



BOARD OF COMMISSIONERS

Frank R. Rose, Chairman

Reggie Boykin, Secretary

Jay Levingston, Jr., Commissioner

NOTICE OF SPECIAL MEETING AND AGENDA

**BOARD OF COMMISSIONERS FOR DRAINAGE DISTRICT NO. 3
JEFFERSON COUNTY, TEXAS**

FEBRUARY 27, 2023

4:00P.M

Notice is hereby given that the Board of Commissioners of Jefferson County Drainage District No. 3 will meet at 4:00 P.m., on the **27TH of FEBRUARY 2023**, at its regular meeting place in the District's Office, 24460 Hwy 124, Hamshire, Texas.

Said meeting will be a Special meeting for the purpose of transacting the routine business of the District.

I. Call to order and take roll.

II. Announcement:

This Commissioner's meeting is being recorded for the purpose of transcribing minutes.

III. Public Comments

At this time, the Board will listen to comments from the public and others regarding both agenda action items and items that are not on the agenda. No action may be taken on non-agenda items. Public participation is limited to the designated open forum portion of a regular meeting. No presentation shall exceed a maximum of five minutes. Delegations of more than five persons shall appoint one person to present their views before the Board. COMPLAINTS AGAINST SPECIFIC EMPLOYEES OR INDIVIDUALS ARE NOT ALLOWED. THESE COMPLAINTS ARE COVERED BY A SEPARATE POLICY. Members of the public will not be allowed to offer comments on agenda action items when that item is on the floor for discussion unless requested to do so by the Chairman of the Board. This audience participation period is not the appropriate means for bringing complaints for which resolution is sought.

IV. Read and Approve minutes from previous meeting.

V. A. Discussion and possible approval to consolidate Drainage District No. 3 with Drainage District No. 6 of Jefferson County

B. Announcement of an executive (closed) session pursuant to Texas Government Code Section § 551.074 regarding personnel. Should any final action, decision, or final vote be required in the opinion of the Board with regard to any matter considered in such closed or executive meeting or session, then the final action, or final vote shall be either:
(a) in the open meeting covered by the Notice upon the reconvening of the public meeting; or
(b) at a subsequent public meeting of the Commissioners upon notice thereof; as the Commissioners shall determine.

C. Meeting Updates

D. Board Comments

E. Set Next Meeting Date

If, during the course of the meeting covered by this Notice, the Board of Commissioners should determine that a closed or executive meeting or session of the Board of Commissioners is required, then such closed or executive meeting or session as authorized by the Texas Open Meetings Act, Texas Government Code Section 551.001 et seq., will be held by the Commissioners at the date, hours, and place given in this Notice or as soon after the commencement of the meeting covered by this Notice as the Commissioners may conveniently meet in such closed or executive meeting or session concerning any and all purposes permitted by the Act, including, but not limited to the following sections and purposes:

Texas Government Code Section:

551-074 Discuss personnel or to hear complaints against personnel.

551-084 Excluding witnesses from a hearing.

Should any final action, decision, or final vote be required in the opinion of the Board with regard to any matter considered in such closed or executive meeting or session, then the final action, or final vote shall be either:

(a) in the open meeting covered by the Notice upon the reconvening of the public meeting; or

**NOTICE OF MEETING AND AGENDA
FEBRUARY 27, 2023- 4:00 P.M.**

(b) at a subsequent public meeting of the Commissioners upon notice thereof; as the Commissioners shall determine.

The notice for this meeting was posted in compliance with the Texas Open Meeting Act on February 21, 2023.

By: 
Frank R. Rose, Chairman

I, the undersigned County Clerk of Jefferson County, do hereby certify that the above Notice of Meeting of the Jefferson County Drainage District No. 3 Board of Commissioners, is a true and correct copy of said Notice, and that I received and posted said Notice on the Courthouse Doors and the bulletin board at the Courthouse of Jefferson County, Texas, at a place readily accessible to the general public at all times on the _____ day of _____, 20____ at _____m. and said Notice remained so posted continuously for at least 72 hours preceding the scheduled time of said Meeting.

Dated this the _____ day of _____, 20_____.

By: _____
Jefferson County Clerk

Return File Copy To: Jefferson County Drainage District No. 3, P.O. Box 388, Hamshire, TX 77622

DRAINAGE DISTRICT NO. 3
Jefferson County, Texas

MINUTES OF MEETING

FEBRUARY 27, 2023

4:00PM

A meeting was held February 27, 2023, at 4:00 P.M. in the District's office located at 24460 Hwy 124, Hamshire, Texas. Present were Chairman Frank R. Rose, Secretary Reggie Boykin and Commissioner Joel Levingston, Jr. Also present were Harold Clubb, Fred Folsom, LeRoy McCall, Jr., Victor Caraway, TBCD Board Member, Jerry Shadden, TBCD General Manger, Ruth VanNord, Jean Caruthers, Billy Hooper, Ernest Gallier, Reine Muehlenbein, and Cindy Day.

1. Meeting was called to order at 4:00p.m. by Chairman Frank R. Rose.
2. He announced that this meeting was being recorded for the purpose of transcribing the minutes.
3. Chairman Rose opened the meeting to public comments concerning the merger of Drainage District No. 3 to Commissioners Court and subsequently being merged with Drainage District No. 6.

Mr. LeRoy McCall, Jr., spoke in regards to the 3 ways that drainage districts can be merged together. Referencing the Texas Statutes of which Drainage Districts are created under Chapter 56 Drainage Districts - Sec 56.069 Transfer of Board's Power to Commissioners Court, Sec 56.292 Dissolution by Petition, and Sec 56.801 Consolidation of Districts. His concerns were there would be no guarantees that there would be representation of our area, that the retiree benefits would be continued or that current staff would be retained, he did not feel this would be in the best interest of the District.

Mr. Harold Clubb spoke of his concerns of opening the culverts under I-10 on the upper end of Mayhaw Bayou at I-10 and that it would cause considerable flooding downstream, with a majority of his property receiving the most of the flooding. He also stated current inundation times at different locations throughout the Mayhaw Bayou watershed.


Mr. Fred Folsom stated his concerns of opening up the culverts under I-10 that it would cause significant flooding without proper channelization downstream. Also, the improvements would need to start downstream and work upstream.

Mr. Jerry Shadden General Manager with Trinity Bay Conservation District spoke and wanted to let the Board know that they needed to get the water out of Chambers County at the I-10 Mayhaw Bayou area and would be willing to work with the District to make improvements.

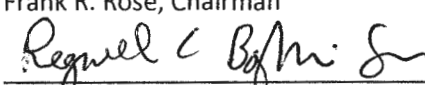
After hearing questions and concerns from other taxpayers that were present the public comment session was closed.

4. The reading of the minutes of the February 15, 2023 meeting was tabled and will be read at the next regular Board of Commissioners meeting.
5. A. A discussion was held with several members of the community in consideration and possible approval to transfer power of Drainage District No. 3 to Commissioners' Court and Commissioners' Court would enter into a interlocal agreement with Drainage District No. 6 to combine the Districts.
Chairman Rose stated he met with Josh Allen, Drainage District No. 6 Chairman, to discuss the consolidation of the Districts. Chairman Rose stated that Mr. Allen was not in favor of the consolidation. Chairman Rose also stated that Mr. Allen would not make a public announcement to ensure the retention of Drainage District 3's staff, retain benefits for retiree's or that there would be board representation of the Hamshire area. After hearing from the taxpayers that were in attendance the Commissioners felt the way to consolidate the Districts would be to do so according to the rules and law of the Texas Statutes that apply to drainage districts.
Chairman Rose also stated that the Drainage District No. 3 would work toward entering into interlocal agreements with Drainage District No. 6 and Trinity Bay Conservation District to solve the issues within the District.

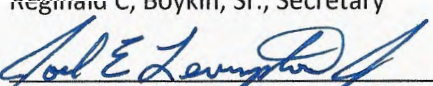
5. A. (cont) A motion was made to Not Transfer Power of Drainage District No. 3 over to Commissioners' Court and subsequently being consolidated with Drainage District No. 6.
MOTION MADE BY: Chairman Frank R. Rose
SECONDED BY: Secretary Reginald C. Boykin
IN FAVOR: Chairman Rose, Secretary Boykin, and Commissioner Levingston
ALL OPPOSED: None
ACTION: APPROVED
- B. There was no executive session
6. New Business –
- A. No Meeting Updates
- B. No Board Comments
- C. Next regular meeting date was set for Wednesday, March 22, 2023 at 7:30 a.m.
With no further business, meeting adjourned at 4:55 pm



Frank R. Rose, Chairman



Reginald C. Boykin, Sr., Secretary



Joel E. Levingston, Jr., Commissioner

