

**Minutes of the Regular Monthly Meeting
Of the Board of Directors of
Brazoria County Drainage District # 5
September 9, 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
Joe Patterson, District Attorney

Others Present: Michael Cristopher- EHRA, Thomas Arnold-HER, Marcia Jones,
Valeri Lansford, Irving Upton and Ralph Smith.

*****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/ August 5, 2019

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

B. Special Call Meeting (1)/ August 15, 2019

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

C. Special Call Meeting (2)/August 15, 2019

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

D. Special Call Meeting/ August 19,2019

- Commissioner Osburn moved to approve the minutes as presented to the board.
- Commissioner Walden 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

- No Report.

B. Melinda Bahr, Director of Admin. Services

- Mrs. Bahr stated the Hazards Mitigation Plan has been passed on FEMA.

- C. Adam Eversole, Field Forman
 - Mr. Eversole stated the men are working on Cypress Slough, Brunner Ditch, Austin Bayou and mowing.
- D. Jarrod Aden, District Engineer
 - Mr. Aden stated Parnda Oaks has presented a Master Plan.
- E. Joe Patterson, District Attorney
 - No report
- F. Board Officials
 1. Commissioner Osburn
 - Commissioner Osburn will get prices on a mulcher head.
 2. Commissioner Walden
 - Mr. Walden stated the commissioners meet with the City of Manvel to discuss drainage.
 3. Commissioner Roller
 - No Report.

5. Drainage Plans under review

Llarance Turner, R.P.L.S.

- A. Wesson Sand Company, Sand pit/ Final
 - Commissioner Roller moved to approve the final plan on Wesson Sand Company.
 - Commissioner Osburn seconded the motion with no further discussion the motion passed with a vote of 3 ayes and 0 nays.
- B. Alvin Tree Farm/ Revised Construction Plans/ Final
 - Commissioner Roller moved to approve the revised construction plans for Alvin Tree Farm Final.
 - Commissioner Osburn seconded the motion with no further discussion the motion passed with a vote of 3 ayes and 0 nays.
- C. Convenience Store – 0.447 Acres -7473 State Highway 35, Alvin/ Conditional or Final
 - Commissioner Roller moved to approve the final plans for the Convenience Store – 7473 State Highway 35, Alvin.
 - Commissioner Osburn seconded the motion with no further discussion the motion passed with a vote of 3 ayes and 0 nays.

Jarrod Aden P.E., CFM

- A. Sierra Vista West - Crystal View Drive Phase 2 – Revisions/ Final
 - Commissioner Roller moved to approve the final plans Sierra Vista West – Crystal view Drive Phase 2 revisions.
 - Commissioner Osburn seconded the motion with no further discussion the motion passed with a vote of 3 ayes and 0 nays.
- B. Meridiana Section 46/ B190008/Plat/ Final
 - Commissioner Roller moved to approve the final plat for Meridiana Section 46.
 - Commissioner Osburn seconded the motion with no further discussion the motion passed with a vote of 3 ayes and 0 nays.
- C. MUD 53 Water System Sierra Vista West drains to North Hayes B190012/Plan/ Final

- Commissioner Roller moved to approve the final plan of MUD 53 Water System Sierra Vista West drains to North Hayes.
 - Commissioner Osburn seconded the motion with no further discussion the motion passed with a vote of 3 ayes and 0 nays.
- D. Meridiana - Complete Outfall Structures at West Fork of Chocolate Bayou/Received letter from Corp-of-engineers/ Conditional to Final.
- Commissioner Roller moved to approve the final on Meridiana Complete Outfall Structures at West Fork of Chocolate Bayou. Meridiana has received the Letter of approval from the Corp of Engineer.
- E. Jones Pipeline Company Laydown yard/ Conditional or Final.
- Commissioner Roller moved to approve the final plans for the Jones Pipeline Company Laydown yard.
 - Commissioner Osburn seconded the motion with no further discussion the motion 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** –Sand pit ordinance added to Guidelines Rules

and Regulations and that all concentrated deposits of water stormwater or groundwater

into a District drainage facility requires a permit from the District.

- No Action.

C. **Discussion, Consideration & Possible Action** – Valari Lansford/ Marcia Jones –

Leddy Estates Section 1 and 2 to hold an election to join into the Drainage District.

- Mrs. Lansford and Mrs. Jones requested that Leddy Estates Section 1 and 2 have a Town Hall meeting with property owners and the Commissioners to see if the property owners would like become part of District 5.
- Commissioner Walden agreed the Commissioners would meet with the property owner of Leddy Estates.

D. **Discussion, Consideration & Possible Action** – Investment with Texas Class set amount to invest.

- Commissioner Roller moved to \$500,000.00 into Texas Class.
- Commissioner Osburn seconded the motion with no further discussion the motion passed with a vote of 3 ayes and 0 nays.

E. **Discussion, Consideration & Possible Action** – Adopt Budget 2019-2020

- Commissioner Roller moved to adopt the Budget for 2019-2020 of \$1,815,052.77
- Commissioner Osburn seconded the motion with no further discussion the motion passed with a vote of 3 ayes and 0 nays.

F. **Discussion, Consideration & Possible Action** - Adopt Tax Rate 2019

- Commissioner Roller moved to adopt the Tax Rate for 2019 as 0.151131.

- Commissioner Osburn seconded the motion with no further discussion the motion passed with a vote of 3 ayes and 0 nays.
- G. **Discussion, Consideration & Possible Action** –2020 Meeting Dates
 - Commissioner Roller moved to approve the 2020 Meeting Dates.
 - Commissioner Osburn seconded the motion with no further discussion the motion passed with a vote of 3 ayes and 0 nays.
- H. **Discussion, Consideration & Possible Action** – 2020 Holiday Schedule
 - Commissioner Roller moved to approve the 2020 Holiday Schedule.
 - Commissioner Osburn seconded the motion with no further discussion the motion passed with a vote of 2 ayes and Commissioner Osburn voted nay.
- I. **Discussion, Consideration & Possible Action** – Cherry Sand Pit
 - Mr. Chernosky stated the District would be doing a curtesy review on Cherry Sand Pit, as the water from the sand pit would be flowing into the Districts ditch.
- J. **Discussion, Consideration & Possible Action** - Approval to have District Engineer supply GIS mapping information to EHRA for Brazoria County.
 - Commissioner Weldon approved to have District GIS mapping information to EHRA for Brazoria County.

8. General Business

- A. Payment of Vouchers for August 2019.
 - Commissioner Roller moved to approve the vouchers for August 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 8:00 pm.

Approved:

Lee Walden/ President

Witnessed:

Kerry Osburn/ Vice-President