 2354. Comments by County Engineer Robert Hall, Dagley, Judge Sylvia, Tice and Assistant County Engineer Cory Taylor.

Passed; Insert.

ECONOMIC DEVELOPMENT & TOURISM

5.4 Discuss and consider Project Lion tax abatement application

23-5-614 Motion made by Commissioner, Pct. 4 Dagley and seconded by Commissioner, Pct. 2 Tice to approve the application for Project Lion tax abatement application. Comments by B.J. Simon, Economic Development Foundation, and Dagley.

Passed; Insert.

ADMINISTRATION

1.4 Discuss and consider update on County insurance premiums from Texas Association of Counties.

Lisa McCaig with Texas Association of Counties updated the Court on County insurance premiums. She said there was no change in coverage, but there would be some deductible changes, including a new convective storm deductible of \$25,000.00. Named storm deductible would increase from two percent to three percent.

ADMINISTRATION

1.7 Discuss and consider replacing Pudge Willcox on the Southeast Texas Ground Water Conservation District Board

23-5-624 Motion made by Commissioner, Pct. 1 Gore and seconded by Commissioner, Pct. 3 Hammond to replace Pudge Willcox on the Southeast Texas Ground Water Conservation District Board with Gary Nelson.

Passed.

ECONOMIC DEVELOPMENT & TOURISM

5.1 Discuss and consider approving launch of the proposed Chambers County, Texas Low Income Home Repair Grant Program (funded by Southeast Texas Housing Finance Corporation

23-5-594 Motion made by Commissioner, Pct. 1 Gore and seconded by Commissioner, Pct. 2 Tice to approve the launch of the proposed Chambers County, Texas Low Income Home Repair Grant Program (funded by Southeast Texas Housing Finance

Corporation. Comments by Director of Economic Development and Grant Administration Samantha Humphrey, Dagley, County Attorney Ashley Cain Land and Judge Sylvia.

Passed; Insert.

ECONOMIC DEVELOPMENT & TOURISM

5.2 Discuss and consider approving launch of the proposed Chambers County, Texas Small Business & Non-Profit Grant Program (funding ARPA)

23-5-601 Motion made by Commissioner, Pct. 3 Hammond and seconded by Commissioner, Pct. 2 Tice to approve the launch of the proposed Chambers County, Texas Small Business & Non-Profit Grant Program (funding ARPA). Comments by Deputy Director of Economic Development Robbie King, Gore, County Auditor Aaron Thomas and Director of Economic Development and Grant Administration Samantha Humphrey.

Passed; Insert.

ECONOMIC DEVELOPMENT & TOURISM

5.3 Discuss and consider partnering with the Galveston Bay Foundation to complete Smith Point Conservation Easement and Shoreline Protection Project in East Bay (GOMESA funding).

23-5-606 Motion made by Commissioner, Pct. 1 Gore and seconded by Commissioner, Pct. 3 Hammond to partner with the Galveston Bay Foundation to complete Smith Point Conservation Easement and Shoreline Protection Project in East Bay (GOMESA funding). Comments by Director of Economic Development and Grant Administrator Samantha Humphrey and Judge Sylvia.

Passed; Insert.

MAINTENANCE & BUILDINGS

7.1 Discuss and consider agreement with Stewart & Stevenson Power Products, LLC for one year maintenance on five generators in the amount of \$8,839.32

23-5-591 Motion made by Commissioner, Pct. 2 Tice and seconded by Commissioner, Pct. 3 Hammond to approve the agreement with Stewart & Stevenson Power Products LLC for one year maintenance on five generators in the amount of \$8,839.32. Comments by Project Manager Mike Gafford.

Passed; Insert.

ENVIRONMENTAL PROTECTION

9.1 Discuss and consider Nuisance Abatement located at 535 McDermott St. in Winnie, TX

Agenda item pulled to pursue other avenues of improvement for the property. Original motion and second pulled.

COMMUNICATIONS/TECHNOLOGY**11.1 Discuss and consider approving Comcast Business 48 month Service Agreement to build a fiber circuit from Mont Belvieu West Annex to Tomball**

23-5-617 Motion made by Commissioner, Pct. 3 Hammond and seconded by Commissioner, Pct. 4 Dagley to approve the Comcast Business 48 month Service Agreement to build a fiber circuit from Mont Belvieu West Annex to Tomball. Comments by Communication Director Quinten Adams and Dagley.

Passed; Insert.

AIRPORTS**13.1 Discuss and consider approving a lease between Chambers County and BMG Aviation, LLC for airport property at the Winnie Airport**

23-5-596 Motion made by Commissioner, Pct. 1 Gore and seconded by Commissioner, Pct. 2 Tice to approve a lease as presented between Chambers County and BMG Aviation, LLC for airport property at the Winnie Airport. Comments by Airport Director Ronnie Brown, outside counsel Nathan Brandimart, Gore, Dagley, Hammond and Judge Sylvia. Hammond voted nay.

Passed; Insert.

HEALTH & WELFARE**14.1 Discuss and consider approving Memorandum of Understanding between Chambers County and Chambers County Public Hospital District #1/Chambers Community Health Centers, Inc. for transportation services to and from healthcare appointments to underserved area residents.**

23-4-583 Motion made by Commissioner, Pct. 1 Gore and seconded by Commissioner, Pct. 3 Hammond to approve the Memorandum of Understanding between Chambers County and Chambers County Public Hospital District #1/Chambers Community Health Centers, Inc. for transportation services to and from healthcare appointments to underserved area residents pending language change and giving Judge Sylvia the authority to sign. Comments by Bob Pascasio of Chambers County Public Hospital District#1.

Passed; Insert.

CONSENT**19.1 Monthly reports****CONSENT****19.1.a JP#1 April 2023 Monthly Reports**

23-5-590 Motion made by Gore and seconded by Tice to accept the JP#1 April 2023 Monthly Reports.

Passed; Insert.

CONSENT**19.1.b Accept into record the bi-monthly project update developed by Department of Economic Development and Grant Management (Economic Development)**

23-5-593 Motion made by Gore and seconded by Tice to accept into record the bi-monthly project update developed by Department of Economic Development and Grant Management (**Economic Development**).

Passed; Insert.

CONSENT**19.1.c Economic Development 1Q23 report**

23-5-612 Motion made by Gore and seconded by Tice to accept the Economic Development 1Q23 report.

Passed; Insert.

CONSENT**19.2 Claim Docket/Check Register**

23-4-563 Motion made by Gore and seconded by Tice to approve the Claim Docket/Check Register.

Passed; Insert.

CONSENT**19.2.a Payroll Check Register**

23-5-616 Motion made by Gore and seconded by Tice to approve the Payroll Check Register.

Passed; Insert.

CONSENT**19.3 Travel reimbursements and misc. expenditures**

23-4-564 Motion made by Gore and seconded by Tice to approve the Travel reimbursements and misc. expenditures.

Passed; Insert.

CONSENT

19.4 Budget amendments/transfers

23-4-565 Motion made by Gore and seconded by Tice to approve the Budget amendments/transfers.

Passed; Insert.

CONSENT

19.5 Approve job descriptions

23-4-566 Motion made by Gore and seconded by Tice to approve job descriptions.

Passed; Insert.

CONSENT

19.6 Approve payroll changes

23-4-567 Motion made by Gore and seconded by Tice to approve payroll changes. Prior to the vote Judge Sylvia announced that the form for Tracie Alexander was pulled.

Passed; Insert.

CONSENT

19.7 Approve Commissioners Court minutes of March 14, 2023

23-4-568 Motion made by Gore and seconded by Tice to approve Commissioners' Court minutes of March 14, 2023.

Passed; Insert.

CONSENT

19.8 Approve Treasurer's Report - March 31, 2023

23-5-585 Motion made by Gore and seconded by Tice to approve Treasurer's Report - March 31, 2023.

Passed; Insert.

CONSENT

19.9 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. (September 2021 - August 2022) (September 2022 - August 2023)

23-5-586 Motion made by Gore and seconded by Tice to approve the 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. (September 2021 - August 2022) (September 2022 - August 2023).

Passed; Insert.

CONSENT

19.10 Approve Heights of Baytown, Section 1 Amended Plat-R&B

23-5-588 Motion made by Gore and seconded by Tice to approve Heights of Baytown, Section 1 Amended Plat-**R&B**.

Passed; Insert.

CONSENT

19.11 Approve Kilgore Parkway, LTD Minor Plat-R&B

23-5-589 Motion made by Gore and seconded by Tice to approve Kilgore Parkway, LTD Minor Plat-**R&B**.

Passed; Insert.

CONSENT

19.12 Approve Department of Homeland Security - FY23 Port Security Grant Program Funding Application-CCSO

23-5-597 Motion made by Gore and seconded by Tice to approve Department of Homeland Security - FY23 Port Security Grant Program Funding Application-**CCSO**.

Passed.

CONSENT

19.13 Approve payment to Hydrex Environmental for Groundwater Monitoring in the amount of \$5,714.25 for Semi-Annual Detection Sampling-Solid Waste

23-5-602 Motion made by Gore and seconded by Tice to approve payment to Hydrex Environmental for Groundwater Monitoring in the amount of \$5,714.25 for Semi-Annual Detection Sampling-**Solid Waste**.

Passed; Insert.

CONSENT

19.14 Accept into record the Department of State Health Services Contract No. HHS001057600010 Amendment No. 2, reflecting contract extension, statement of work, and budget revisions; effective June 1, 2023 and termination May 31, 2024-Health Dept.

23-5-603 Motion made by Gore and seconded by Tice to accept into the record the Department of State Health Services Contract No. HHS001057600010 Amendment No. 2, reflecting contract extension, statement of work, and budget revisions; effective June 1, 2023, and termination May 31, 2024-**Health Dept.**

Passed; Insert.

CONSENT

19.15 Approve application for ExxonMobil Pipeline - Good Neighbor Grant for (20) first responder protective mask kits-CCSO

23-5-604 Motion made by Gore and seconded by Tice to approve application for ExxonMobil Pipeline - Good Neighbor Grant for twenty (20) first responder protective mask kits-**CCSO**.

Passed; Insert.

CONSENT

19.16 Discuss and consider the purchase of webRemit System and annual subscription for handling funds within the Tax Office from Jaguar Software in the amount of \$21,687.00-Tax Office

23-5-608 Motion made by Gore and seconded by Tice to approve the purchase of webRemit System and annual subscription for handling funds within the Tax Office from Jaguar Software in the amount of \$21,687.00-**Tax Office**.

Passed.

CONSENT

19.17 Approve change order #2 to provide labor and materials to install existing generator for the Women's Temporary Dormitory from Satterfield & Pontikes Construction in the amount of \$57,161.00-Building Maintenance

23-5-611 Motion made by Gore and seconded by Tice to approve change order #2 to provide labor and materials to install existing generator for the Women's Temporary Dormitory from Satterfield & Pontikes Construction in the amount of \$57,161.00-**Building Maintenance**.

Passed; Insert.

CONSENT

19.18 Approve vacation carryover for Marina Muniz (40 hrs)

23-5-613 Motion made by Gore and seconded by Tice to approve vacation carryover for Marina Muniz (40 hrs).

Passed.

CONSENT

19.19 Approve the reappointment of Dr. William Clay Brown as the Local Health Authority of Chambers County, Texas

23-5-615 Motion made by Gore and seconded by Tice to approve the reappointment of Dr. William Clay Brown as the Local Health Authority of Chambers County, Texas.

Passed; Insert.

CONSENT**19.20 Approve a request from Chambers County Emergency Services District No. 1 ("District") to receive a thirty (30) day extension from June 1-July 1, 2023 to file the District's Audit with the County Commissioners Court as provided for in Tex. Health & Safety Code Section 775.085(d)**

23-5-621 Motion made by Gore and seconded by Tice to approve a request from Chambers County Emergency Services District No. 1 ("District") to receive a thirty (30) day extension from June 1-July 1, 2023, to file the District's Audit with the County Commissioners Court as provided for in Tex. Health & Safety Code Section 775.085(d).

Passed; Insert.

At 11:55 a.m., the Court recessed from Regular Session and entered into Executive Session. At 2:56 p.m., the Court returned from Executive Session and entered into Regular Session.

EXECUTIVE SESSION**20.1 Discuss and consider personnel issues-Executive Session**

No action.

EXECUTIVE SESSION**20.2 Discuss and consider the sale/purchase of real property-Executive Session**

23-4-570(a) Motion made by Commissioner, Pct. 2 Tice and seconded by Commissioner, Pct. 4 Dagley to approve the purchase of Bay Hawk and Mulkaroy Track for Kilgore Parkway.

Passed.

23-4-570(b) Motion made by Commissioner, Pct. 4 Dagley and seconded by Commissioner, Pct. 2 Tice to designate a roadway, survey and potentially acquire Project Hazel Court.

Passed.

23-4-570(c) Motion made by Commissioner, Pct. 1 Gore and seconded by

Commissioner, Pct 2 Tice to purchase land and pay closing costs for the Winnie Road and Bridge Yard with funds from the Reserve Road and Bridge Fund. Dagley abstained.

Passed.

EXECUTIVE SESSION

20.3 Discuss and consider FMLA extension request-Executive Session

No action.

EXECUTIVE SESSION

20.4 Discuss and consider approving settlement agreement with Frontier over easement dispute on Chambers County school lands in Crockett County, Texas-Executive Session

23-5-610 Motion made by Commissioner, Pct. 1 Gore and seconded by Commissioner, Pct. 4 Dagley to approve settlement agreement with Frontier over an easement dispute on Chambers County school lands in Crockett County, Texas-**Executive Session.**

Passed.

EXECUTIVE SESSION

20.5 Discuss and consider reviewing employment of EMS Director-Executive Session

23-5-622 Motion made by Commissioner, Pct. 4 Dagley and seconded by Commissioner, Pct. 2 Tice to terminate the EMS Director-**Executive Session.**

Passed.

There being no further business, the Court adjourned at 3:01 p.m.

ATTEST:



Heather H. Hawthorne
Heather H. Hawthorne, County Clerk

APPROVED:

DocuSigned by:

Jimmy Sylvia

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County Judge, Jimmy Sylvia