



BRAZORIA COUNTY COMMISSIONERS COURT

MINUTES

BE IT REMEMBERED THAT ON DECEMBER 12, 2023, THERE WAS BEGUN AND HOLDEN A REGULAR SESSION OF COMMISSIONERS COURT.

A. CALL TO ORDER

This meeting was called to order at 9:00 A.M.

B. ROLL CALL

Present: Judge L.M. "Matt" Sebesta Jr.
Commissioner Donald "Dude" Payne
Commissioner Ryan Cade
Commissioner Stacy L. Adams
Commissioner David R. Linder
County Clerk Joyce Hudman

C. INVOCATION & PLEDGE OF ALLEGIANCE BY COMMISSIONER CADE

D. APPROVAL OF MINUTES

D.1. Commissioners Court Special Session - November 28, 2023 9:00 AM

RESULT: APPROVED
MOVER: David R. Linder
SECONDER: Stacy L. Adams
AYES: Judge Sebesta, Commissioner Payne, Commissioner Cade, Commissioner Adams, and Commissioner Linder

E. PUBLIC APPEARANCES

To accommodate all members of the public and ensure full public input, members of the public may address the Court concerning any item before the Court prior to the Court's consideration of the item and/or any other matter of concern. Pursuant to Commissioners Court Order 7.C.1, dated January 28, 2020, a member of the public may address the Court for a total period of time not to exceed five (5) minutes. A member of the public who addresses the Court through a translator may address the Court for a total period of time not to exceed ten (10) minutes. If a member of the public inquires about a subject for which there is not an item on the meeting agenda or for which notice has not been given pursuant to Texas Government Code chapter 551, the Court may furnish specific factual information or recite existing policy in response to the inquiry. However, any deliberation or decision about the subject of the inquiry must be limited to a proposal to place such subject on the agenda for a subsequent meeting.

F. PROCLAMATIONS/RESOLUTIONS - NONE**G. FORMAL REPORTS AND APPEARANCES**

- G.1.** Perdue, Brandon, Fielder, Collins, & Mott, L.L.P. - Delinquent Taxes / Fines & Fees - Mike Darlow

No action taken at this time

H. CONSENT

RESULT: PASSED THE CONSENT AGENDA
MOVER: Stacy L. Adams
SECONDER: Donald "Dude" Payne
AYES: Judge Sebesta, Commissioner Payne, Commissioner Cade, Commissioner Adams, and Commissioner Linder

County Judge

- H.1.** Interlocal Agreement with City of Angleton - Exhibit Hall Fairgrounds
- H.2.** Reappointments to the Gulf Coast Workforce Board
- H.3.** Appointments to the Transportation Policy Council and Transportation Advisory Committee - 2024
- H.4.** Reappoint Brazoria County Fire Marshal

District Attorney

- H.5.** Deliberation of Business and Financial Issues with Next Level

Tax Assessor - Collector

- H.6.** Deputation of The Tax Assessor-Collector
- H.7.** Resolution - Tax Resale

Treasurer

- H.8.** Treasurer's Quarterly Report and Investment Report for 4th Quarter FY 2023 and Treasurer's Annual Report and Investment Report for FY 2023

Airport

- H.9.** Out of State Travel

Auditor

- H.10.** Payment of Bills
- H.11.** FY 2024: Funding for Use of Military Vehicles

H.12. FY 2024: Line Item Transfer

H.13. FY 2024: Record Budget for Other Funds

CDBG/HUD/Welfare Department

H.14. Monthly Reports Welfare Reports

H.15. Monthly Section 8 Reports

H.16. Home Investment Partnerships Program - American Rescue Plan (HOME-ARP) and HOME- Community Housing Development Organization (HOME-CHDO) Program

H.17. Brazoria County Community Development Consolidated Annual Performance and Evaluation Report (CAPER)

H.18. Amending the Interdepartmental Agreement between Community Development Department and the Engineering Department

H.19. Amendment to the Emergency Housing Voucher Memorandum of Understanding between United Way of Brazoria County (UWBC) and Brazoria County Housing Authority (BCHA).

H.20. Brazoria County Housing Authority (BCHA) Administrative Plan Update

H.21. Amend the Agreement between Community Development Department and the Village of Bailey's Prairie

H.22. Amend the Agreement between Community Development Department and the City of Oyster Creek

Engineer

H.23. Interlocal Agreement with the City of Freeport No. IS24-0003

H.24. Interlocal Agreement with Brazosport Independent School District No. IS24-0004

H.25. Projects Under Blanket Interlocal Agreements for Direct Assistance to Cities and Towns

H.26. Accept Final Plat of Burt Baker Subdivision - Abstract 61 (Precinct 4)

RESULT:	PULLED FROM AGENDA
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Flood Plain

- H.27.** Beachfront Construction Permit - 4394 Bluewater Highway (CR 257), Freeport (Treasure Island), Abstract 29 S.F. Austin Lot 2, Block 1, San Luis Beach (Precinct 1)
- H.28.** Beachfront Construction Permit - 13007 Jolly Roger, Freeport (Treasure Island), Abstract 29 S.F. Austin Lot 16, Block 10, San Luis Beach (Precinct 1)
- H.29.** Beachfront Construction Permit - 13014 Buccaneer Pkwy, Freeport (Treasure Island), Abstract 29 S.F. Austin Lot 5, Block 10, San Luis Beach (Precinct 1)

Human Resource

- H.30.** Overtime Report
- H.31.** Deputy Constable Appointment - Constable Precinct 1
- H.32.** Amended Use of County Property Policies

Texas AgriLife Extension Services

- H.33.** Out of State Travel
- H.34.** Out of State Travel

Parks

- H.35.** Amend Court Order No. 7.B.1 dated August 8, 2023 - Purchase of Property
- H.36.** Rental Rates for Hanson Park's Primitive Camping

Purchasing Department

- H.37.** Exemption for Bidding for Savanna Parkway Road Repair
- H.38.** Change Order to Add Dumpsters for Surfside Beach County Park
- H.39.** Renew RFP #20-03 Citizen Corps and Medical Corps Emergency Training
- H.40.** Renew RFP #19-83 Library Periodicals
- H.41.** Amendment to Tyler Technologies Softcode CivilService Software Agreement
- H.42.** Renew RFP #23-24 Library Books and Miscellaneous Orders
- H.43.** Solicit Proposals for the Purchase of Uniforms for the Sheriff's Office
- H.44.** Renew Maintenance and Support Services for Odyssey/Tyler Products

Toll Road Authority

- H.45.** Appointments to the Board of Directors of the Brazoria County Toll Road Authority
- H.46.** County Treasurer's Quarterly Cash and Investment Report for Toll Road Funds for 4th Quarter FY 2023 and Annual Report for FY 2023

I. DISCUSSION**Commissioner Precinct 1**

- I.1.** Reappointment to Brazoria County Children's Protective Services Board

RESULT:	APPROVED
MOVER:	Donald "Dude" Payne
SECONDER:	Ryan Cade
AYES:	Judge Sebesta, Commissioner Payne, Commissioner Cade, Commissioner Adams, and Commissioner Linder

Constable Precinct 4

- I.2.** Pursuant to Texas Local Government Code §81.032, on behalf of Brazoria County Constables Office, Precinct 4, the Court accepts two Zoll AED machines from Phillips 66.

RESULT:	APPROVED
MOVER:	David R. Linder
SECONDER:	Ryan Cade
AYES:	Judge Sebesta, Commissioner Payne, Commissioner Cade, Commissioner Adams, and Commissioner Linder

Treasurer

- I.3.** Amend and Replace the Treasurer's Monthly Reports for August 2023 and September 2023 Due to Formulaic Errors

RESULT:	APPROVED
MOVER:	Donald "Dude" Payne
SECONDER:	Ryan Cade
AYES:	Judge Sebesta, Commissioner Payne, Commissioner Cade, Commissioner Adams, and Commissioner Linder

Engineer

I.4. Engineering Services for the County Culverts Repairs - ING Garza

RESULT: APPROVED
MOVER: Donald "Dude" Payne
SECONDER: Ryan Cade
AYES: Judge Sebesta, Commissioner Payne, Commissioner Cade,
Commissioner Adams, and Commissioner Linder

I.5. Engineering Services for the County Culverts Repairs - Terracon

RESULT: APPROVED
MOVER: David R. Linder
SECONDER: Stacy L. Adams
AYES: Judge Sebesta, Commissioner Payne, Commissioner Cade,
Commissioner Adams, and Commissioner Linder

I.6. Supplemental No. 2 Surveying Services for Lindell Estates - Phase II

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

Purchasing Department

I.7. Award ITB #23-82 County Road 58 Widening

RESULT:	APPROVED
MOVER:	David R. Linder
SECONDER:	Stacy L. Adams
AYES:	Judge Sebesta, Commissioner Payne, Commissioner Cade, Commissioner Adams, and Commissioner Linder

I.8. Advertise Request for Proposal for Library Data Services

RESULT:	APPROVED
MOVER:	Stacy L. Adams
SECONDER:	David R. Linder
AYES:	Judge Sebesta, Commissioner Payne, Commissioner Cade, Commissioner Adams, and Commissioner Linder

I.9. Advertise Request for Proposal for On-Call Grant Administration

RESULT:	APPROVED
MOVER:	Donald "Dude" Payne
SECONDER:	Ryan Cade
AYES:	Judge Sebesta, Commissioner Payne, Commissioner Cade, Commissioner Adams, and Commissioner Linder

I.10. Firms for Broker - Dealer Investment Services

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

I.11. Award RFSQ #23-59 Design Services for Improvements to the Water Treatment Plant at the Sheriff's Office

RESULT:	APPROVED
MOVER:	Stacy L. Adams
SECONDER:	David R. Linder
AYES:	Judge Sebesta, Commissioner Payne, Commissioner Cade, Commissioner Adams, and Commissioner Linder

I.12. Use of GoMESA Funds for Camp Mohawk Proposal

RESULT: APPROVED
MOVER: Donald "Dude" Payne
SECONDER: Ryan Cade
AYES: Judge Sebesta, Commissioner Payne, Commissioner Cade, Commissioner Adams, and Commissioner Linder

I.13. Use of GoMESA Funds for CXT Restroom Pad at Camp Mohawk

RESULT: APPROVED
MOVER: Donald "Dude" Payne
SECONDER: Ryan Cade
AYES: Judge Sebesta, Commissioner Payne, Commissioner Cade, Commissioner Adams, and Commissioner Linder

I.14. Sole Source for Forensic Technology, Inc.

RESULT: APPROVED
MOVER: Donald "Dude" Payne
SECONDER: Stacy L. Adams
AYES: Judge Sebesta, Commissioner Payne, Commissioner Cade, Commissioner Adams, and Commissioner Linder

Department Heads

J. 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 9:53 a.m. Commissioners Court entered into Closed Session.

At 10:59 a.m. Commissioners Court was again in open session with all members present and the following order was had:

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 .

- J.1.** Pulice Construction, Inc. vs Brazoria County, Texas

No action taken at this time

- J.2.** Discuss Potential Litigation

No action taken at this time

- J.3.** Discuss Potential Litigation

No action taken at this time

Texas Govt Code 551.072

Deliberation concerning the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person

- J.4.** Easement for Transmission Facilities

RESULT:	APPROVED
MOVER:	Donald "Dude" Payne
SECONDER:	Ryan Cade
AYES:	Judge Sebesta, Commissioner Payne, Commissioner Cade, Commissioner Adams, and Commissioner Linder

Texas Govt Code 551.0725

The commissioners court of a county may conduct a closed meeting to deliberate business and financial issues relating to a contract being negotiated if, before conducting the closed meeting:

- (1) the commissioners court votes unanimously that deliberation in an open meeting would have a detrimental effect on the position of the commissioners court in negotiations with a third person; and
- (2) the attorney advising the commissioners court issues a written determination that deliberation in an open meeting would have a detrimental effect on the position of the commissioners court in negotiations with a third person.

- J.5.** Deliberate Business and Financial issues Related to Contract with Next Level

No action taken at this time

K. ANNOUNCEMENTS

L. RECESS

As no further matters were to be had, Commissioners Court recessed this Regular Session at 11:00 A.M.

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

Joyce Hudman