

Regular Meeting
No. 2

February 4, 2020
9:00 AM

Commissioners of Brazoria Drainage District No. 4 convened in session February 4, 2020 with the following Commissioners present:

Jeffrey H. Brennan

Dan Keller

Harrison Rogers

Others Attending:

See Attached List

Following the invocation and Pledge of Allegiance, the Board considered the following items:

II. PUBLIC COMMENTS:

None

III. APPROVAL OF MINUTES:

Regular Meeting – January 7, 2020

Motion: Commissioner Brennan; Second: Commissioner Rogers; To approve the minutes as submitted. Motion carried unanimously.

IV. APPROVAL OF CHECKS:

Expenses for February 2020 and March 2020

Motion: Commissioner Brennan; Second: Commissioner Keller; To approve the checks numbered 38116 - 38198. Motion carried unanimously.

V. NEW BUSINESS:

A. Discussion, Consideration & Possible Action – To set a date and time for a public hearing to discuss the adoption of updates to the Master Drainage Plan developed by Half Associates, Inc.

Motion: Commissioner Brennan; Second: Commissioner Rogers; To set March 10, 2020 at 8:30 am as the date and time for a public hearing to discuss the adoption of updates to

the Master Drainage Plan developed by Halff Associates, Inc. Motion carried unanimously.

B. Discussion, Consideration & Possible Action – To discuss taking action and to authorize the Superintendent to sign an Inter-Local Agreement for the Lower Clear Creek Drainage Study that was presented by Larry Millican from the City of League City.

Motion: Commissioner Brennan; Second: Commissioner Rogers; To discuss taking action and to authorize the Superintendent to sign an Inter-Local Agreement for the Lower Clear Creek Drainage Study that was presented by Larry Millican from the City of League City for the amount not to exceed \$40,000. Commissioner Keller requested his letter of objection be entered into the minutes (see attached letter). Commissioner Rogers expressed a benefit of the potential to acquire more detention and cooperation downstream along with the possibility of lowering the surface water elevation. Motion carried by majority; In favor: Commissioner Brennan & Commissioner Rogers; Opposed: Commissioner Keller.

C. Discussion, Consideration & Possible Action – To authorize the District Engineer to send correspondence to TCEQ interposing no objection to the issuance of a discharge permit for a future wastewater treatment plant which will serve the Caldwell Tract.

Motion: Commissioner Brennan; Second: Commissioner Rogers; To authorize the District Engineer to send correspondence to TCEQ interposing no objection to the issuance of a discharge permit for a future wastewater treatment plant which will serve the Caldwell Tract that will not exceed 0.504 MGD average daily flow. Motion carried unanimously.

VI. VARIANCE REQUESTS – APPROVAL:

- A. Pomona Sec. 17 & Big Island Lake – BDD4 #19153 – Variance Request – LJA Engineering, Inc. – In the Pomona development along Big Island Dr., northeast of Mustang Bayou & west of SH 288.
1. Variance Request #1 – The allowance of a sheet pile bulk head instead of 4:1 slopes for the detention pond.
 2. Variance Request #2 – The allowance of fencing to be constructed within the 20' maintenance berm. Provided however, an encroachment agreement is executed between the Developer, MUD, and/or HOA designating responsibilities for fence removal upon the need of future maintenance.

Motion: Commissioner Brennan; Second: Commissioner Rogers; To approve the variance request for the Pomona Sec. 17 & Big Island Lake project of the allowance of a sheet pile bulk head instead of 4:1 slopes and provided an agreement is executed between

the Developer, MUD, and/or HOA designating responsibilities for fence removal upon the need of future maintenance and for that agreement to be provided to the District for each lot owner based on the recommendation of Jarrod Aden, P.E., Lentz Engineering, District Engineer. Motion carried unanimously.

- B. Menon Development – Variance Request – PRD Land Development Services, LLC – Southwest of the McLean Rd. and Amie Ln. intersection.
 - 1. Variance Request – The allowance of a 5’ maintenance berm instead of the required 20’ maintenance berm.

*VARIANCE REQUEST B. PULLED FROM AGENDA PER DEVELOPER


VII. PLATS & PLANS – APPROVAL:

- A. Stewart Heights Sec. 13 – BDD4 #20102 – Final Plat – LJA Engineering, Inc – West of Savannah Pkwy., north of Laurel Heights Dr.
- B. Early Work Package Borrow Pit for City of Pearland SWTP – BDD4 #19195 – Final Drainage Plan – Cobb Fendly – West of CR 48; south of Mustang Bayou.
- C. Del Bello Lakes, Sec. 5 – BDD4 #19168 – Final Plat – LJA Engineering, Inc. – South of Del Bello Blvd., between future Manvel Pkwy. and SH 288.
- D. Del Bello Lakes, Sec. 7 – BDD4 #19170 – Final Plat – LJA Engineering, Inc. – North of Del Bello Blvd., between future Manvel Pkwy. and SH 288.
- E. Cedar Creek Lane Street Dedication – BDD4 #19172 – Final Plat – LJA Engineering, Inc. – North of Del Bello Blvd., between future Manvel Pkwy. and SH 288.
- F. MBBT Lux School – BDD4 #20100 – Final Drainage Plan – LJA Engineering, Inc. – North of County Road 58 and east of County Road 48; adjacent to Cube Smart Self Storage.


Motion: Commissioner Brennan; Second: Commissioner Rogers; To approve the plats and plans as submitted, based on the recommendation of Jarrod Aden, P.E., Lentz Engineering, District Engineer. Motion carried unanimously.

VIII. ADJOURN:

No further business, the meeting adjourned at 9:25 A.M., February 4, 2020.



Jeffrey H. Brennan, Chairman



Dan Keller, Secretary



Harrison Rogers

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Brazoria Drainage District No. 4

A Political Subdivision of the State of Texas

February 4, 2020

Attending Regular Meeting No. 2, held by Commissioners of Brazoria Drainage District No. 4.

NAME	BUSINESS AFFILIATION
<i>Jim Mooney</i>	
<i>Scott FEULESS</i>	
<i>Adrian Gero</i>	<i>BDD4</i>
<i>LEILA BLUMER</i>	<i>BDD4</i>
<i>Alicia Todd</i>	<i>LJA</i>
<i>BRIAN EDWARDS</i>	<i>LJA</i>
<i>KEITH FASELER</i>	<i>MHI</i>
<i>SCOTT WRIGHT</i>	<i>MHI</i>
<i>TOM DANIEL</i>	<i>BDD4</i>

Dan Keller
Commissioner

Jeffrey Brennan
Commissioner

Harrison Rogers
Commissioner

From: Dan Keller, Board Secretary B. D. D. 4

01/27/2020

To: Commissioners, B. D. D. 4

Copy: John Genaro, Superintendent B. D. D. 4

Re: League City's \$80,000 Donation Request

The City of League City has asked B. D. D. 4 to donate \$80,000 to help fund yet another ENGINEERING STUDY of FLOODING OF CLEAR CREEK AND DICKINSON BAYOU WATERSHEDS.

This district and its predecessor district literally gave tens of thousands of taxpayer dollars including man, and equipment hours to these type studies over the past 60 years. We have virtually nothing to show for it. Those who do F.E.M.A. administration have used a small amount of the data from some of these studies to update maps.

Not long ago, on my motion, we stopped these donations when we gave notice to these committees and entities that we would pay no more until they showed cause why we should continue paying. Not one responded.

We are now, as we consider this request, partnering with entities we trust. All partners are contributing, all will benefit. That project will raise our standards and further contain additional flooding in B.D.D.4. Because we observe our own "Zero Downstream Impact" policy, our downstream neighbors, including League City, will continue to benefit from our labors and our taxpayer's dollars even without recognition or expressions of gratitude.

We became an Independent Political Subdivision of the State of Texas to remove restraints hindering us. We have been and will continue to be good neighbors but I will not vote to donate our constituent's tax dollars unless and until we have our taxpayer's concurrence in a referendum ballot and until we can afford to exempt all governments, schools and churches in this district from conforming to our flood control regulations.

If the board majority disagrees and votes to donate any taxpayer's money without full value return, without that permission and without clearance from our attorney it will likely be spending even more ill-advised tax dollars fighting at least a court injunction.

I do truly wish The City of League City and all our downstream neighbors the very best in their effort to control flooding. The task is not an easy task. I pray their experience with both the counties of Harris and Galveston is much better than with both B. C. D. D. 4 and B. D. D. 4 has been over the last 60+ years. They have committed then aborted time and again.



Dan Keller