

On this the 14th day of February, A. D., 2012, the Commissioners' Court of Chambers County, with the following members present, to-wit:

Mark Huddleston	Commissioner, Precinct No. 1
David A. "Bubba" Abernathy	Commissioner, Precinct No. 2
Gary Nelson	Commissioner, Precinct No. 3
A. R. "Rusty" Senac	Commissioner, Precinct No. 4
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 Sylvia according to law, opened Court at 9:30 a.m. into Open Session.

Bobby Hall offered prayer and then Judge Sylvia led the audience in the Pledge of Allegiance to the American flag and to the Texas flag.

Citizen comments will be made when the Agenda items is brought before the Court for consideration.

Receive into the Records continuing education certificate issued to Tony Sims from the LBJ School of Public Affairs; Quarterly Senior Citizen bus reports; Golf Report for the month of January; certificate of attendance issued to Sheri Hemphill from DPS Conference on CJIS reporting; and certificate of attendance issued to Lauren Van Deventer from Texas Department of State Health Services.

Insert.

12-02-41 Motion made by Senac and seconded by Nelson to approve the Minutes of Special Called Meeting of November 28, 2011, Regular Meeting of December 13, 2011, Called Meeting of December 27, 2011, Regular Meeting of January 10, 2012 and Called Meeting of January 24, 2012.

Passed.

12-02-42 Motion made by Abernathy and seconded by Huddleston to appoint Roger King to the Cedar Bayou Navigation District Board.

Insert.

Passed.

12-02-43 Motion made by Huddleston and seconded by Abernathy to re-appoint Mark Schultz to the Gulf Coast Waste Disposal Authority Board.

Insert.

Passed.

12-02-44 Motion made by Nelson and seconded by Huddleston to approve the Official Bond and Oath of County Engineer Robert L. Hall, Jr., and Tax Assessor-Collector Denise Hutter and Continuation Certificate of Deputy Constable Jack Dennis Kelley, Sr.

Insert.

Passed.

12-02-45 Motion made by Huddleston and seconded by Abernathy to receive into the Record the Local Rules of Procedure and Decorum for the Justices of the Peace Courts in Chambers County, Texas.

Insert.

Passed.

Agenda item 1.8 regarding request of LegalShield is **tabled**

Agenda item 1.9 regarding District Clerk preservation project is **tabled** until next Court.

Judge Sylvia skipped down to Agenda item 3.4 regarding Trinity Bay Conservation District request to install water and sewer lines.

12-02-46 Motion made by Huddleston and seconded by Abernathy to authorize and grant utility construction permits to Trinity Bay Conservation to install water and sewer lines on various streets in Winnie area.

Insert.

Passed.

Judge Sylvia skipped down to Agenda item 4.1 regarding Bayside Clinic project.

12-02-47 Motion made by Huddleston and seconded by Abernathy to approve the proposed change Order in the approximate amount of \$100,000.00 for Community Development Block Grant Disaster Recovery for Bayside Clinic project.

Insert.

Passed.

Judge Sylvia returned to Agenda item 1.10 and recognized Mike Darlow with Perdue, Brandon, Fielder, Collins & Mott, LLP. Mr. Darlow briefly went over the collection report with the members of Court, with no necessary action being taken.

Insert.

Judge Sylvia skipped down to 3.1 and 3.2 regarding Public Hearings.

Court adjourned at 10:05 a.m. into Public Hearings to discuss changing the name (spelling) of Olede Devillier Road to Olide Devillier Road and to change the name of West Greenwood and South Greenwood to Oscar Nelson, Jr. Road and South Oscar Nelson, Jr. Road respectively.

Commissioner Huddleston made comments regarding Olede Devillier Road.

Commissioner Senac, Bob Leiper representing the City of Baytown and citizen Dennis Heyen made comments to the Court regarding West Greenwood and South Greenwood.

There being no further public comments made Judge Sylvia declared the Public Hearing closed and reconvened at 10:12 a.m. into Open Court.

Insert.

12-02-48 Motion made by Huddleston and seconded by Abernathy to adopt an Order changing the name of Olede Devillier Road to Olide Devillier Road.

Insert.

Passed.

12-02-49 Motion made by Senac and seconded by Abernathy to adopt an Order changing West Greenwood and East Greenwood Roads to Oscar Nelson Jr. Drive.

Insert.

Passed.

Judge Sylvia returned to the top of the Agenda to consider and discuss items 1.11 and 1.12 under Administration.

12-02-50 Motion made by Abernathy and seconded by Huddleston to declare the HP color LaserJet printer belonging to the Safety/Emergency Management Office as surplus property.

Passed.

12-02-51 Motion made by Senac and seconded by Huddleston to approve the Resolution for the submission of the grant application for Chambers County District Attorney training and prosecution project to the Office of the Governor, Criminal Justice Division as presented.

Insert.

Passed.

Judge Sylvia skipped down to Agenda item 15.1 regarding the request of the Historical Commission. The request to continue the white fence around Thomas Jefferson Chambers home and Dr. Schilling office and also next to the museum was discussed briefly then **tabled** in order to obtain estimates.

Insert.

12-02-52 Motion made by Abernathy and seconded by Senac to approve claim docket beginning with check 66982 and ending with 67375.

Insert.

Passed.

12-02-53 Motion made by Abernathy and seconded by Huddleston to approve the travel reimbursements and miscellaneous expenditures in the amount of \$1,396.07.

(Clerk's Note: correction and replacement for December 27, 2011 Court)

Insert.

Passed.

12-02-54 Motion made by Senac and seconded by Abernathy to approve the budget amendment as presented.

Insert.

Passed.

Judge Sylvia returned to Agenda item 2.2 regarding travel reimbursements and miscellaneous expenditures.

12-02-55 Motion made by Huddleston and seconded by Senac to approve the travel reimbursements and miscellaneous expenditures in the amount of \$5,350.05.

Insert.

Passed.

Agenda item 2.4 - Treasurer Report – none

Agenda item 2.5 – Auditor Report – none

12-02-56 Motion made by Senac and seconded by Abernathy to adopt a Resolution changing the authorized representative with Texas Local Government Investment Pool (TexPool/TexPool Prime) back to the County Treasurer/Investment officer.

Insert.

Passed.

12-02-57 Motion made by Huddleston and seconded by Abernathy to authorize the use of U. S. Department of Homeland Security and the Social Security Administration’s E-VERIFY system for eligibility verification.

Insert.

Passed.

12-02-58 Motion made by Abernathy and seconded by Huddleston to renew the Contract for the fiscal year 2011 and 2012 with Belt Harris Pechacek, LLLP.

Insert.

Passed.

12-02-59 Motion made by Huddleston and seconded by Abernathy to enter into an Agreement with Espy Services with respect to correction, reduction and negotiations of county telecommunications costs.

Insert.

Passed.

12-02-60 Motion made by Huddleston and seconded by Nelson to authorize County Auditor Jerry Sparks to pursue bond indebtedness refinancing possibilities.

Insert.

Passed.

Court recessed at 10:31 a.m. for a short break. Court reconvened at 10:47 a.m. into Open Session.

Agenda item 3.3 regarding proposed pipeline right-of-way Agreement on Chambers County School Land in Crockett County is **tabled** for further possible negotiations with Lone Star NGL Pipeline, LP.

12-02-61 Motion made by Huddleston and seconded by Abernathy to authorize the purchase and installation of portable building on Eagle Drive Road & Bridge Department yard for a break room and restroom facility.

Subsidiary motion made to **pull motion** to allow the use of mobile home (FEMA trailer) located at the Anahuac Road & Bridge Department yard, therefore no action is necessary.

Passed.

12-02-62 Motion made by Huddleston and seconded by Abernathy to authorize County Engineer Bobby Hall to work with County Attorney Scott Peal to obtain the necessary language for an Agreement with Cable Service & Repair Co. to use Fairview Road for a lay down area for repairs to cables.

Insert.

Passed.

12-02-63 Motion made by Huddleston and seconded by Abernathy to grant a utility construction permit to Cameron Telephone Company to install buried fiber optic along East Pear Avenue and South 1st Street in Winnie

Insert.

Passed.

12-02-64 Motion made by Nelson and seconded by Huddleston to grant permission to Suncoast Land Services to survey across county property in the Hannah Nash Survey.

Insert.

Passed.

12-02-65 Motion made by Nelson and seconded by Senac to lower the rental rate at the McCloud Park Community Building to \$50.00 due to no air conditioning in building.

Passed.

The Record reflects that at 11:10 a.m. Commissioner Huddleston is not present in the Courtroom.

12-02-66 Motion made by Nelson and seconded by Senac to authorize the purchase of mobile vehicular repeater.

Insert.

Passed.

Agenda item 10.1 – Bids for the 240’ self-support radio tower at the new Chambers County dispatch center is discussed briefly and **tabled** until next Court.

12-02-67 Motion made by Senac and seconded by Nelson to approve the cell phone allowance for Mindy Conway.

Insert.

The Record reflects that at 11:15 a.m. Commissioner Huddleston returned to the Courtroom.

Passed.

12-02-68 Motion made by Nelson and seconded by Senac to enter into an Agreement with Carroll & Blackman, Inc. for pesticide permit implementation.

Insert.

Passed.

12-02-69 Motion made by Huddleston and seconded by Abernathy to receive into the Record the racial profiling reports from the Sheriff and Constable, Precinct 4.

Insert.

Passed.

12-02-70 Motion made by Huddleston and seconded by Nelson to approve the reclassification of Jill Buck and Sheila Marino (Tax); part time (relief only) employment of Sylvia A. Husband, Shelly D. Reeves and Tiffany R. Alvarez (Maint/Judge); employment of Taylor J. Oldham (SO); temporary contract employment of Paul W. Lott (SW); reclassification of Barbara D. Hutter (Tax); and reclassification of Brent Abernathy (SO).

Insert.

The Record reflects that Commissioner Abernathy abstains from voting on payroll change for Brent Abernathy only.

Passed.

Agenda item 17.2 – Vacation carryover – none

12-02-71 Motion made by Senac and seconded by Nelson to grant a thirty (30) day medical leave extension to Samuel Bradford.

Insert.

Passed.

Agenda item 18 - Executive Session - none

Judge Sylvia returned to Agenda item 9.2 to discuss the revision of the Chambers County dispatch center design. The members of Court discussed the design to include other offices.

The Record reflects that at 11:59 a.m. Commissioner Huddleston left the Courtroom and the matter was **tabled** with a committee being appointed consisting of Ryan Holzaepfel, Commissioner Nelson and Patty Clark.

Judge Sylvia went to the Supplemental Agenda that was posted in order to discuss and consider setting a Public Hearing for Legends Bay Subdivision.

12-02-72 Motion made by Senac and seconded by Nelson to set a Public Hearing at 10:00 a.m. on February 28, 2012 to discuss setting a speed limit within Legends Bay Subdivision.

Insert.

Passed.

The following visitors attended Court today:

Tommy Bridwell	R&B Dept.
Tony Sims	County Treasurer
Geri Weaver	County Judge's Office
Jerry Sparks	County Auditor
Ryan Holzaepfel	OEM/FMO
Bobby Hall	County Engineer
Denise Hutter	Tax Assessor-Collector

Mike Gunning	Baytown Sun
Jerry Shadden	TBCD
Joe Lee	Baytown
Bob Leiper	City of Baytown/CCID #1
Dennis Heyen	Baytown
Quinten Adams	Communications/OEM
Eric C. Carcerano	Assistant District Attorney
Patti Henry	District Clerk
Mike Darlow	Perdue Brandon Fielder
Mary Clark	Ranches of Turtle Bayou
Nita Kirkham	Purchasing
Bob Pascaseo	Chambers Health
Guido Persiani	CBND
Larry S. Marr	Dannenbaum Engineering
T. K. Harrington	The Progress
Larry Cryer	JP #6
Cheryl Lieck	District Attorney
Alissa Beard	Assistant County Attorney
Tammy Jenkins	Chief Clerk, JP #6
Patty Clark	Constables Dept.
Mark Taylor	TAPCO
Marci Sutton	Chief Clerk, JP #2
Randy Van Deventer	JP #2
Allen Sims	Carroll & Blackman
Rick Masters	Carroll & Blackman

Arnold Peters
Jennifer Pate
Lawrence Lewis
Tommy Henry
S. Yvonne Morgan
Mike Manders
Don Brandon
Yvonne R. deGraffenried

City of Mont Belvieu
Liaison/Sen. Tommy Williams
Mosquito Control
Courthouse Security
Historical Commission
Auditor's Office
Anahuac
Chief Deputy Co. Clerk

There being no further business, Court adjourned at 12:00 noon.

ATTEST:

APPROVED:

Heather H. Hawthorne, County Clerk

Jimmy Sylvia, County Judge

COMMISSIONERS' COURT MINUTES
REGULAR MEETING
February 14, 2012

Receive into the Records certificate issued to Tony Sims; Quarterly Senior Citizen bus reports; Golf Report; and certificates issued to Sheri Hemphill and Lauren Van Deventer

- 12-02-41 Motion to approve Minutes of November 28, 2011, December 13, 2011, December 27, 2011, January 10, 2012 & January 24, 2012
- 42 Motion to appoint Roger King to CBND Board
- 43 Motion to re-appoint Mark Schultz to CGWDA Board
- 44 Motion to approve Official Bond & Oath of Robert L. Hall, Jr. and Denise Hutter; and continuation certificate of Jack Dennis Kelley, Sr

12-02-45 Motion to receive into Record Local Rules of Procedure & Decorum for JP Courts of Chambers County

Agenda item 1.8 – LegalShield - **tabled**

Agenda item 1.9 – District Clerk preservation project **tabled** until next Court

46 Motion to authorize & grant utility construction permits to TBCD

47 Motion to approve proposed change Order for CDBG Disaster Recovery for Bayside Clinic project

Presentation of collection report by Perdue, Brandon, Fielder, Collins & Mott, LLP

Public Hearing held to discuss changing name (spelling) of Olede Devillier Road to Olide Devillier Road and change the name of West Greenwood & South Greenwood to Oscar Nelson, Jr. Road & South Oscar Nelson, Jr. Road

48 Motion to adopt Order changing name of Olede Devillier Road to Olide Devillier Road

- 12-02-49 Motion to adopt Order changing name of West Greenwood & South Greenwood Roads to Oscar Nelson Jr. Drive
- 50 Motion to declare HP color LaserJet belonging to Safety/OEM as surplus property
- 51 Motion to approve Resolution for submission of grant application for DA training & prosecution project to Office of Governor, CJD as presented
- Agenda item 15.1 – Historical Commission request regarding white fence discussed briefly then **tabled** in order to obtain estimates
- 52 Motion to approve claim docket 66982-67375
- 53 Motion to approve travel reimbursements & miscellaneous expenditures
(Clerk's Note: correction & replacement for 12/27/2011)

- 12-02-54 Motion to approve budget amendment
- 55 Motion to approve travel reimbursements & miscellaneous expenditures
- Agenda item 2.4 - Treasurer Report - none
- Agenda item 2.5 – Auditor Report – none
- 56 Motion to adopt Resolution changing authorized representative with TexPool/TexPool Prime back to County Treasurer/Investment Officer
- 57 Motion to authorize use of DHS & SSA E-VERIFY system for eligibility verification
- 58 Motion to renew Contract for FY 2011 & 2012 with Belt Harris Pechacek, LLLP
- 59 Motion to enter into Agreement with Espy Services
- 60 Motion to authorize County Auditor to pursue bond indebtedness refinancing possibilities

Agenda item 3.3 – Proposed pipeline R-O-W Agreement on Chambers County School Land in Crockett County **tabled** for further possible negotiations with Lone Star NGL Pipeline LP

- 12-02-61 Motion to authorize purchase & installation of portable building on Eagle Drive R&B yard
Subsidiary motion to **pull motion** to allow use of mobile home (FEMA trailer) located at Anahuac R&B yard, therefore no action
- 62 Motion to authorize County Engineer to work with County Attorney to obtain necessary language for Agreement with Cable Service & Repair Co. for lay down area
- 63 Motion to grant utility construction permit to Cameron Telephone along East Pear Avenue & South 1st Street in Winnie
- 64 Motion to grant permission to Suncoast land Services to survey across county property in Hannah Nash Survey
- 65 Motion to lower rental rate at McCloud Park Community Building due to no a/c

12-02-66 Motion to authorize purchase of mobile vehicular repeater

Agenda item 10.1 – Bids for self-support radio tower at new Chambers County dispatch center discussed & **tabled** until next Court

67 Motion to approve cell phone allowance

68 Motion to enter into Agreement with Carroll & Blackmon for pesticide permit implementation

69 Motion to receive into Record racial profiling reports for Sheriff & Constable, Pct. 4

70 Motion to approve payroll changes

Agenda item 17.2 – Vacation carryover – none

71 Motion to grant extended medical leave to Samuel Bradford

Agenda item 18 - Executive Session- none

Agenda item 9.2 – Revision of Chambers County dispatch center design discussed & **tabled** with committee being appointed

12-02-72 Motion to set Public Hearing on
February 28, 2012 to discuss setting
speed limit within Legends Bay Subd