

**NOTICE OF REGULAR MEETING OF THE
LIBERTY COUNTY COMMISSIONERS' COURT OF LIBERTY, TEXAS**

Notice is hereby given that a REGULAR MEETING of the above named **Liberty County Commissioners' Court** will be held on the 14th day of May, 2024, at 9:00 a.m., at the Liberty County Courthouse, 2nd Floor Courtroom, 1923 Sam Houston, Liberty, Texas, at which time the following subjects will be discussed, to-wit:

SEE ATTACHED.

24-1732 PUBNOTICE Total Pages: 8



Dated this the 9th day of May, 2024

Commissioners' Court of Liberty County, Texas

By: _____

Jay H. Knight, County Judge
Liberty, Texas

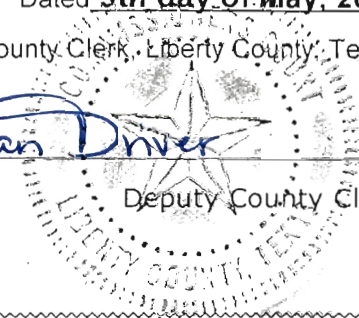
I, the undersigned, County Clerk, do hereby certify that the above Notice of Meeting of the above named Commissioners' Court, is a true and correct copy of said Notice, and that I posted a true and correct copy of said Notice on the bulletin board at the Courthouse door of Liberty County, Texas, at a place readily accessible to the general public at all times on the 9th day of May, 2024 and said Notice remained so posted continuously for at least 72 hours preceding the scheduled time of said Meeting.

Dated 9th day of May, 2024

County Clerk, Liberty County, Texas

By _____

Deputy County Clerk





LIBERTY COUNTY COMMISSIONERS COURT
Regular Meeting of Commissioners Court
May 14, 2024
9:00 a.m.
1923 Sam Houston St., Room 203 - Liberty, Texas 77575

1. CALL TO ORDER :
2. PLEDGE TO THE U.S. FLAG AND TEXAS FLAG :
3. INVOCATION :
4. NOTICES AND PROCLAMATIONS :
5. PUBLIC COMMENT :
6. DECLARE CONFLICTS OF INTEREST :
7. CONSENT AGENDA :
 1. APPROVAL OF MINUTES

4/23/2024 - MINUTES REGULAR MEETING
 2. WARRANTS PAYABLES

APPROVE PAYABLES
 3. BUDGET AMENDMENTS

LCSO: LINE ITEM TRANSFER FROM CAP OUTLAY TO AUTO REP
R&B PCT #4: LINE ITEM TRANSFER FROM FUEL TO UNIFORMS
R&B PCT #3: LINE ITEM TRANSFER FROM RD MAT TO REP & MAINT
JP PCT 6: LINE ITEM TRANSFER FROM EDU & TRNG TO OFFICE EXP
 4. MONTHLY REPORTS
 - a) TREASURER RPT - MARCH 2024
 - b) COUNTY CLERK RPT - APRIL 2024
 - c) JP PCT 3 RPT - APRIL 2024
 - d) JP PCT 5 RPT - APRIL 2024
 - e) JP PCT 6 RPT - APRIL 2024
 - f) CONSTABLE PCT 1 RPT - APRIL 2024
 - g) JP PCT 1 RPT - APRIL 2024
 - h) PERMITS / INSPECTIONS RPT - APRIL 2024
 - i) AUDITOR RPT - APRIL 2024
 5. OATHS & DEPUTATIONS

NONE

6. PAYROLL ITEMS

JP PCT 2: APPROVE LONGEVITY & VAC PAY FOR BRANDI DRYDEN / \$1501.90

LCSO: APPROVE INTERMEDIATE CERTIFICATE PAY FOR FATHER TED SMITH / \$50 mo

LCSO: APPROVE OVERTIME FOR SGT WILBURN TAYLOR FOR OUT OF STATE PRISONER TRANSPORT \$1445.80

LCSO: APPROVE OVERTIME FOR CPL THOMAS COLDWELL FOR OUT OF STATE PRISONER TRANSPORT \$1437.78

LCSO: APPROVE OVERTIME FOR CPL ROBERT WHITESEL FOR OUT OF STATE PRISONER TRANSPORT \$1669.68

LCSO: APPROVE ADD'L OVERTIME FOR ROBERT WHITESEL FOR OUT OF STATE PRISONER TRANSPORT \$494.72

LCSO: APPROVE OVERTIME FOR DEP BEN GARCIA FOR OUT OF STATE PRISONER TRANSPORT \$1095.00

CONSTABLE PCT 6: APPROVE NEW HIRE CLARISSA WILLIAMS @ \$20.87/hr P/T

CONSTABLE PCT 6: APPROVE PAYROLL INCREASE IN THE AMOUNT OF \$9,766.34 TO DEPUTY CONSTABLE COURTNEY LEE, PCT. 6 PURSUANT TO THE THIRD AMENDED AND RESTATED INTERLOCAL AGREEMENT FOR LAW ENFORCEMENT SERVICES DATED AUGUST 8, 2023. ALL FUNDS SHALL BE REIMBURSED TO LIBERTY COUNTY FROM LIBERTY COUNTY MUNICIPAL MANAGEMENT DISTRICT NO. 1 AS APPROVED BY THE BOARD OF DIRECTORS ON JANUARY 22, 2024.

8. REGULAR AGENDA:

1. COUNTY TREASURER KIM HARRIS

CONSIDER AND APPROVE THE TCDRS PLAN ASSESSMENT FOR PLAN YEAR 2025 AND CONSIDER CHANGES. TCDRS REQUIRES NOTIFICATION OF CHANGES NO LATER THAN DECEMBER 16, 2024

2. LIBERTY COUNTY SHERIFF - BOBBY RADER

CONSIDER AND APPROVE RESOLUTION TO TRANSFER OWNERSHIP OF K-9 "JACK" FROM THE LIBERTY COUNTY SHERIFF'S OFFICE TO MICHELLE DESHOTEL. K-9 JACK HAS SERVED THE CITIZENS OF LIBERTY COUNTY HONORABLY AND HE IS NO LONGER ABLE TO WITHSTAND THE RIGORS OF DAILY SERVICE AND WILL RETIRE IN A HUMANE AND DIGNIFIED MANNER

3. COUNTY JUDGE JAY KNIGHT

CONSIDER AND APPROVE AUTHORIZING THE TEXAS COMPTROLLER OF PUBLIC ACCOUNTS TO ALLOCATE A PORTION OF THE UNCLAIMED CAPITAL CREDITS RECEIVED FROM ELECTRIC COOPERATIVES BACK TO LIBERTY COUNTY. THIS IS AN UNKOWN AMOUNT UNTIL THE COUNTY RECEIVES THE FUNDS.

4. TAX ASSESSOR / COLLECTOR - RICHARD BROWN

CONSIDER AND APPROVE THE REIMBURSEMENT OF THE COUNTERFEIT \$50 TO THE LIBERTY COUNTY TAX OFFICE

5. TAX ATTORNEY - LINEBARGER

CONSIDER AND APPROVE THE FOLLOWING PRIVATE RESALE BIDS :

1) M CHILDRESS / PID #101458 / \$4126.36

2) KINGWOOD TECH SOLUTIONS / PID #74305 / \$9640.00

3) R SHEPHARD / PID #37382 / \$13,000

6. COUNTY ATTORNEY MATTHEW POSTON / KATHRINE MCCARTY

CONSIDER AND APPROVE RESOLUTION TO REMODEL THE LIBERTY COUNTY CENTRAL APPRAISAL DISTRICT OFFICE LOCATED AT 303 FANNIN ST., LIBERTY, TEXAS 77575, IN AN AMOUNT NOT TO EXCEED \$550,000.00

7. COUNTY ATTORNEY MATTHEW POSTON / KATHRINE MCCARTY

CONSIDER AND APPROVE RESOLUTION WITH URBAN INNOVATIONS, INC. AUTHORIZING THE LIBERTY COUNTY ATTORNEY'S OFFICE TO ENGAGE WITH CLIP PROPERTY OWNER LLC AND URBAN INNOVATIONS TO POTENTIALLY ENTER INTO AGREEMENTS AND TO SUBMIT ONE OR MORE APPLICATIONS TO SEEK PRE-APPLICATION AND PRE-DEVELOPMENT GRANT FUNDING AND FINANCE ASSISTANCE THROUGH THE FEDERAL DEPARTMENT OF TRANSPORTATION AND ITS AGENCIES FOR INFRASTRUCTURE IN LIBERTY COUNTY, TEXAS.

8. JP PCT 6 RALPH FULLER

CONSIDER AND APPROVE THE INSTALLATION OF PASS- THROUGH WINDOWS TO BE INSTALLED IN THE HALLWAY OF THE CLERKS OFFICE AT JUSTICE OF THE PEACE PRECINCT 6 / TWO (2) 3.0 X 3.0 PASS THROUGH WINDOW AND ONE (1) 4.0 X 4.0 PASS THROUGH WINDOW - TOTAL AMOUNT FOR THIS PURCHASE IS \$8,484.98. REQUESTING FUNDS BE USED FROM JP TECHNOLOGY FUND

9. COUNTY ATTORNEY MATTHEW POSTON / KATHRINE MCCARTY

CONSIDER AND APPROVE FORMAL ACCEPTANCE OF DONATION OF 40 LOADS OF ROCK FROM UNION PACIFIC RAILROAD TO ROAD AND BRIDGE PRECINCT 3

10. COUNTY ATTORNEY MATTHEW POSTON / KATHRINE MCCARTY

DISCUSSION ONLY REGARDING LIBERTY COUNTY'S CURRENT DISASTER DEBRIS CLEANUP CONTRACT

11. COUNTY ATTORNEY MATTHEW POSTON / KATHRINE MCCARTY

DISCUSSION AND POTENTIAL ACTION REGARDING POLICY FOR THE COMPENSATION OF COUNTY EMPLOYEES UNABLE TO ATTEND WORK DURING NORMAL BUSINESS HOURS DUE TO NATURAL DISASTERS, I.E., FLOODING

12. COUNTY ATTORNEY MATTHEW POSTON / KATHRINE MCCARTY

CONSIDER AND APPROVE ROAD USE AND MASTER ROAD REPAIR AGREEMENT BETWEEN LIBERTY COUNTY AND ENTERPRISE ETHANE PIPELINE, LCC FOR USE OF COUNTY ROADWAYS IN PCT 1 IN LIEU OF PREPAID DAMAGES IN THE AMOUNT OF \$500,000.00

13. COUNTY ATTORNEY MATTHEW POSTON / KATHRINE MCCARTY

CONSIDER APPROVE AND PERMIT APPLICATION SUBMITTED TO LIBERTY COUNTY ON FEBRUARY 16, 2024 BY ENTERPRISE ETHANE PIPELINE, LCC

14. COUNTY ATTORNEY MATTHEW POSTON / KATHRINE MCCARTY

CONSIDER AND APPROVE UPDATES TO DEVELOPMENT AGREEMENT BETWEEN LIBERTY COUNTY AND ELLISON DEVELOPMENT REGARDING PROJECT GEMINI IN PCT. 3, LIBERTY COUNTY, TO INCLUDE FIRE AND EMS SERVICE FEES AND EXPANDING THE PID TERM FROM 21 YEARS TO 22 YEARS

15. PERMITS & INSPECTIONS - MELINDA SOLIDAY

CONSIDER AND APPROVE INVOICE #202403883 DATED 3/8/2024 IN THE AMOUNT OF \$29,595.00 AND INVOICE #202408139 DATED 4/6/2024 IN THE AMOUNT OF \$25,335.00 FOR THE HULL FRESHWATER WELL PROJECT SERVICES FROM LJA ENGINEERING, INC USING ARPA FUNDS. MR. MARVIN FREGIA HAS SIGNED OFF ON BOTH INVOICES

16. PERMITS & INSPECTIONS - MELINDA SOLIDAY

CONSIDER AND APPROVE THE REQUEST FROM THE FIRE MARSHAL TO IMPLEMENT A RE-INSPECTION FEE OF \$50.00 FOR EACH RE-INSPECTION THEY ARE REQUIRED TO DO ON THE COMMERCIAL INSPECTIONS. THE COMMERCIAL INSPECTIONS CAN BE MULTIPLE TRIPS FOR THE SAME INSPECTION. IF APPROVED, THE PERMITTING DEPARTMENT WILL HANDLE THE INVOICING

17. PERMITS & INSPECTIONS - MELINDA SOLIDAY

CONSIDER AND APPROVE THE REQUEST FROM MR. ALDERS FOR A DRAINAGE VARIANCE REQUEST FOR CEDAR SPRINGS SECTION 5 DEVELOPMENT. THIS SECTION WILL HAVE 14 SINGLE FAMILY LOTS USING PUBLIC WATER AND SEPTIC SYSTEMS

18. PERMITS & INSPECTIONS - MELINDA SOLIDAY

CONSIDER AND APPROVE THE BARTON PLACE SECTION 2 CONSTRUCTION PLANS, DRAINAGE PLANS AND RE- PLAT. ATTACHED IN THE PACKET IS A COPY OF THE LJA ENGINEERING LETTER OF RECOMMENDATION OF APPROVAL

19. PERMITS & INSPECTIONS - MELINDA SOLIDAY

CONSIDER AND APPROVE THE VARIANCE REQUEST FOR SANTA FE SECTION 19A THAT WAS SUBMITTED TO LJA ENGINEERING IN FEBRUARY 2024. ATTACHED IN THE PACKET IS A COPY OF THE LJA ENGINEERING LETTER OF NO OBJECTION TO THE VARIANCE REQUEST FROM COLONY RIDGE DEVELOPMENT

20. PERMITS & INSPECTIONS - MELINDA SOLIDAY

CONSIDER AND APPROVE THE PRELIMINARY PLAT FOR SANTA FE SECTION 19A. ATTACHED IN THE PACKET IS A COPY OF THE LJA ENGINEERING LETTER OF RECOMMENDATION FOR APPROVAL

21. PERMITS & INSPECTIONS - MELINDA SOLIDAY

CONSIDER AND APPROVE THE VARIANCE REQUEST FROM SPEAR POINT ENGINEERING, LLC, THE REQUEST IS FOR VARIANCE ON THE ROADWAY CLASSIFICATIONS AND THEIR REQUIREMENTS. ATTACHED IN THE PACKET IS A COPY OF LJA ENGINEERING'S LETTER OF NO OBJECTION TO THE VARIANCE REQUEST

22. PERMITS & INSPECTIONS - MELINDA SOLIDAY

CONSIDER AND APPROVE THE PRELIMINARY PLAT SUBMISSION FOR GEMINI SUBDIVISION SECTION 1. SECTION 1 CONSISTS OF 161 LOTS FOR SINGLE FAMILY RESIDENCE ON LIBERTY COUNTY PROPERTY ID #21630 AND #52938 IN THE SPLENDORA AREA OF LIBERTY COUNTY. ATTACHED IN THE PACKET IS LJA ENGINEERING'S LETTER OF APPROVAL FOR THE PRELIMINARY PLAT

23. PERMITS & INSPECTIONS - MELINDA SOLIDAY

CONSIDER AND APPROVE THE RE-PLAT OF ROYAL OAKS II. ATTACHED IN THE PACKET IS LJA ENGINEERING'S LETTER RECOMMENDING APPROVAL OF THE RE-PLAT

24. JP PCT 6 RALPH FULLER

CONSIDER AND APPROVE THE PURCHASE TWO (2) DELL MONITORS \$359.98 AND ONE (1) LASER JET PRINTER \$251.23 - TOTAL COST OF \$611.21 - REQUESTING TO BE PAID FROM JP TECHNOLOGY FUNDS

25. PURCHASING AGENT HAROLD SEAY

CONSIDER AND APPROVE SOLICITATION OF DISASTER DEBRIS MONITORING SERVICES

26. PURCHASING AGENT HAROLD SEAY

CONSIDER AND APPROVE BRUCE KARBOWSKI AS THE AUTHORIZED OFFICIAL AND DESIGNATED PROJECT REPRESENTATIVE FOR THE PROJECT APPLICATION FOR THE TCEQ'S TERP REBATE GRANTS PROGRAM

27. PURCHASING AGENT HAROLD SEAY

CONSIDER AND APPROVE REJECTING BIDS RECEIVED FOR BID #24-07 ASPHALT OVERLAY AND REBIDDING THESE SERVICES

28. COUNTY ATTORNEY MATTHEW POSTON / KATHRINE MCCARTY

CONSIDER AND APPROVE POSTING OF PUBLIC NOTICE IN A NEWSPAPER OF GENERAL CIRCULATION UNDER 251.152 OF THE TEXAS TRANSPORTATION TO HOLD A PUBLIC HEARING TO CONSIDER IMPOSING A "THRU TRUCKS" RESTRICTION ON CERTAIN COUNTY ROADS, INCLUDING A 1.8-MILE PORTION OF CR 109, BOTH LOCATED IN PCT. 1, LIBERTY COUNTY, TEXAS

29. COUNTY ATTORNEY MATTHEW POSTON / KATHRINE MCCARTY

CONSIDER AND APPROVE RENEWAL OF INTERLOCAL AGREEMENT BETWEEN TEXAS PARKS & WILDLIFE AND LIBERTY COUNTY ROAD AND BRIDGE, PCT. 4.

30. COUNTY ATTORNEY MATTHEW POSTON

CONSIDER AND APPROVE AGREEMENT TO REPAIR ROAD DAMAGES DURING CONSTRUCTION WITH ENTERGY; SAID AGREEMENT WILL GOVERN REPAIRS TO CERTAIN ROADS IN PRECINCT 4 THAT MAY BE NECESSITATED BY DAMAGES CAUSED BY ENTERGY'S UPGRADE OF LINES IN THE AREA

31. COUNTY ATTORNEY MATTHEW POSTON

CONSIDER AND APPROVE INTERLOCAL AGREEMENT TO HOUSE INMATES WITH JOHNSON COUNTY, TEXAS

32. COUNTY ATTORNEY MATTHEW POSTON

CONSIDER AND APPROVE AMENDMENT TO SECTION 3.03 OF THE EMPLOYEE HANDBOOK TO: "IN THE EVENT OF AN EMERGENCY OR DISASTER, NATURAL OR MAN- MADE, EXEMPT EMPLOYEES SHALL RECEIVE OVERTIME SALARY IN THE AMOUNT OF ONE AND ONE-HALF TIMES THEIR HOURLY SALARY FOR EACH OVERTIME HOUR WORKED." SAID CHANGE IS NECESSARY TO ENSURE PAYMENT OF DISASTER-RELATED COSTS.

33. TAX ASSESSOR / COLLECTOR - RICHARD BROWN

CONSIDER AND APPROVE OVERPAY REFUND TO CUSTOMER CORELOGIC TAX SERVICE FOR ACCOUNT #70648 IN THE AMOUNT OF \$5282.22; ACCOUNT #23458 IN THE AMOUNT OF \$3026.71 AND ACCOUNT #46216 IN THE AMOUNT OF \$2833.61

9. EXECUTIVE SESSION :

THE COMMISSIONERS COURT FOR THE COUNTY OF LIBERTY RESERVES THE RIGHT TO ADJOURN INTO EXECUTIVE SESSION AT ANY TIME DURING THE COURSE OF THIS MEETING TO DISCUSS ANY OF THE MATTERS LISTED ABOVE, AS AUTHORIZED BY TEXAS GOVERNMENT CODE SECTIONS 551.071(CONSULTATION WITH ATTORNEY); 551.072 (DELIBERATION ABOUT REAL PROPERTY); 551.0725 (DELIBERATIONS REGARDING CONTRACT BEING NEGOTIATED); 551.073 (DELIBERATIONS ABOUT GIFTS AND DONATIONS); 551.074 (PERSONNEL MATTERS); 551.076 (DELIBERATIONS ABOUT SECURITY DEVICES); AND 551.087 (ECONOMIC DEVELOPMENT); 418.183 (SECURITY MATTERS).

1. COUNTY ATTORNEY MATTHEW POSTON / KATHRINE MCCARTY

AN EXECUTIVE/ CLOSED SESSION MEETING WILL OCCUR REGARDING THE FOLLOWING MATTERS: a) PURSUANT TO SECTION 551.071 (CONSULTATION WITH ATTORNEY), REGARDING POLICY FOR THE COMPENSATION OF COUNTY EMPLOYEES UNABLE TO ATTEND WORK DURING NORMAL BUSINESS HOURS DUE TO NATURAL DISASTERS, I.E., FLOODING

2. COUNTY ATTORNEY MATTHEW POSTON / KATHRINE MCCARTY

AN EXECUTIVE/ CLOSED SESSION MEETING WILL OCCUR REGARDING THE FOLLOWING MATTERS: a) PURSUANT TO SECTION 551.071 (CONSULTATION WITH ATTORNEY) AND SECTION 551.0725 (DELIBERATIONS REGARDING CONTRACT BEING NEGOTIATED), ROAD REPAIR AGREEMENT BETWEEN LIBERTY COUNTY AND ENTERPRISE ETHANE PIPELINE, LCC FOR USE OF COUNTY ROADWAYS IN PCT 1 IN LIEU OF PREPAID DAMAGES IN THE AMOUNT OF \$500,000.00

10. INTERNET ACCESS INFORMATION :

- The Liberty County Special Meeting of Commissioners Court is accessible by the Public on the following internet link: <https://www.youtube.com/channel/UCb8xervncxOru6q-aLwxVg>
- Please remember the Liberty County Commissioners Courtroom is tobacco free
- Please turn off all cell phones during the Liberty County Regular Meeting of Commissioners Court

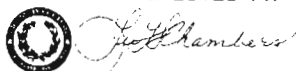
11. ADJOURNMENT :

THE STATE OF TEXAS

COUNTY OF LIBERTY

I hereby certify that this instrument was FILED on the date and the time stamped hereon by me and was duly RECORDED in the Records of Liberty County, Texas.

24-1732 PUBNOTICE
05/09/2024 02:29:28 PM Total Fees: \$0.00

A circular official seal of the County Clerk of Liberty County, Texas, is positioned to the left of a handwritten signature in cursive script that reads "Lee Haidusek Chambers".

Lee Haidusek Chambers, County Clerk
Liberty County, TX