

**Minutes of the Regular Monthly Meeting  
Of the Board of Directors of  
Brazoria County Drainage District # 5  
December 2, 2019**

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: Travis Knighton, Tyler Broom, Thomas Arnold.

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**\*\*\*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/November 11, 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.

B. Workshop Meeting/November 13, 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 Primrose Estates will be bringing drawings by this week to be signed.
- Mr. Chernosky stated Insurance Auto Auction has a problem with the drainage in the area. The District employees will remove the earthen mound that was placed in the culvert.

B. Melinda Bahr, Director of Admin. Services

- No Report.

C. Adam Eversole, Field Forman

- Mr. Eversole stated the new Skid steer was taken back to Shoppa's Farm's as it was overheating.

- Mr. Eversole stated Mr. Nanson and himself made a trip to Lubbock to look at a 2016 Excavator, beyond a couple of minor repairs the excavator is in good shape.

D. Jarrod Aden, District Engineer

- No Report.

E. Joe Patterson, District Attorney

- Did not attend the meeting.

F. Board Officials

1. Commissioner Osburn

- Commissioner Osburn asked about the drilling report on the new office site.
- Mr. Bahr stated she has not received the report as of yet.

2. Commissioner Roller

- No Report.

3. Commissioner Walden

- No Report.

**5. Drainage Plans under review**

**Llarance Turner, R.P.L.S.**

**Jarrold Aden P.E., CFM**

1. Meridiana Section 46 Plans – Final

- Commissioner Roller moved to approve the final Meridiana Section 46 Plans
- Commissioner Osburn seconded the motion, with no further discussion the motion was passed with a vote of 3 ayes and 0 nays.

2. Pardera Oaks – Varance request B-190013/ Ditch easement variance Request

- Commissioner Roller moved to approve the Ditch easement variance Request.
- Commissioner Osburn seconded the motion, with no further discussion the motion was passed with a vote of 3 ayes and 0 nays.

3. Pardera Oaks – Drainage Impact Report B-190013/ Report/ Final

- Commissioner Roller moved to approve the Pardera Oaks – Drainage Impact Report.
- Commissioner Osburn seconded the motion, with no further discussion the motion was passed with a vote of 3 ayes and 0 nays.

4. Pardera Oaks Zero – WSD B-190022/ Plan/ Final

- Commissioner Roller moved to approve the final Pardera Oaks Zero Plan.
- Commissioner Osburn seconded the motion, with no further discussion the motion was passed with a vote of 3 ayes and 0 nays.

5. Pardera Oaks Zero – Detention B-190022/ Plan/ Final

- Commissioner Roller moved to approve the final Pardera Oaks Zero – Detention Plan.
- Commissioner Osburn seconded the motion, with no further discussion the motion was passed with a vote of 3 ayes and 0 nays.

6. Sierra Vista West Report – Addendum B-170036/ Report/ Final

- Commissioner Roller moved to approve the final Sierra Vista West Report – Addendum.
- Commissioner Osburn seconded the motion, with no further discussion the motion was passed with a vote of 3 ayes and 0 nays.

**6. Drainage Plans Final Construction Inspections.**

**Llarance Turner, R. P.L.S., Daune Whitehead P.E.**

**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 –Discussion, Consideration & Possible Action** – Phoenix Millwork project in Liverpool, Texas has passed the 369-day rule on March 16, 2019.
  - No Action.
- C. **Discussion, Consideration & Possible Action** – Approve the renewal of the City of Sandy Point and Drainage District # 5 Interlocal Agreement.
  - Commissioners want to review the Interlocal and make some changes.
- B. **Discussion, Consideration & Possible Action** – Approve the renewal of the City of Bonney and Drainage District # 5 Interlocal Agreement.
  - Commissioners want to review the Interlocal and make some changes.
- C. **Discussion, Consideration & Possible Action** – John Moore/ Hwy 35 in Liverpool, Texas/ easement.
  - Mr. Moore asked if the buyer of his property in Liverpool would be allowed to place a roadbed on the easement granted to the District.
  - Commissioner Walden stated the District needs a plan to state exactly what the possible owner plans are and, on the agreement, it needs to state, “If the District damages the roadbed the new property owner will repair at their cost.”
- D. **Discussion, Consideration & Possible Action** – Chemical supplier for 2020.
  - Will place on next month’s agenda.
- E. **Discussion, Consideration & Possible Action** – Equipment.
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- F. **Discussion, Consideration & Possible Action** – Job applications for Superintendent.
  - Commissioners agreed to have Mr. Chernosky and Mrs. Bahr interview the applicants and report back to the Board.

**8. General Business**

- A. Payment of Vouchers for November 2019.
  - Commissioner Roller moved to approve the vouchers for November 2019.
  - Commissioner Osburn seconded the motion, with no further discussion the motion passes 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.

**10. Adjournment**

- Commissioner Walden adjourned the meeting at 8:05 pm.

Approved:

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Lee Walden/ President

Witnessed:

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Mark Roller/ Secretary