

**Minutes of the Regular Monthly Meeting
Of the Board of Directors of
Brazoria County Drainage District # 5
January 6, 2020**

Members Present: Lee Walden, P.E., President
Kerry L. Osburn, Vice President
Mark Roller, Sectary/ Treasurer

Board Officials Present: Dan Chernosky, Superintendent
Melinda Bahr, Director of Admin. Services
Adam Eversole, Field Forman
Jarrod Aden, District Engineer

Others Present: Tyler Broom, Thomas Arnold, Jerry Preston, Patrick Gaul, Scott Graves, Richard Gilliam, Sharen Gilliam, Miguel Sauceder and Jim Wabling.

*****Minutes were taken from CD disk *****

1. Call to Order, Invocation and Pledge of Allegiance

Commissioner Walden called the meeting to order at 6:30 P.M. A quorum was present. Commissioner Walden led the Pledge of Allegiance.

2. Recognition of Guest- Public Forum Comments

3. Approval of Minutes

A. Regular Monthly Meeting/December 2, 2019

- Commissioner Roller moved to approve the minutes as presented to the Board.
- Commissioner Osburn seconded the motion with no further discussion the motion passed with a vote of 3 ayes and 0 nays.

4. Reports

A. Dan Chernosky Superintendent

- Mr. Chernosky stated he will contact Mr. Ripple the Flood Plain Administrator to proceed in contacting the property owners on CR 65 about the sand pit under construction.

B. Melinda Bahr, Director of Admin. Services

- Mrs. Bahr stated Shelmark Engineering has given the District a timeline on the preliminary bidding and construction schedule on the Bridge replacement for Ditch 10-00-00. (Joy Ranch bridge)

C. Adam Eversole, Field Forman

- Mr. Eversole stated the Mulching Head had to be taken back to Shoppa's Farm's.
- Mr. Eversole stated the men are working on cleaning the ditches along the road ditch next to Insurance Auto Auction.

D. Jarrod Aden, District Engineer

- No Report.

E. Board Officials

1. Commissioner Osburn
 - No Report.
2. Commissioner Roller
 - No Report.
3. Commissioner Walden
 - No Report.

5. Drainage Plans under review

Llarance Turner, R.P.L.S.

A. Organic Produce Facility 2242 County Road 57, (Plans dated September 12, 2019)
Plans/ Final

- Commissioner Roller moved to accept the final plans for Organic Produce Facility 2242 County Road 57.
- Commissioner Osburn seconded the motion with no further discussion, motion passed with a vote of 3 ayes and 0 nays.

Jarrold Aden P.E., CFM

A. Meridana Section 47 Drainage Plan B180039/ Final

- Commissioner Roller moved to accept the final plans for Meridana Section 47 Drainage Plan.
- Commissioner Osburn seconded the motion with no further discussion, motion passed with a vote of 3 ayes and 0 nays.

B. Manvel Parkway Phase 2 Plan B190009/Final

- Commissioner Roller moved to accept the final plans for Manvel Parkway Phase 2.
- Commissioner Osburn seconded the motion with no further discussion, motion passed with a vote of 3 ayes and 0 nays.

6. Drainage Plans Final Construction Inspections

Llarance Turner, P.P.L.S

Jarrold Aden P.E. CFM

7. New Business

A. **Discussion, Consideration & Possible Action** – State of Texas v. GR-M1, LTD and DD#5.

- No Action.

B. **Discussion, Consideration & Possible Action** – Equipment.

- No Action.

C. **Discussion, Consideration & Possible Action** – M2E3, LLC Application for pipeline crossing on Ditch # 101-05-00 and Ditch # 101-05-01.

- Commissioner Roller moved to accept the applications for pipeline crossing on Ditch # 101-05-00 and Ditch # 101-05-01.
- Commissioner Osburn seconded the motion with no further discussion, motion passed with a vote of 3 ayes and 0 nays.

D. **Discussion, Consideration & Possible Action** – Resolution 2020-01/ 2019 Hazard Mitigation Plan

- Commissioner Roller moved to accept Resolution 2020-01/ 2019 Hazard Mitigation Plan.

- Commissioner Osburn seconded the motion with no further discussion, motion passed with a vote of 3 ayes and 0 nays.

8. General Business

A. Payment of Vouchers for December 2019.

- Commissioner Roller moved to approve the vouchers for November 2019.
- Commissioner Osburn seconded the motion, with no further discussion the motion passed with a vote of 2 ayes and 0 nays.

9. Executive Session: Reconvene in executive session as authorized by the Texas Open Meeting Act, Texas Environment Code, Chapter 55, specifically including Sections

551.071, 551.072, 551.074, and 551.076, as appropriate:

A. Consultation with the District's council, including matters of pending, contemplated or threatened litigation.

- a. State v. GR-M1. LTD,et
- No action taken.

B. Personal Matters

a. Applications for Superintendent review and appoint.

- Commissioners discussed the applicates with Mr. Chernosky, Mrs. Bahr and Mr. Eversole.

Mr. Chernosky stated they recommended Mr. Robert Vincent for the superintendent's position.

- Commissioner Roller moved to appoint Mr. Robert Vincent as the new Superintendent, with a hire date of March 1, 2020.
- Commissioner Osburn seconded the motion, with no further discussion the motion passed with a vote of 2 ayes and 0 nays.

b. Address current Superintendents sick leave.

- Commissioner Walden stated Mr. Chernosky can take 250 hours of his sick time, his vacation time and comp. time as pay when Mr. Chernosky retires.

10. Adjournment

- Commissioner Walden adjourned the meeting at 8:10 pm.

Approved:

Lee Walden/ President

Witnessed:

Mark Roller/ Secretary