

On this the 14th day of November, 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 9:37 a.m. into Open Session. PHEP Coordinator Kevin Crump offered prayer. Judge Sylvia led in the Pledge of Allegiance to the American flag and the Pledge of Allegiance to the Texas flag.

ADMINISTRATION

1.1 Citizen's comments

ADMINISTRATION

1.4 Discuss and consider presentation from TxDot District Engineer, Martin Gonzalez on #EndTheStreakTX campaign

TxDot District Engineer Martin Gonzalez and Sarah Dupre with TxDot discussed TxDot's #EndTheStreakTX campaign. Gonzalez told the Court that Texas has not had a deathless day on our roadways since Nov. 7, 2000. He said the top three crash factors were speed, alcohol and distraction. Gonzalez asked for the Court's help in getting the word out.

ADMINISTRATION

1.2 Discuss and consider donation to Bridgehaven from the Chambers County District Attorney's office in the amount of \$5,000.00

23-11-1461 Motion made by Commissioner, Pct. 3 Hammond and seconded by Commissioner, Pct. 1 Gore to approve a donation to Bridgehaven from the Chambers County District Attorney's Office in the amount of \$5,000.00. Comments by Assistant District Attorney Eric Carcerano.

Passed; Insert.

ADMINISTRATION**1.3 Discuss and consider a proclamation recognizing November 12-18, 2023, as National Nurse Practitioner Week in Chambers County, Texas.**

23-11-1477 Motion made by Commissioner, Pct. 1 Gore and seconded by Commissioner, Pct. 2 Tice to approve the proclamation recognizing November 12-18, 2023, as National Nurse Practitioner Week in Chambers County, Texas. Comments by Health Services Director Mary Beth Bess.

Passed; Insert.

HEALTH & WELFARE**14.1 Discuss and consider approving the purchase of an Electronic Health Record (EHR) from CorrecTek and entering into an agreement for managed IT healthcare services with Kalleo Technologies for the Sheriff's Office Jail Medical Division.**

23-11-1475 Motion made by Commissioner, Pct. 2 Tice and seconded by Commissioner, Pct. 1 Gore to approve the purchase of an Electronic Health Record (EHR) from CorrecTek and enter into an agreement for managed IT healthcare services with Kalleo Technologies for the Sheriff's Office Jail Medical Division. Comments by Health Services Director Mary Beth Bess, Gore, Dagley, Hammond and Tice.

Passed; Insert.

ECONOMIC DEVELOPMENT & TOURISM**5.2 Public hearing at 10:00 a.m. regarding the John Cockerill Hydrogen North America Reinvestment Zone**

At 10:07 a.m., the Court recessed out of Regular Session into a public hearing regarding the John Cockerill Hydrogen North America Reinvestment Zone. There were no public comments. At 10:08 a.m. the Court recessed from the public hearing back into Regular Session.

ECONOMIC DEVELOPMENT & TOURISM**5.3 Discuss and consider Order establishing the John Cockerill Hydrogen North America Reinvestment Zone**

23-11-1497 Motion made by Commissioner, Pct. 3 Hammond and seconded by Commissioner, Pct. 4 Dagley to approve the Order establishing the John Cockerill Hydrogen North America Reinvestment Zone. Comments by B.J. Simon, Economic Development Foundation, and Dagley.

Passed; Insert.

ECONOMIC DEVELOPMENT & TOURISM**5.1 Discuss and consider approving change order in the amount of \$7,376.00 for Solid Waste Communications Tower (ARPA Funded) for upgrade of door and structure to appropriate windstorm requirements**

23-11-1450 Motion made by Commissioner, Pct. 3 Hammond and seconded by Commissioner, Pct. 1 Gore to approve change order in the amount of \$7,376.00 for Solid Waste Communications Tower (ARPA Funded) for upgrade of door and structure to appropriate windstorm requirements. Comments by Director of Economic Development and Grant Administrator Samantha Humphrey and Hammond.

Passed; Insert.

FINANCIAL**2.1 Discuss and consider proclaiming November 12-18, 2023, as International Fraud Awareness Week in Chambers County**

23-11-1474 Motion made by Commissioner, Pct. 4 Dagley and seconded by Commissioner, Pct. 2 Tice to proclaim November 12-18, 2023, as International Fraud Awareness Week in Chambers County. Comments by County Auditor Aaron Thomas, Assistant County Auditor Lyndsey Davis and Gore.

Passed; Insert.

ROAD & BRIDGE**3.1 Discuss and consider application from Black Mountain Energy Storage for utility construction in the existing ditch west of Hatcherville Rd**

23-11-1456 Motion made by Commissioner, Pct. 3 Hammond and seconded by Commissioner, Pct. 4 Dagley to approve the application from Black Mountain Energy Storage for utility construction in the existing ditch west of Hatcherville Rd. Comments by County Engineer Robert Hall and outside counsel Nathan Brandimart.

Passed; Insert.

ROAD & BRIDGE**3.2 Discuss and consider using HTS, Inc. Consultants for a Geotech Investigation on a proposed Chambers County landfill road in the amount of \$3,990.00**

23-11-1485 Motion made by Commissioner, Pct. 3 Hammond and seconded by Commissioner, Pct. 1 Gore to use HTS, Inc. Consultants for a Geotech Investigation on a proposed Chambers County landfill road in the amount of \$3,990.00. Comments by Engineer in Training Natalie Lopez.

Passed; Insert.

ROAD & BRIDGE**3.3 Discuss and consider going out for bids for a mechanic truck with service body crane and compressor**

23-11-1496 Motion made by Commissioner, Pct. 3 Hammond and seconded by Commissioner, Pct. 2 Tice to go out for bids for a mechanic truck with service body crane and compressor. Comments by County Engineer Robert Hall, County Auditor Aaron Thomas, County Purchasing Agent George Barrera, Judge Sylvia, Hammond and Gore.

Passed; Insert.

ROAD & BRIDGE**3.4 Discuss and consider approving Amendment No. 1 and No. 2 to Freese and Nichols in the amount of \$92,274.00 for Chambers Parkway East design**

23-11-1498 Motion made by Commissioner, Pct. 3 Hammond and seconded by Commissioner, Pct. 4 Dagley to approve Amendment No. 1 and No. 2 to Freese and Nichols in the amount of \$92,274.00 for Chambers Parkway East design. Comments by Engineer in Training Natalie Lopez.

Passed; Insert.

ROAD & BRIDGE**3.5 Discuss and consider awarding bid to the lowest and best qualified bidder for Needlepoint South**

23-11-1499 Motion made by Commissioner, Pct. 3 Hammond and seconded by Commissioner, Pct. 2 Tice award bid to the lowest and best qualified bidder for Needlepoint South. Comments by Engineer in Training Natlie Lopez, County Auditor Aaron Thomas and Dagley.

Passed.

PARKS & RECREATION**6.1 Discuss and consider approving the transfer of \$19,537.21 for the purchase of a new bunker rake for the sports complexes**

23-11-1454 Motion made by Commissioner, Pct. 1 Gore and seconded by Commissioner, Pct. 2 Tice to approve the transfer of \$19,537.21 for the purchase of a new bunker rake for the sports complexes. Comments by Parks Superintendant Kirk Sherman and County Auditor Aaron Thomas.

Passed; Insert.

PARKS & RECREATION**6.2 Discuss and consider approving the transfer of \$23,505.66 to purchase a John Deere Reel Mower for the sports complexes from Brookside Equipment in the amount of \$45,402.28**

23-11-1455 Motion made by Commissioner, Pct. 1 Gore and seconded by Commissioner, Pct. 2 Tice to approve the transfer of \$23,505.66 to purchase a John Deere Reel Mower for the sports complexes from Brookside Equipment in the amount of \$45,402.28. Comments by Parks Superintendent Kirk Sherman.

Passed; Insert.

MAINTENANCE & BUILDINGS**7.1 Discuss and consider approving Change Order No. 2 from Formative Structures in the amount of \$263,725.75 to remove and replace unsuitable material located under the building slab at West Annex No. 2**

23-11-1483 Motion made by Commissioner, Pct. 3 Hammond and seconded by Commissioner, Pct. 2 Tice to approve Change Order No. 2 from Formative Structures in the amount of \$263,725.75 to remove and replace unsuitable material located under the building slab at West Annex No. 2. Comments by Project Manager Mike Lessley, Dagley, Hammond and Gore.

Passed; Insert.

MAINTENANCE & BUILDINGS**7.2 Discuss and consider allowing the solicitation of sealed bid proposals for construction of Model Prototypes Parks and Recreation restrooms throughout the County**

23-11-1486 Motion made by Commissioner, Pct. 1 Gore and seconded by Commissioner, Pct. 2 Tice to allow the solicitation of sealed bid proposals for construction of Model Prototypes Parks and Recreation restrooms throughout the County. Comments by Project Manager Mike Lessley, Gore, Judge Sylvia, Dagley and Hammond.

Passed.

MAINTENANCE & BUILDINGS**7.3 Discuss and consider approving HKR to construct a pavilion at Speights Loop (Cedric Greene Park) in the amount of \$19,685.00 plus \$6,315.00 contingency for a total of \$26,000.00**

23-11-1491 Motion made by Commissioner, Pct. 1 Gore and seconded by Commissioner, Pct. 2 Tice to approve HKR to construct a pavilion at Speights Loop (Cedric Greene Park) in the amount of \$19,685.00 with an additional \$6,315.00 contingency for a total of \$26,000.00. Comments by Project Manager Mike Lessley.

Passed; Insert.

MAINTENANCE & BUILDINGS

7.4 Discuss and consider approving HKR to construct a pavilion at Old River Winfree park in the amount of 19,685.00 plus \$6,315.00 contingency, for a total of \$26,000.00

23-11-1492 Motion made by Commissioner, Pct. 1 Gore and seconded by Commissioner, Pct. 2 Tice to approve HKR to construct a pavilion at Old River Winfree park in the amount of 19,685.00 with an additional \$6,315.00 contingency, for a total of \$26,000.00.

Passed; Insert.

CONSENT

19.1 Monthly reports

CONSENT

19.1.a September monthly report, Justice of the Peace, Pct. 4

23-10-1438 Motion made by Hammond and seconded by Tice to accept into the record the September monthly report, Justice of the Peace, Pct. 4.

Passed; Insert.

CONSENT

19.1.b October monthly report, Justice of the Peace, Pct. 4

23-11-1453 Motion made by Hammond and seconded by Tice to accept into the record the October monthly report, Justice of the Peace, Pct. 4.

Passed; Insert.

CONSENT

19.1.c Accept into the record monthly Auditor Reports: 2023 Capital Projects Activity-October 2023, 2021 Certificates of Obligation Activity-October 2023, 2023 Certificates of Obligation Activity-October 2023, and 2023 Legal Fees Report-October 2023.

23-11-1460 Motion made by Hammond and seconded by Tice to accept into the record monthly Auditor Reports: 2023 Capital Projects Activity-October 2023, 2021 Certificates of Obligation Activity-October 2023, 2023 Certificates of Obligation Activity-October 2023, and 2023 Legal Fees Report-October 2023.

Passed; Insert.

CONSENT

19.1.d October monthly report, Justice of the Peace, Pct. 5

23-11-1462 Motion made by Hammond and seconded by Tice to accept into the record the October monthly report, Justice of the Peace, Pct. 5.

Passed; Insert.

CONSENT

19.1.e October monthly report, Justice of the Peace, Pct. 1

23-11-1471 Motion made by Hammond and seconded by Tice to accept into the record the October monthly report, Justice of the Peace, Pct. 1.

Passed; Insert.

CONSENT

19.1.f TCFP Arson Investigator Certification-John Q. Adams

23-10-1439 Motion made by Hammond and seconded by Tice to accept into the record the TCFP Arson Investigator Certification-John Q. Adams.

Passed; Insert.

CONSENT

19.2 Claim Docket/Check Register

23-10-1414 Motion made by Hammond and seconded by Tice to approve the Claim Docket/Check Register.

Passed; Insert.

CONSENT

19.2.a Payroll Check Registers

23-11-1470 Motion made by Hammond and seconded by Tice to approve the Payroll Check Registers.

Passed; Insert.

CONSENT

19.3 Travel reimbursements and misc. expenditures

23-10-1415 Motion made by Hammond and seconded by Tice to approve the travel reimbursements and misc. expenditures.

Passed; Insert.

CONSENT

19.4 Budget amendments/transfers

23-10-1416 Motion made by Hammond and seconded by Tice to approve the Budget amendments/transfers.

Passed; Insert.

CONSENT

19.5 Approve job descriptions

23-10-1417 Motion made by Hammond and seconded by Tice to approve job descriptions.

Passed; Insert.

CONSENT

19.6 Approve payroll changes

23-10-1418 Motion made by Hammond and seconded by Tice to approve payroll changes. Gore abstained.

Passed; Insert.

CONSENT

19.7 Approve Commissioners Court minutes

CONSENT

19.7.a Minutes-9/12/23

23-10-1434 Motion made by Hammond and seconded by Tice to accept into the record the minutes from Sept. 12, 2023.

Passed; Insert.

CONSENT

19.7.b Minutes-9/26/23

23-10-1436 Motion made by Hammond and seconded by Tice to accept into the record the minutes from Sept. 26, 2023.

Passed; Insert.

CONSENT

19.7.c Minutes-5/9/23

23-11-1444 Motion made by Hammond and seconded by Tice to accept into the record the minutes from May 9, 2023.

Passed; Insert.

CONSENT

19.7.d Minutes-10/10/23

23-11-1473 Motion made by Hammond and seconded by Tice to accept into the record the minutes from Oct. 10, 2023.

Passed; Insert.

CONSENT

19.8 Approve payment to Maltechnologies Fleet in the amount of \$16,564.26 for upfitting vehicle-CCSO

23-10-1435 Motion made by Hammond and seconded by Tice to approve payment to Maltechnologies Fleet in the amount of \$16,564.26 for upfitting vehicle-**CCSO**.

Passed; Insert.

CONSENT

19.9 Accept as presented Amendment No. 1 to Contract No. HHS001311200030 (Hazard grant) between Texas Department of State Health Services and Chambers County Public Health-Public Health

23-11-1441 Motion made by Hammond and seconded by Tice to accept as presented Amendment No. 1 to Contract No. HHS001311200030 (Hazard grant) between the Texas Department of State Health Services and Chambers County Public Health-**Public Health**.

Passed; Insert.

CONSENT

19.10 Approve application from Aqua Texas for utility construction at Plantation Drive-R&B

23-11-1442 Motion made by Hammond and seconded by Tice to approve application from Aqua Texas for utility construction at Plantation Drive-**R&B**.

Passed; Insert.

CONSENT

19.11 Approve Davis-Gentry Replat No. 1-R&B

23-11-1443 Motion made by Hammond and seconded by Tice to approve Davis-Gentry Replat No. 1-**R&B**.

Passed; Insert.

CONSENT

19.12 Acceptance of the FY24 Operation Lone Star Grant-CCSO

23-11-1445 Motion made by Hammond and seconded by Tice to accept the FY24 Operation Lone Star Grant-**CCSO**.

Passed; Insert.

CONSENT**19.13 Approve list of outstanding checks (October 2021 - September 2022)-Treasurer**

23-11-1448 Motion made by Hammond and seconded by Tice to approve list of outstanding checks (October 2021 - September 2022)-**Treasurer**.

Passed; Insert.

CONSENT**19.14 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 2022 - August 2023) (September 2023 - August 2024)-Treasurer**

23-11-1449 Motion made by Hammond 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 2022 - August 2023) (September 2023 - August 2024)-**Treasurer**.

Passed; Insert.

CONSENT**19.15 Accept into record a bi-monthly report form developed by Department of Economic Development and Grant Management-Eco. Development**

23-11-1451 Motion made by Hammond and seconded by Tice to accept into record a bi-monthly report form developed by Department of Economic Development and Grant Management-**Eco. Development**.

Passed; Insert.

CONSENT**19.16 Approve the surplus of Solid Waste equipment for Gov Deals-Solid Waste**

23-11-1452 Motion made by Hammond and seconded by Tice to approve the surplus of Solid Waste equipment for Gov Deals-**Solid Waste**.

Passed; Insert.

CONSENT**19.17 Approve purchase of Technology and Network equipment from CDW Government, LLC for the EMS Station at Belton Lane in the amount of \$5,319.00-EMS**

23-11-1457 Motion made by Hammond and seconded by Tice to approve purchase of

Technology and Network equipment from CDW Government, LLC for the EMS Station at Belton Lane in the amount of \$5,319.00-**EMS**.

Passed; Insert.

CONSENT

19.18 Approve payment to Hydrex Environmental for Groundwater Monitoring 2-Annual Detection Sampling in the amount of \$5,659.25-Solid Waste

23-11-1459 Motion made by Hammond and seconded by Tice to approve payment to Hydrex Environmental for Groundwater Monitoring 2-Annual Detection Sampling in the amount of \$5,659.25-**Solid Waste**.

Passed; Insert.

CONSENT

19.19 Accept into the record 3rd Quarter 2023 Investment Report-Auditor

23-11-1463 Motion made by Hammond and seconded by Tice to accept into the record 3rd Quarter 2023 Investment Report-**Auditor**.

Passed; Insert.

CONSENT

19.20 Approve renewal of computer endpoint protection from Sequel Data Systems, Inc. in the amount of \$15,367.40-Technology

23-11-1464 Motion made by Hammond and seconded by Tice to approve renewal of computer endpoint protection from Sequel Data Systems, Inc. in the amount of \$15,367.40-**Technology**.

Passed; Insert.

CONSENT

19.21 Approve payment to SHI-Government for Microsoft Software Assurance in the amount of \$21,937.00-Technology

23-11-1465 Motion made by Hammond and seconded by Tice to approve payment to SHI-Government for Microsoft Software Assurance in the amount of \$21,937.00-**Technology**.

Passed; Insert.

CONSENT

19.22 Approve purchase to upgrade interior cameras from Datavox, Inc. at the Chambers County Courthouse in the amount of \$6,508.39-Technology

23-11-1466 Motion made by Hammond and seconded by Tice to approve purchase to

upgrade interior cameras from Datavox, Inc. at the Chambers County Courthouse in the amount of \$6,508.39-**Technology**.

Passed; Insert.

CONSENT

19.23 Approve Park Use Agreement with Winnie Area Chamber of Commerce for Christmas in the Park to be held on December 2, 2023-Commissioner, Pct. 1

23-11-1467 Motion made by Hammond and seconded by Tice to approve Park Use Agreement with Winnie Area Chamber of Commerce for Christmas in the Park to be held on December 2, 2023-**Commissioner, Pct. 1**.

Passed; Insert.

CONSENT

19.24 Approve the purchase of disaster recovery (DR) server node from CDW Government, LLC in the amount of \$17,170.33-Technology

23-11-1468 Motion made by Hammond and seconded by Tice to approve the purchase of a disaster recovery (DR) server node from CDW Government, LLC in the amount of \$17,170.33-**Technology**.

Passed; Insert.

CONSENT

19.25 Approve the purchase of (1) 40 Yrd Compactor and (3) 40 Yrd Open Top Roll-Offs from Box Gang Manufacturing in the amount of \$32,747.00-Solid Waste

23-11-1469 Motion made by Hammond and seconded by Tice to approve the purchase of (1) 40 Yrd Compactor and (3) 40 Yrd Open Top Roll-Offs from Box Gang Manufacturing in the amount of \$32,747.00-**Solid Waste**.

Passed; Insert.

CONSENT

19.26 Approve the purchase of 400 tons of limestone, 400 tons of crushed concrete and 200 tons of bullrock for road improvements at the landfill in the amount of \$25,700.00-Solid Waste

23-11-1472 Motion made by Hammond and seconded by Tice to approve the purchase of 400 tons of limestone, 400 tons of crushed concrete and 200 tons of bullrock for road improvements at the landfill in the amount of \$25,700.00-**Solid Waste**.

Passed; Insert.

CONSENT

19.27 Approve the purchase of materials from Martin Marietta to repair the driveway at EMS Station Belton Lane station in the amount of \$7,000.00-EMS

23-11-1479 Motion made by Hammond and seconded by Tice to approve the purchase of materials from Martin Marietta to repair the driveway at EMS Station Belton Lane station in the amount of \$7,000.00-**EMS**.

Passed; Insert.

CONSENT

19.28 Approve Davis Estates Minor Plat (South Main Addition)-R&B

23-11-1480 Motion made by Hammond and seconded by Tice to approve Davis Estates Minor Plat (South Main Addition)-**R&B**.

Passed; Insert.

CONSENT

19.29 Approve the purchase of a gooseneck trailer lowboy from Nationwide Trailers in the amount of \$8,716.00-Parks

23-11-1481 Motion made by Hammond and seconded by Tice to approve the purchase of a gooseneck trailer lowboy from Nationwide Trailers in the amount of \$8,716.00-**Parks**.

Passed; Insert.

CONSENT

19.30 Approve deductive Change Order No. 2 in the amount of \$34,180.27 from N&T Construction for Cook Road Baseball Complex-Building Maintenance

23-11-1487 Motion made by Hammond and seconded by Tice to approve deductive Change Order No. 2 in the amount of \$34,180.27 from N&T Construction for Cook Road Baseball Complex. **Building Maintenance**.

Passed; Insert.

CONSENT

19.31 Approve emergency roof repair for the Double Bayou Community Building from FSR Services in the amount of \$26,330.00 -Building Maintenance

23-11-1488 Motion made by Hammond and seconded by Tice to approve emergency roof repair for the Double Bayou Community Building from FSR Services in the amount of \$26,330.00. Building Maintenance

Passed; Insert.

CONSENT

19.32 Approve payment to Science and Engineering to provide material testing for Whites Park restroom in the amount of \$4,500.00-Building Maintenance

23-11-1489 Motion made by Hammond and seconded by Tice to approve payment to Science and Engineering to provide material testing for Whites Park restroom in the amount of \$4,500.00. **Building Maintenance**

Passed; Insert.

CONSENT

19.33 Approve payment to Science and Engineering to provide material testing for McCollum Park Restroom in the amount of \$4,500.00-Building Maintenance

23-11-1490 Motion made by Hammond and seconded by Tice to approve payment to Science and Engineering to provide material testing for McCollum Park Restroom in the amount of \$4,500.00. **Building Maintenance**

Passed; Insert.

CONSENT

19.34 Approve price increase of \$1,200.00 for a greens mower from Kansas Golf & Turf (originally approved 5/22)-Golf

23-11-1493 Motion made by Hammond and seconded by Tice to approve price increase of \$1,200.00 for a greens mower from Kansas Golf & Turf (originally approved 5/22). **Golf**

Passed; Insert.

CONSENT

19.35 Approve the surplus of Road & Bridge equipment-R&B

23-11-1494 Motion made by Hammond and seconded by Tice to approve the surplus of Road & Bridge equipment. **R&B**

Passed; Insert.

Following the vote, Judge Sylvia declared that there was no need for Executive Session.

EXECUTIVE SESSION

20.1 Discuss and consider personnel issues-Executive Session

No action taken.

EXECUTIVE SESSION

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

No action taken.

EXECUTIVE SESSION

20.3 Discuss and consider FMLA extension request-Executive Session

No action taken.

There being no further business, Court adjourned at 10:38 a.m.

ATTEST:



Heather H. Hawthorne
Heather H. Hawthorne, County Clerk

APPROVED:

DocuSigned by:

Jimmy Sylvia

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County Judge, Jimmy Sylvia