

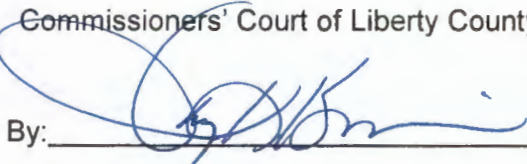
**NOTICE OF REGULAR MEETING OF THE
LIBERTY COUNTY COMMISSIONERS' COURT OF LIBERTY COUNTY, TEXAS**

Notice is hereby given that a **REGULAR MEETING** of the above named **Liberty County Commissioners' Court** will be held on the **25th day of April, 2023**, 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.

Dated this the **20th day of April, 2023**

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 **20th day of April, 2023** and said Notice remained so posted continuously for at least 72 hours preceding the scheduled time of said Meeting.

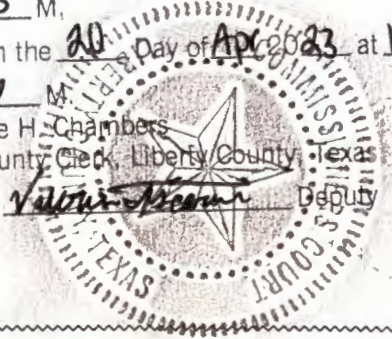
Received on the 20 Day of Apr 2023 at 1:05

o'clock P M.

Posted on the 20 Day of Apr 2023 at 1:10

o'clock P M.

Lee H. Chambers
County Clerk, Liberty County, Texas
By Valerie Liscano Deputy



Dated **20th day of April, 2023**

County Clerk, Liberty County, Texas

By 

Deputy County Clerk



LIBERTY COUNTY COMMISSIONERS COURT
Regular Meeting of Commissioners Court

April 25, 2023

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
APPROVE MINUTES:
REGULAR MEETING: 4/11/2023
 2. WARRANTS PAYABLES
APPROVE BILLS TO BE PAID
 3. BUDGET AMENDMENTS
R&B #1: LINE ITEM TRANSFER FROM ROAD MATERIAL TO REPAIRS
LCSO: MOVE INSURANCE PROCEEDS FOR EQUIPMENT REPLACEMENT
DISTRICT ATTORNEY: CREATE ADA POSITION \$123,090.47 & SECRETARY \$39,600
JUVENILE: INSURANCE PROCEEDS TO REPAIR VEHICLE
 4. MONTHLY REPORTS
 - a) PERMITS & INSPECTIONS - MARCH 2023
 - b) JP #1 - MARCH 2023
 - c) JP #2 - MARCH 2023
 - d) JP #4 - MARCH 2023
 - e) CONSTABLE #5 - MARCH 2023
 - f) CONSTABLE #6 - MARCH 2023
 - g) TREASURERS RPT - FEBRUARY 2023
 5. OATHS & DEPUTATIONS
CONSTABLE PCT 4: APPROVE OATH & BOND FOR JULIAN CRUZ AS RESERVE DEPUTY
COUNTY CLERK: APPROVE OATH OF OFFICE FOR JANA COKER AS DEPUTY COUNTY CLERK
COUNTY CLERK: APPROVE OATH OF OFFICE FOR DERIAN SONES AS DEPUTY COUNTY CLERK

6. PAYROLL ITEMS

LCSO: APPROVE UNUSED VAC PAY AND UNUSED COMP PAY FOR KAYLA MAZZEI: \$5,843.68

JAIL: APPROVE UNUSED VAC PAY AND UNUSED COMP PAY FOR AUSTIN BREWER: \$1,007.53

CONSTABLE PCT 2: TRANSFER FROM LCSO TO CONSTABLE PCT 2 - EFFECTIVE 4/29/2023

8. REGULAR AGENDA :

1. COMMISSIONER PCT. 1 - BRUCE KARBOWSKI

CONSIDER AND APPROVE INTERLOCAL AGREEMENT BY AND BETWEEN LIBERTY COUNTY PRECINCT 1 AND DRAINAGE DISTRICT 1 TO COOPERATE MUTUALLY IN MAINTAINING STREETS, ROADS AND DITCHES AND RECREATIONAL AREAS TO PROVIDE BETTER SERVICE TO THE PUBLIC AT REDUCED EXPENCE BY AVOIDING DUPLICATION AND MANPOWER AND OTHER RESOURCES

2. COMMISSIONER PCT. 1 - BRUCE KARBOWSKI

CONSIDER AND APPROVE INTERLOCAL AGREEMENT BY AND BETWEEN LIBERTY COUNTY PRECINCT 1 AND THE CITY OF DAYTON TO COOPERATE MUTUALLY IN MAINTAINING STREETS, ROADS AND DITCHES AND RECREATIONAL AREAS TO PROVIDE BETTER SERVICE TO THE PUBLIC AT REDUCED EXPENSE BY AVOIDING DUPLICATION AND MANPOWER AND OTHER RESOURCES

3. TAX ASSESSOR / COLLECTOR - RICHARD BROWN

CONSIDER AND APPROVE THE ANNUAL PROPERTY STRIKE OFFS BY THE COUNTY TAX ASSESSOR COLLECTOR

4. COMMISSIONER PCT 4 LEON WILSON

CONSIDER AND APPROVE THE REQUEST FROM COMMISSIONER WILSON TO ATTEND VIRTUALLY THE 2023 TAC COUNTY TECHNOLOGY CONFERENCE MAY 16-19. AUTHORIZATION OF ONLINE ATTENDANCE MUST BE APPROVED BY COMMISSIONERS COURT ORDER.

5. COMMISSIONER PCT 4 LEON WILSON

CONSIDER AND APPROVE THE REQUEST FROM COMMISSIONER WILSON TO ATTEND VIRTUALLY THE 2023 TAC COUNTY TECHNOLOGY CONFERENCE AUGUST 30 - SEPT 1. AUTHORIZATION OF ONLINE ATTENDANCE MUST BE APPROVED BY COMMISSIONERS COURT ORDER.

6. COUNTY JUDGE JAY KNIGHT

CONSIDER AND APPROVE AGREEMENT FOR DETENTION OF JUVENILE OFFENDERS FROM LIBERTY COUNTY IN GALVESTON COUNTY JUVENILE PROBATION FACILITY. THIS AGREEMENT IS FOR A PERIOD OF ONE YEAR, BEGINNING SEPT 1, 2023 THROUGH AUGUST 31, 2024.

7. PERMITS & INSPECTIONS - DAVID DOUGLAS

CONSIDER AND APPROVE GLO DRAW REQUESTS 3, 4, 5, AND 6. THESE DRAW ORIGINATE FROM THE HOUSING BUYOUT PROGRAM AND ASK FOR REIMBURSEMENT TO LIBERTY COUNTY AS FOLLOWS:

DRAW #3: \$7,297.57
DRAW #4: \$22,750.00
DRAW #5: \$4,427.53
DRAW #6: \$83,517.28
TOTAL: \$117,992.38

8. JP PCT 6 RALPH FULLER

CONSIDER AND APPROVE THE PURCHASE OF TWO (2) CAMMPRO 01826 1296P WATERPROOF HD POLICE BODY CAMERAS - COST \$308.42 AND FIVE (5) RUGGED JET R6423B MOBILE JET PRINTER W/USB BLUETOOTH, NFC PAIRING-INCLUDES: 2 YR PREMIER WARRANTY. DOC SET, ROLL HOLDER STOP, STRAIN RELIEF CLIP, BELT CLIP & ZPL/CPCL - COST (5 printers) \$2989.30
THE TOTAL AMOUNT OF THIS PURCHASE IS \$3,297.72 TO BE PAID FROM THE JP TECHNOLOGY FUND

9. COUNTY ATTORNEY MATTHEW POSTON

CONSIDER AND APPROVE DATA USE AGREEMENT WITH TEXAS DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR ACCESS TO BIRTH CERTIFICATES IN COUNTY CLERK'S OFFICE

10. PERMITS & INSPECTIONS - DAVID DOUGLAS

CONSIDER AND APPROVE GLO DRAW REQUESTS 7, AND 8. THESE DRAWS REPRESENT FUNDS THAT HAVE BEEN EXPENDED IN THE HOUSING BUYOUT PROGRAM AND ARE NOW DUE BACK TO LIBERTY COUNTY. THE DRAW AMOUNT ALSO INCLUDES A PAY REQUEST FROM HDR, INC. AND COVERS APPRAISAL SERVICES ASSOCIATED WITH THE HOUSING PROGRAM
DRAW #7: \$906,433.69
DRAW #8: \$1,042.51
HDR PAY REQUEST - APPRAISAL FEES: \$1,042.51
TOTAL: \$908,518.71

11. PURCHASING AGENT HAROLD SEAY

CONSIDER AND APPROVE SOLICITING BIDS FOR A USED CHIP SPREADER FOR R&B #1

12. PURCHASING AGENT HAROLD SEAY

CONSIDER AND APPROVE PROGRAMMING QUOTE FROM HARRIS COUNTY RADIO FOR NEW RADIOS IN THE AMOUNT OF \$22,755.00

13. PURCHASING AGENT HAROLD SEAY

CONSIDER AND APPROVE INSTALLATION QUOTE FROM MOTOROLA FOR NEW RADIO IN THE AMOUNT OF \$100,414.00 THROUGH HGAC CONTRACT RA#05-21

14. LIBERTY COUNTY SHERIFF - BOBBY RADER

CONSIDER AND APPROVE ADDING 2 COPIERS TO THE LIBERTY COUNTY SHERIFF'S OFFICE CONTRACT

15. I T - NICK DENNIS

CONSIDER AND APPROVE THE 60% DOWN PAYMENT TO A-1 TELCOM IN THE AMOUNT OF \$14,805.66. THE QUOTE WAS APPROVED LAST COURT

16. COUNTY ATTORNEY MATTHEW POSTON / KATHRINE MCCARTY

CONSIDER AND APPROVE WAIVER OF DUMP FEES FOR OLD RIVER DRAINAGE DISTRICT AT THE LIBERTY COUNTY DUMP IN PCT. 4, WHEN ASSISTING PCT. 4 ROAD AND BRIDGE COLLECT AND DISPOSE OF DEBRIS LOCATED ALONG COUNTY ROADWAYS.

17. COUNTY ATTORNEY MATTHEW POSTON / KATHRINE MCCARTY

CONSIDER AND AUTHORIZE COUNTY ATTORNEY'S OFFICE AND OUTSIDE COUNSEL WITH THE LAW FIRM BICKERSTAFF, HEATH AND DELGADO, AND ACOSTA, LLP TO NEGOTIATE WITH KE ANDREWS WITH REGARD TO THEIR CLIENT'S APPLICATION FOR CHAPTER 381 ECONOMIC DEVELOPMENT INCENTIVES RELATED TO THEIR CONSTRUCTION OF A 2500 ACRE SOLAR PANEL CONSTRUCTION PROJECT LOCATED ON CR 486 IN LIBERTY COUNTY, TEXAS.

18. COUNTY ATTORNEY MATTHEW POSTON / KATHRINE MCCARTY / CHUCK KIMBROUGH

DISCUSSION AND POTENTIAL ACTION -- DISCUSSION AND POTENTIAL ACTION SHALL OCCUR PURSUANT TO CHAPTER 381 OF THE TEXAS LOCAL GOVERNMENT CODE AND OTHER AUTHORITY, REGARDING THE FOLLOWING MATTERS: (A) CONSIDERATION OF APPROVAL AND IMPLEMENTATION OF A PROPOSED ECONOMIC DEVELOPMENT PROGRAM ("PROGRAM") AND ECONOMIC DEVELOPMENT PROGRAM AGREEMENT ("AGREEMENT") TO BE EXECUTED BY LIBERTY COUNTY AND LIBERTY COUNTY SOLAR PROJECT, LLC ("COMPANY") REGARDING CERTAIN CONTIGUOUS REAL PROPERTY LOCATED IN LIBERTY COUNTY, TEXAS, A PART OF THE J.A. WILLIAMS LEAGUE OR SURVEY (ABSTRACT NO. 119) THEREIN AND CONTAINING APPROXIMATELY 1,105.846 ACRES, MORE OR LESS ("PROPERTY"), WITH THE PROGRAM AND AGREEMENT REQUIRING THE COMMERCIAL DEVELOPMENT OF THE PROPERTY AS THE SITE FOR A SOLAR POWER ELECTRICITY GENERATING FACILITY PROJECT TO BE CONSTRUCTED, OPERATED, AND MAINTAINED BY THE COMPANY FOR A LONG-TERM BASIS, AND WITH THE PROGRAM, AGREEMENT, AND COMPANY PROJECT REQUIRING, AMONG OTHER THINGS, (I) A MINIMUM INITIAL FACILITY IMPROVEMENT VALUE OF \$154,950,000.00, (II) MINIMUM JOB CREATION REQUIREMENTS, (III) THE COMPANY'S PROPOSED DONATION BY DEED TO THE COUNTY FOR AUTHORIZED PUBLIC PURPOSES OF CERTAIN CONTIGUOUS REAL PROPERTY ALSO LOCATED IN LIBERTY COUNTY, TEXAS AND A PART OF THE AFORESAID J.A. WILLIAMS LEAGUE OR SURVEY (ABSTRACT NO. 119) AND CONTAINING APPROXIMATELY 37.7834 ACRES MORE OR LESS ("DONATED LAND"), (IV) OTHER COMPANY PERFORMANCE OBLIGATIONS TO BE TIMELY ACCOMPLISHED BY THE COMPANY FOR ITS PROJECT TO STIMULATE BUSINESS AND COMMERCIAL ACTIVITY IN LIBERTY COUNTY, TEXAS, AND (V) IN RETURN FOR SUCH COMPANY PERFORMANCE, REQUIRING THE COUNTY TO MAKE CERTAIN ECONOMIC DEVELOPMENT GRANTS OF PUBLIC FUNDS TO THE COMPANY ANNUALLY, AS ALLOWED BY LAW, DURING A SPECIFIED GRANT PERIOD OF FIVE CALENDAR TAX YEARS, AS STATED IN THE PROPOSED AGREEMENT; (B) CONSIDERATION OF APPROVAL AND IMPLEMENTATION OF A PROPOSED ACCESS AGREEMENT TO BE EXECUTED BY LIBERTY COUNTY, TEXAS AND SAID COMPANY TO ENABLE LIBERTY COUNTY, TEXAS TO PERFORM CERTAIN LAND OR SITE SUITABILITY STUDIES ON SAID DONATED LAND PRIOR TO THE PROPOSED DONATION BY DEED; AND (C) ALL RELATED MATTERS.

19. COUNTY ATTORNEY MATTHEW POSTON / KATHRINE MCCARTY / CHUCK KIMBROUGH

DISCUSSION AND POTENTIAL ACTION -- DISCUSSION AND POTENTIAL ACTION SHALL OCCUR PURSUANT TO CHAPTER 381 OF THE TEXAS LOCAL GOVERNMENT CODE, CHAPTER 312 OF THE TEXAS TAX CODE, AND OTHER AUTHORITY REGARDING THE FOLLOWING MATTERS: (A) A PRESENTATION BY TRINITY RIVER SOLAR 1, LLC ("COMPANY") REGARDING ITS (I) PROPOSED SOLAR ENERGY ELECTRICITY GENERATING FACILITY PROJECT TO BE LOCATED ON CERTAIN REAL PROPERTY, TOTALING APPROXIMATELY 2,400 ACRES MORE OR LESS AND LOCATED IN EASTERN LIBERTY COUNTY, TEXAS NEAR US HIGHWAY 90 EAST AND FM 1009 THEREIN, AND (II) PENDING APPLICATION FOR TAX ABATEMENT REGARDING THE PROJECT; (B) CONSIDERATION OF APPROVAL OF FURTHER NEGOTIATIONS, IF ANY, BY LIBERTY COUNTY,

TEXAS WITH SAID COMPANY REGARDING SAID PROJECT AND APPLICATION; AND (C) ALL RELATED MATTERS.

20. COUNTY ATTORNEY MATTHEW POSTON / KATHRINE MCCARTY / CHUCK KIMBROUGH

DISCUSSION AND POTENTIAL ACTION -- DISCUSSION AND POTENTIAL ACTION SHALL OCCUR PURSUANT TO CHAPTER 381 OF THE TEXAS LOCAL GOVERNMENT CODE AND OTHER AUTHORITY REGARDING THE FOLLOWING MATTERS: (A) A PRESENTATION BY INDUSTRIAL KILO PROJECT, LLC ("COMPANY") REGARDING ITS (I) PROPOSED SOLAR ENERGY ELECTRICITY GENERATING FACILITY PROJECT TO BE LOCATED ON CERTAIN REAL PROPERTY, TOTALING APPROXIMATELY 1,069 ACRES MORE OR LESS AND LOCATED IN SOUTHERN LIBERTY COUNTY, TEXAS NEAR COUNTY ROAD 486 THEREIN, AND (II) PENDING APPLICATION FOR AN ECONOMIC DEVELOPMENT AGREEMENT REGARDING THE PROJECT; (B) CONSIDERATION OF APPROVAL OF FURTHER NEGOTIATIONS, IF ANY, BY LIBERTY COUNTY, TEXAS WITH SAID COMPANY REGARDING SAID PROJECT AND APPLICATION; AND (C) ALL RELATED MATTERS.

9. **EXECUTIVE SESSION :**

1. COUNTY ATTORNEY MATTHEW POSTON / KATHRINE MCCARTY / CHUCK KIMBROUGH

EXECUTIVE/ CLOSED SESSION – AN EXECUTIVE/ CLOSED SESSION MEETING WILL OCCUR REGARDING THE FOLLOWING MATTERS: (A) PURSUANT TO SECTION 551.071(2) AND 551.129 OF THE TEXAS GOVERNMENT CODE (CONSULTATION WITH ATTORNEY), FOR THE COMMISSIONERS COURT TO CONSULT WITH AND SEEK ADVICE FROM ITS ATTORNEY REGARDING CERTAIN APPLICATIONS OR REQUESTS NOW PENDING WITH THE COUNTY FOR ECONOMIC DEVELOPMENT AND/OR TAX ABATEMENT AGREEMENTS; AND (B) PURSUANT TO SECTION 551.087 OF THE TEXAS GOVERNMENT CODE (ECONOMIC DEVELOPMENT NEGOTIATIONS), FOR THE COMMISSIONERS COURT TO (I) DISCUSS OR DELIBERATE REGARDING COMMERCIAL OR FINANCIAL INFORMATION THE COMMISSIONERS COURT HAS RECEIVED FROM CERTAIN BUSINESS PROSPECTS THAT THE COMMISSIONERS COURT IS CONSIDERING TO HAVE LOCATE, STAY, OR EXPAND IN LIBERTY COUNTY, TEXAS AND WITH WHICH THE COMMISSIONERS COURT IS CONDUCTING ECONOMIC DEVELOPMENT NEGOTIATIONS, AND (II) DELIBERATE THE OFFER OF A FINANCIAL OR OTHER INCENTIVE TO OR FROM SAID BUSINESS PROSPECTS FOR THE PROPOSED PROJECTS TO BE LOCATED IN LIBERTY COUNTY, TEXAS.

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/UCb8xervncxOru6g_-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

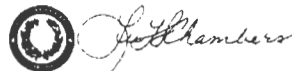
11. **ADJOURNMENT :**

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.

23-0377 PUBNOTICE
04/20/2023 01:02:26 PM Total Fees: \$0.00



Lee Haidusek Chambers, County Clerk
Liberty County, TX