



Brazoria Drainage District No. 4

A Political Subdivision of the State of Texas

Regular Meeting
No. 12

December 7, 2021
9:01 AM – Called to Order by Commissioner Brennan

Commissioners of Brazoria Drainage District No. 4 convened in session December 7, 2021 with the following Commissioners present:

Jeffrey H. Brennan

Harrison Rogers

Jim Mooney

Others Attending:

{See Attached List}

Commissioner Brennan called the meeting to order at 9:00 AM.

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

II. PUBLIC COMMENTS

NONE

III. APPROVAL OF MINUTES

A. Regular Meeting – November 2, 2021

MOTION: COMMISSIONER BRENNAN; SECOND: COMMISSIONER MOONEY; TO APPROVE THE MINUTES FOR THE REGULAR MEETING AS SUBMITTED. MOTION CARRIED UNANIMOUSLY.

IV. APPROVAL OF CHECKS

December 2021 & January 2022

MOTION: COMMISSIONER BRENNAN; SECOND: COMMISSIONER MOONEY; TO APPROVE THE CHECKS NUMBERED 39932 – 40005. MOTION CARRIED UNANIMOUSLY.

V. NEW BUSINESS

A. Discussion, Consideration & Possible Action – To change the following regular scheduled Board Meeting for the 2022 calendar year:

- November 8th to November 1st

MOTION: COMMISSIONER BRENNAN; SECOND: COMMISSIONER ROGERS; TO CHANGE THE REGULAR BOARD MEETING DATE FROM NOVEMBER 8TH TO NOVEMBER 1ST. MOTION CARRIED UNANIMOUSLY.

B. Discussion, Consideration & Possible Action – To approve Resolution #2021-05 updating the District’s benefits plan for employees and retirees.

MOTION: COMMISSIONER BRENNAN; SECOND: COMMISSIONER ROGERS; TO APPROVE RESOLUTION #2021-05 UPDATING THE DISTRICT’S BENEFITS PLAN FOR EMPLOYEES AND RETIREES. MOTION CARRIED UNANIMOUSLY.

VI. VARIANCE REQUESTS

A. Discussion, Consideration & Possible Action – Bend RV Park – BDD4 #21-000076 – AL&B Engineering – 3300 CR 190; west of the intersection of CR 190 and CR 48.
Variance Request: To allow a reduction to the detention pond maintenance berm.

MOTION: COMMISSIONER BRENNAN; SECOND: COMMISSIONER ROGERS; TO ALLOW A REDUCTION TO THE DETENTION POND MAINTENANCE BERM. MOTION FAILED; ALL COMMISSIONERS OPPOSED.

B. Discussion, Consideration & Possible Action – Xcess Services – BDD4 #21-000075 – AL&B Engineering – 3907 CR 89; south of the intersection of Bailey Rd. and CR 89.
Variance Request: To allow a grass lined overflow swale.

MOTION: COMMISSIONER BRENNAN; SECOND: COMMISSIONER ROGERS; TO ALLOW A GRASS LINED OVERFLOW SWALE. MOTION FAILED; ALL COMMISSIONERS OPPOSED.

C. Discussion, Consideration & Possible Action – Shadow Creek Trail Phase II – BDD4 #21-000065 – City of Pearland – Near the Shadow Creek Library at Clear Creek.
Variance Request: To allow permanent improvements within a drainage easement and authorize the Chairman to sign the standard District Encroachment Agreement.

MOTION: COMMISSIONER BRENNAN; SECOND: COMMISSIONER ROGERS; TO ALLOW A PERMANENT IMPROVEMENTS, ONLY PAVING NOTHING VERTICAL, WITHIN A DRAINAGE EASEMENT AND AUTHORIZE THE CHAIRMAN TO SIGN THE STANDARD DISTRICT ENCROACHMENT AGREEMENT. MOTION CARRIED UNANIMOUSLY.

D. Discussion, Consideration & Possible Action – Magnolia Creek – BDD4 #21-000063 – Lentz Engineering – South side of McKeever Rd. at Berry Rd., between Harkey and Veterans. Near the Massey Oaks development.
Variance Request: To allow for a shared 30’ maintenance berm between the detention pond and ditch.

MOTION: COMMISSIONER BRENNAN; SECOND: COMMISSIONER MOONEY; TO ALLOW FOR A SHARED 30' MAINTENANCE BERM BETWEEN THE DETENTION POND AND DITCH. MOTION CARRIED UNANIMOUSLY.

E. Discussion, Consideration & Possible Action – Southern Trails Detention Basin – BDD4 #21-000060 – LJA Engineering, Inc. – Magnolia Crossing Ln. at Cascade Falls Ln in the Southern Trails development.

Variance Request: To allow a detention facility to be used as a multi-purpose detention/recreational facility.

MOTION: COMMISSIONER BRENNAN; SECOND: COMMISSIONER MOONEY; TO ALLOW A DETENTION FACILITY TO BE USED AS A MULTI-PURPOSE DETENTION/RECREATIONAL FACILITY. MOTION CARRIED UNANIMOUSLY.

F. Discussion, Consideration & Possible Action – CR 48 18 Acre development – BDD4 #21-000053 – BEC Engineers – South of Broadway St. and north of Magnolia Pkwy; near the Southern Trails development.

Variance Request: To allow a paved maintenance berm on the detention pond.

MOTION: COMMISSIONER BRENNAN; SECOND: COMMISSIONER ROGERS; TO ALLOW A PAVED MAINTENANCE BERM ON THE DETENTION POND. MOTION CARRIED UNANIMOUSLY.

VII. PLATS & PLAN

A. Discussion, Consideration & Possible Action – Civil Site Work for Retail Building Pomona Ph. 2 – BDD4 #21-000070 – Revised Final Drainage Plan – PEA Group – West of the intersection of SH 288 and CR 58, on the north side of CR 58.

MOTION: COMMISSIONER BRENNAN; SECOND: COMMISSIONER MOONEY; TO APPROVE THE CIVIL SITE WORK FOR RETAIL BUILDING POMONA PH. 2 REVISED FINAL DRAINAGE PLAN (BDD4 #21-000070). MOTION CARRIED UNANIMOUSLY.

B. Discussion, Consideration & Possible Action – Avellino and Foxtail Palms – BDD4 #21-000071 – Revised Drainage Impact Analysis – EHRA Engineering – West of SH 288 and north of SH 6.

MOTION: COMMISSIONER BRENNAN; SECOND: COMMISSIONER ROGERS; TO APPROVE THE AVELLINO AND FOXTAIL PALMS REVISED DRAINAGE IMPACT ANALYSIS (BDD4 #21-000071). MOTION CARRIED UNANIMOUSLY.

C. Discussion, Consideration & Possible Action – Pearland Safe Routes to School – BDD4 #21-000046 – Revised Final Drainage Plan – Gauge Engineering – Sites are located at Old Alvin Rd. and Hickory Slough, Robinson Rd. and Hickory Slough, and Veterans Dr. near Pearland Jr. High South.

MOTION: COMMISSIONER BRENNAN; SECOND: COMMISSIONER MOONEY; TO APPROVE THE PEARLAND SAFE ROUTES TO SCHOOL REVISED FINAL DRAINAGE PLAN (BDD4 #21-000046). MOTION CARRIED UNANIMOUSLY.

D. Discussion, Consideration & Possible Action – Dollar General #23718 – BDD4 #21-000037 – Final Drainage Plan – Linfield, Hunter & Junius, Inc. – 6114 Brookside Rd; east of O'Day Rd. on the south side of Brookside Rd.

MOTION: COMMISSIONER BRENNAN; SECOND: COMMISSIONER ROGERS; TO APPROVE THE DOLLAR GENERAL #23718 FINAL DRAINAGE PLAN (BDD4 #21-000037). MOTION CARRIED UNANIMOUSLY.

E. Discussion, Consideration & Possible Action – Floor and Decor – BDD4 #21-000030 – Final Plat – Jones Carter – West of Business Center Dr., south of Pearland Town Center.

MOTION: COMMISSIONER BRENNAN; SECOND: COMMISSIONER ROGERS; TO APPROVE THE FLOOR AND DÉCOR FINAL PLAT (BDD4 #21-000030). MOTION CARRIED UNANIMOUSLY.

F. Discussion, Consideration & Possible Action – Vega Estates – BDD4 #21-000011 – Final Plat – Advance Surveying, Inc. – East of Hogan Dr. on CR 190.

MOTION: COMMISSIONER BRENNAN; SECOND: COMMISSIONER ROGERS; TO APPROVE THE VEGA ESTATES FINAL PLAT (BDD4 #21-000011). MOTION CARRIED UNANIMOUSLY.

G. Discussion, Consideration & Possible Action – Foxtail Palms Detention – BDD4 #21-000009 – Final Drainage Plan – R.G. Miller Engineers – West of SH 288 and north of SH 6.

MOTION: COMMISSIONER BRENNAN; SECOND: COMMISSIONER ROGERS; TO APPROVE THE FOXTAIL PALMS DETENTION FINAL DRAINAGE PLAN (BDD4 #21-000009). MOTION CARRIED UNANIMOUSLY.

VIII. ADJOURN

No further business, the meeting adjourned at 9:39 A.M., December 7, 2021.


Jeffrey H. Brennan, Chairman


Harrison Rogers, Secretary


Jim Mooney

4813 W. Broadway
Pearland, Texas 77581
(281) 485-1434



Fax (281) 485-0065
www.bdd4.org

Brazoria Drainage District No. 4

A Political Subdivision of the State of Texas

December 06, 2021

Attending Regular Meeting No. 12, held by Commissioners of Brazoria Drainage District No. 4.

NAME	BUSINESS AFFILIATION
Adrian Gengo	BDD4
Jason Dyer	BDD4
Jim Mooney	BDD4
Scott Feuers	CITIZEN
Samantha Haritos	City of Friendswood
Daniel Wolterman	BEC Engineers & Consultants
Harold Malveaux	MAISON DEVEAUX
DONALD NGUYEN	ALL B Engineering
Xavier Malveaux	Maison De Veaux
Al Washington	Resident

Jim Mooney
Commissioner

Jeffrey Brennan
Commissioner

Harrison Rogers
Commissioner

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NAME	BUSINESS AFILIATION
John Genaro	BDD4
Clint Goebel	BDD4
Heidi Blumber	BDD4
Michelle Ester	BDD4
Sarah Roeder	BDD4

Jim Mooney
Commissioner

Jeffrey Brennan
Commissioner

Harrison Rogers
Commissioner

STATE OF TEXAS §
 §
COUNTY OF BRAZORIA §

RESOLUTION NO. 2021-05

A RESOLUTION AUTHORIZING THE OFFERING OF BENEFITS TO DISTRICT EMPLOYEES AND RETIREES:

WHEREAS, Brazoria Drainage District No. 4 currently provides, and wishes to continue providing standard health, dental and vision benefits for active employees of the District and their dependents, and a Texas County and District Retirement System (“TCDRS”) Group Term Life benefit to active employees of the District; and

WHEREAS, the District wishes to extend and/or continue to extend such benefits to current District retirees and their dependents; and

WHEREAS, extending and/or continuing to provide such benefits to current District employees, retirees and their dependents is still in the best interest of the District, its employees, retirees, their dependents, and the public in general; and

WHEREAS, in order to better reflect the District’s current intentions and better administer the benefits program, the District hereby REPEALS all prior Resolutions (including Resolution No. 2011-05 and Resolution No. 2004-003) in conflict with this Resolution, and resolves to replace them as follows:

BE IT RESOLVED BY BRAZORIA DRAINAGE DISTRICT NO. 4 THAT:

SECTION 1: The foregoing recitals are incorporated into this Resolution as findings of fact.

SECTION 2: This resolution is effective January 1, 2022.

SECTION 3: The definition of “retiree” for purposes of this Resolution and for the purpose of determining eligibility for the continuation of benefits, is an individual who: a) has completed at least eight (8) years of continuous service in employment with the District; b) has reached at least age 55 at the date of retirement from the District; and c) is receiving monthly benefits under the Texas County and District Retirement System (“TCDRS”) based on retirement from the District.

SECTION 4: The definition of “dependent” of a retiree for purposes of this Resolution and for determining eligibility for the continuation of dental, vision and health benefits, is the current legal spouse of the retiree as of the date of the retirement. A surviving spouse, upon the retiree’s death on or after January 1, 2022, is entitled to a continuing benefit. Exclusions apply. See District Benefits Plan (DBP) for more information.

SECTION 5: Coverage options and procedural details shall be explained within the District Benefits Plan (DBP) attached hereto as “Exhibit A”, and which will be distributed to all employees and retirees. The following summarizes the requirements for the benefits:

A. Active employees of the District and employee dependents under age 65 will receive all standard employee group benefits including health, dental, and vision as detailed in the District Benefits Plan, as well as life insurance for the employee only.

B. Active employees of the District who are 65 and older and/or employee dependents 65 and older can elect to enroll in Medicare in lieu of standard group coverage offered through the District. The District will reimburse employee and/or employee dependent costs for Medicare Part B, a Medicare Supplemental plan or Medicare Advantage plan, and a Medicare drug plan upon proof of payment within one year of the date of payment. Total annual reimbursement per individual employee or dependent per calendar year shall not exceed 75% of the current annual cost to the District to insure an active employee on the standard group policy. The District will continue to provide dental and vision coverage to both the employee and dependent as detailed in the District Benefits Plan, as well as life insurance for the employee only. Active employees may choose both Medicare and standard group health coverage, but will not be reimbursed for Medicare.

C. Retirees and retiree dependents under the age of 65 shall receive all standard employee group benefits as detailed in the District Benefits Plan, including health, dental, and vision, as well as life insurance for the retiree only.

D. Retirees and retiree dependents age 65 and older must enroll in Medicare to continue to receive health insurance benefits from the District. The District will reimburse retiree and/or retiree dependent costs for Medicare Part B, a Medicare Supplemental plan or Medicare Advantage plan, and a Medicare drug plan upon proof of payment within one year of the date of payment. Total annual reimbursement per individual retiree or dependent per calendar year shall not exceed 75% of the current annual cost to the District to insure an active employee on the standard group policy. The District will provide dental and vision coverage to both the retiree and dependent as detailed in the District Benefits Plan.

E. In the event a dependent under the age 65 becomes ineligible to remain on the standard group policy due to employee/retiree enrollment in Medicare, the District will reimburse dependent costs for an individual health insurance plan upon proof of payment within one year of the date of payment. Total annual reimbursement per calendar year shall not exceed 75% of the current annual cost to the District to insure an active employee on the standard group policy. The District will provide dental and vision coverage for the dependent as detailed in the District Benefits Plan.

SECTION 6: This Resolution may be repealed or modified at any time, and any such change will be applied to those currently receiving benefits under this Resolution.

SECTION 7: The District Secretary is hereby ordered to enter a copy of this Resolution in the District minutes.

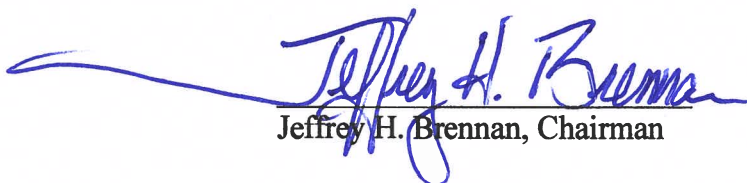
SECTION 8: All existing District Resolutions in conflict with the provisions of this Resolution are hereby repealed to the extent of such conflict.

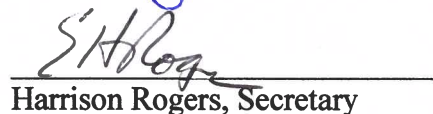
SECTION 9: It is hereby officially found and determined that the meeting at which this Resolution was considered was noticed and open to the public as required by the Texas Open Meetings Act.

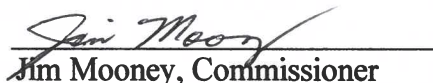
SECTION 10: This Resolution shall be effective on January 1, 2022, and shall apply to all employees and retirees of the District employed or retired before, on, or after the effective date.

PASSED AND APPROVED THIS 7 DAY OF DECEMBER, 2021.

Brazoria Drainage District No. 4


Jeffrey H. Brennan, Chairman


Harrison Rogers, Secretary


Jim Mooney, Commissioner

ATTEST:

