



BRAZORIA COUNTY COMMISSIONERS' COURT

REGULAR SESSION

BE IT REMEMBERED THAT ON SEPTEMBER 10, 2019, THERE WAS BEGUN AND HOLDEN A REGULAR SESSION OF COMMISSIONERS' COURT.

1. CALL TO ORDER

This meeting was called to order at 9:00 AM.

2. ROLL CALL

THE FOLLOWING MEMBERS WERE PRESENT:

L.M. "Matt" Sebesta Jr. County Judge
Donald "Dude" Payne Commissioner, Precinct #1
Ryan Cade Commissioner, Precinct #2
Stacy L. Adams Commissioner, Precinct #3
David Linder Commissioner, Precinct #4
Joyce Hudman County Clerk

3. INVOCATION & PLEDGE OF ALLEGIANCE BY COMMISSIONER ADAMS

4. APPROVAL OF MINUTES

4.A. Commissioners' Court - Special Meeting - Aug 27, 2019 9:00 AM

RESULT:	APPROVED [UNANIMOUS]
MOVER:	David R. Linder, Commissioner
SECONDER:	Donald "Dude" Payne, Commissioner
AYES:	Judge Sebesta, Commissioner Payne, Commissioner Cade, Commissioner Adams, Commissioner Linder

5. PUBLIC APPEARANCES

Members of the public may request permission to address the Court. Specific factual information or a recitation of existing policy may be furnished in response to an inquiry made by a member of the general public but any deliberation, discussion, or decision with respect to any subject about which the inquiry was made shall be limited to a proposal to place such subject on the agenda for a subsequent meeting for which notice is provided in compliance with the Texas Open Meetings Act unless said notice appears herein. The public is reminded that there is a five (5) minute time limit as outlined in Commissioners Court Order #6, dated August 31, 1987.

6. FORMAL REPORTS AND APPEARANCES

6.1. Dale Libby - The Gathering Place

7. NEW BUSINESS

CONSENT

RESULT:	PASSED [UNANIMOUS]
MOVER:	Donald "Dude" Payne, Commissioner
SECONDER:	Ryan Cade, Commissioner
AYES:	Judge Sebesta, Commissioner Payne, Commissioner Cade, Commissioner Adams, Commissioner Linder

7.A. County Judge

7.A.1. Interlocal Cooperation Agreement and Memorandum of Understanding for Brazoria County Juvenile Justice Alternative Education Program 2019-2020

7.B. Constable Precinct 4

7.B.1. Out of State Travel

7.C. County Clerk

7.C.1. Deputation in the County Clerk's Office

7.C.2. Participation Agreement with Tyler Technologies

7.D. District Attorney

7.D.1. Amend Court Order 6.A.2 Dated August 27, 2019 and Reset Hearing Date – Creation of Reinvestment Zone and Designation as TX Gulf Solar 1 LLC Reinvestment Zone No. 1

7.D.2. Second Modification of Economic Development Agreement with Wagy Solar, LLC, Approved by Court Order 7.Q.3 Dated March 27, 2018 and Modification by Court Order 6.C.3 Dated November 13, 2018

7.E. Sheriff's Office

7.E.1. Appointment of Brazoria County Local Rabies Control Authority

7.F. Tax Assessor - Collector

7.F.1. Account Number: 0092-0056-000 Resale Meeting of: July 2019

7.F.2. Account Number: 1534-0487-000 Resale Meeting of: July 2019

7.F.3. Account Number: 5322-0023-000 Resale Meeting of: August 2019

7.F.4. Account Number: 6000-0043-000 Resale Meeting of: August 2019

- 7.F.5. Account Number: 0019-0035-000 Resale Meeting of: August 2019
- 7.F.6. Account Number: 5140-0257-000 Resale Meeting of: August 2019
- 7.F.7. Account Number: 5140-0259-000 Resale Meeting of: August 2019
- 7.F.8. Account Number: 5140-0258-000 Resale Meeting of: August 2019
- 7.F.9. Refund of Erroneous Payment Over \$2500
- 7.F.10. Waiver of Penalty and Interest of Delinquent Taxes

7.G. Airport

- 7.G.1. Routine Airport Maintenance Program (RAMP) Grant FY 2020

7.H. Auditor

- 7.H.1. Payment of Bills
- 7.H.2. Record Budgets for Other Funds: FY19
- 7.H.3. Line Item Transfers: FY19
- 7.H.4. Financial Report for Emergency Services District No. 2

7.I. CDBG/HUD/Welfare Department

- 7.I.1. Brazoria County Welfare Department Monthly Reports
- 7.I.2. Brazoria County Housing Choice Voucher (Section 8) Program Reports
- 7.I.3. Brazoria County First-Time Homebuyer Program
- 7.I.4. Brazoria County Housing Choice Voucher (Section 8) FY 2020 Utility Allowances

7.J. Engineer

- 7.J.1. Acknowledgment of Damon ISD Policy
- 7.J.2. Close, Vacate, and Abandon Public Road Rights-of-Way of Record in Volume 7, Pages 91 and 98 Brazoria County Deed Records (Precinct 1)
- 7.J.3. Interlocal Agreement for Developers Agreement for Contributions to Transportation Improvements Project Greenhouse Road. No. IS19-0024
- 7.J.4. Out of State Travel

7.J.5. Projects Under Blanket Interlocal Agreements for Direct Assistance to Cities and Towns

7.J.6. Temporary Use of CR 264M for the St. Cyril and St. Methodius Catholic Church Bazaar (Precinct 4)

7.K. Health

7.K.1. HHSC Contract No. 2017-049797-001 Amendment No. 4 (W.I.C.)

7.K.2. Interlocal Agreement between Brazoria County Health Department and City of Clute

7.L. Human Resource

7.L.1. Cell Phone Stipend

7.M. Information Systems

7.M.1. Request for Cell Phone

7.N. Library

7.N.1. Community - Based Vocational Instruction Program

7.O. Purchasing Department

7.O.1. Accept Donation of Office Furniture

7.O.2. Advertise for Bids for the 2016 Floods Housing Assistance Program

7.O.3. Amendment to Original Obligation for Crossing Improvements Agreements for CR 288

7.O.4. Disposition of Miscellaneous Surplus Items and Gaming Machines

7.O.5. Renew RFP #09-05 Automated Tax Collection Systems

7.O.6. Renew RFP #18-80 Database Administrator

7.O.7. Renew ITB #16-64 Gas and Diesel

7.O.8. Renew ITB #16-77 Armored Car Service

7.O.9. Renew RFP #16-82 Natural Gas

7.O.10. Renew RFP #16-81 E-Resources-Databases for the Library

7.O.11. Renew ITB #17-67 Treated Bridge Timbers

7.O.12. Renew RFP #17-74 Indigent Health Prescription Services

7.O.13. Insurance through Arthur J. Gallagher

7.O.14. WC Properties LTD Lease Amendment for WIC

7.P. Toll Road Authority

7.P.1. County Treasurer's Monthly Cash and Investment Report for Toll Road Funds for July 2019

DISCUSSION

7.Q. County Judge

7.Q.1. 2020 Sheriff and Constable Fee Schedule

RESULT:	PASSED [UNANIMOUS]
MOVER:	David R. Linder, Commissioner
SECONDER:	Stacy L. Adams, Commissioner
AYES:	Judge Sebesta, Commissioner Payne, Commissioner Cade, Commissioner Adams, Commissioner Linder

7.R. District Attorney

7.R.1. Order Authorizing Economic Development Agreements with TX Gulf Solar 1 LLC, a Subsidiary of Pattern Energy Group, LP

RESULT:	PASSED [UNANIMOUS]
MOVER:	Donald "Dude" Payne, Commissioner
SECONDER:	Ryan Cade, Commissioner
AYES:	Judge Sebesta, Commissioner Payne, Commissioner Cade, Commissioner Adams, Commissioner Linder

7.S. Treasurer

7.S.1. Treasurer's Monthly Report and Investment Report for July 2019

RESULT:	PASSED [UNANIMOUS]
MOVER:	David R. Linder, Commissioner
SECONDER:	Ryan Cade, Commissioner
AYES:	Judge Sebesta, Commissioner Payne, Commissioner Cade, Commissioner Adams, Commissioner Linder

7.T. Auditor

7.T.1. Tax Rate for 2019 Tax Roll

RESULT: PASSED [UNANIMOUS]
MOVER: Donald "Dude" Payne, Commissioner
SECONDER: David R. Linder, Commissioner
AYES: Judge Sebesta, Commissioner Payne, Commissioner Cade,
Commissioner Adams, Commissioner Linder

7.T.2. Open a Public Hearing Regarding the Fiscal Year 2020 Budget

RESULT: PASSED [UNANIMOUS]
MOVER: Donald "Dude" Payne, Commissioner
SECONDER: David R. Linder, Commissioner
AYES: Judge Sebesta, Commissioner Payne, Commissioner Cade,
Commissioner Adams, Commissioner Linder

7.T.3. Close Public Hearing Regarding the Fiscal Year 2020 Budget

RESULT: PASSED [UNANIMOUS]
MOVER: Donald "Dude" Payne, Commissioner
SECONDER: Stacy L. Adams, Commissioner
AYES: Judge Sebesta, Commissioner Payne, Commissioner Cade,
Commissioner Adams, Commissioner Linder

7.T.4. Adoption of the Fiscal Year 2020 Budget

RESULT: PASSED [UNANIMOUS]
MOVER: Ryan Cade, Commissioner
SECONDER: Donald "Dude" Payne, Commissioner
AYES: Judge Sebesta, Commissioner Payne, Commissioner Cade,
Commissioner Adams, Commissioner Linder

7.T.5. Adoption of Fiscal Year 2020 Budgeted Salaries and Positions

RESULT: PASSED [UNANIMOUS]
MOVER: Stacy L. Adams, Commissioner
SECONDER: Ryan Cade, Commissioner
AYES: Judge Sebesta, Commissioner Payne, Commissioner Cade,
Commissioner Adams, Commissioner Linder

7.T.6. Adoption of the Fiscal Year 2020 Budgeted Salaries and Positions
- JP2, Place 2

RESULT:	PASSED [4 TO 0]
MOVER:	Stacy L. Adams, Commissioner
SECONDER:	Ryan Cade, Commissioner
AYES:	Judge Sebesta, Commissioner Payne, Commissioner Cade, Commissioner Adams
ABSTAIN:	Commissioner Linder

7.U. Emergency Management

7.U.1. Regulation of Outdoor Burning During Period of Drought Conditions

Motion to amend carried, all present voting aye.

Commissioner Linder made a motion to amend the KBDI to 450 instead of 400 during the consecutive 5 days

RESULT:	PASSED [UNANIMOUS]
MOVER:	David R. Linder, Commissioner
SECONDER:	Ryan Cade, Commissioner
AYES:	Judge Sebesta, Commissioner Payne, Commissioner Cade, Commissioner Adams, Commissioner Linder

7.V. Engineer

7.V.1. Engineering Services for CR 288 Improvements

RESULT:	PASSED [UNANIMOUS]
MOVER:	Donald "Dude" Payne, Commissioner
SECONDER:	David R. Linder, Commissioner
AYES:	Judge Sebesta, Commissioner Payne, Commissioner Cade, Commissioner Adams, Commissioner Linder

7.W. Purchasing Department

7.W.1. Award RFSQ #19-29 Right-of-Way Acquisition and Related Services

RESULT:	PASSED [UNANIMOUS]
MOVER:	David R. Linder, Commissioner
SECONDER:	Ryan Cade, Commissioner
AYES:	Judge Sebesta, Commissioner Payne, Commissioner Cade, Commissioner Adams, Commissioner Linder

7.W.2. Solicit Statement of Qualifications for Architectural Services

RESULT: PASSED [UNANIMOUS]
MOVER: Donald "Dude" Payne, Commissioner
SECONDER: David R. Linder, Commissioner
AYES: Judge Sebesta, Commissioner Payne, Commissioner Cade,
Commissioner Adams, Commissioner Linder

7.W.3. Solicit Statement of Qualifications for Construction Management Firm

RESULT: PASSED [UNANIMOUS]
MOVER: Donald "Dude" Payne, Commissioner
SECONDER: David R. Linder, Commissioner
AYES: Judge Sebesta, Commissioner Payne, Commissioner Cade,
Commissioner Adams, Commissioner Linder

7.X. Department Heads

Ro'Vin Garrett - Tax Assessor
Charles Wagner - Brazoria County Sheriff
William Howell - Constable - Precinct 2
Bryan Frazier - Parks Director
David Linder - Commissioner Pct. 3

8. CLOSED MEETING

The Commissioners' Court will conduct a closed meeting under the following section or sections of V.T.C.A. government Code, Chapter 551, subchapter D.; (After which the Court will reconvene in open session and may take any action deemed necessary based on discussion in closed meeting).

At 10:17 a. m. Commissioners Court entered into closed session.
At 10:41 a. m. Commissioners Court was again in open session with all members present.
As no further matters were to be had, Judge Sebesta recessed this Regular session of Commissioners Court at 10:41 a. m.

8.A. Texas Govt Code 551.071

Consultation with attorney in respect to pending or contemplated litigation, settlement offers, and matters where duty of public body's counsel to client, pursuant to code of professional responsibility of the State Bar of Texas, clearly conflicts with this chapter.

8.A.1. Discuss Potential Litigation

No action taken at this time

8.A.2. Discuss Potential Litigation

No action taken at this time

8.A.3. Discuss Potential Litigation

No action taken at this time

9. ANNOUNCEMENTS

10. RECESS

As no further matters were to be had, Commissioners' Court recessed this Regular Session at 10:41 AM.

JOYCE HUDMAN, COUNTY CLERK
BRAZORIA COUNTY
EX-OFFICIO MEMBER COMMISSIONERS' COURT

Joyce Hudman