

STATE OF TEXAS §

COUNTY OF HENDERSON §

BE IT REMEMBERED, that the Commissioner's Court met in **Special Meeting Session on November 4th, 2015 @ 10:00 A.M. with** the following members present, to-wit:

Richard Sanders	County Judge, absent
Scotty Thomas	Comm. Pct. # 1
Wade McKinney	Comm. Pct. # 2
Ronny Lawrence	Comm. Pct. # 3
Ken Geeslin	Comm. Pct. # 4

And transacted the following business, to-wit:

Comm. McKinney called the meeting to order @ 10:00 A.M.

And guest: Gary Arthus, Pct. 1, Dan Parker and Sheriff Nutt, Sheriff's Department, Jessica Chapman, Auditor's Office, Joy Kimbrough, Emergency Management Coordinator, Shane Renberg, Fire Marshall, Frank Childress, with FEMA and Erma Vera, with the State.

Joy Kimbrough, Emergency Management Coordinator discussed finalized letters of grant awards for the precincts that were awarded from the damages of flooding in the spring of 2015. Precinct 1 will receive \$60,013.27, Precinct 2 will receive \$9,629.56, Precinct 3 will receive \$25,865.56 and Precinct 4 will receive \$148,410.14. The check will be written and direct deposited into the General Fund and will be distributed accordingly. The face sheets of the grants have been prepared regarding the roads that are included. There are other roads that have not been presented to Joy. The date to receive the monies will be December 31st, 2015.

Comm. Geeslin stated that the total amount of the grant awards is more than what he has on his documents. Ken stated he had three projects that he approved with Billie Cummings, reference number Hen000.3C, 4C and 5C they totaled up at \$146,944.00. His real concern is in working thru with Ms. Cummings we had calculated damages of \$491,806.22 and @ the 75% reimbursement that would have been \$368,854.50. The conclusion of the drive thru inspections with Ms. Cummings there were 2 roads that he submitted to the Federal Highway Administration for reimbursement. After the drive thru TexDot/Contractor informed Ken that collectors were not going to be reimbursement thru the Federal Highway Administration that was going to be reimbursed thru FEMA. There were 2 roads that he had originally submitted to Federal Highway Administration one was for \$38,701.00 and the other was \$46,660.00 FEMA has not come back and gone thru these totals that's nearly another \$80,000.00 and that would be 75% of that total. Ken stated he was about \$350,000.00 outstanding.

Joy Kimbrough stated the Hen 000.3, 000.4 and 000.5 are different from her numbers. She has all the back-up documentation. 607.91 should have a face sheet 55.932, 21 should have a face sheet going to the Federal Cost Share Amount. The other amount should be \$79,870.02. Joy stated that completed batches for Pct. 4 are 47, 48 and 73 they break out the batches and are submitted. These are all approved and they will be direct deposited to the General Fund account and audit will determine how this will be reimbursed.

Jessica Chapman, once the funds are direct deposited Nikki Harris, will verify with Jessica how they will be distributed. Jessica, needs to make sure that she also receives copies of the final PW Forms and wouldn't hurt to have the back-up and distributed at the Auditor's office discretion.

Comm. Geeslin, one looming question as Ms. Cummings explained to Ken you have an 18 month time frame from the time of reimbursement to complete the project. However if you take 3C as an example, \$22,286.00 of this amount was work that was already completed. So that money should be applied directly to today's working operating budget. The remaining portion is about \$55,000.00, that would be applied to the 2016 budget so we can complete the projects that have to be done in the 18 month time frame.

Comm. McKinney stated we have to define what work was completed and what work is to be done. Towards the end of the year we will have money coming in for next year's work, and work that has been done in the past.

Jessica stated that the reimbursements will be for work that is not yet completed. Commissioners agreed. Jessica will need to receive copies of invoices as they come in, and will discuss with each commissioner, reimbursement for work that has been completed and which is for future work.

Comm. Geeslin's, reference number 04C that is all work that is in the future. From a budgeting point of view we are on the 4th day of November and if by chance a decision is made that would pull the \$22,000.00 as the example and put in our budget, he wonders if there would be enough time to spend the monies to roll into the General Fund if it can't be moved into Road and Bridge 2016 budget. Whichever way that this can be worked out, for the work that has been completed. If it isn't moved to the 2015 budget move immediately to the 2016 Budget, now all the work to be completed he is in favor of holding that in a special account that can be used basically just like lateral road as an example as the projects are completed. There will need to be some type of documentation submitted back to FEMA that those projects were completed. So rather than allowing the monies for future work to be dumped into the budget. Ken would rather do those and pull it out of that particular account if it could be set up that way. This was just as a proposal.

Comm. Thomas stated that is the case for him also.

Comm. Geeslin stated that the face sheets that he had totaled up to \$146,944.00. Comm. Geeslin concerns were that the totals were \$491,806.22 and @ 75% the total would be \$368,854.50 for reimbursement.

Comm. McKinney wants to reiterate that this is all concerning the May event of weather damages. Comm. McKinney's question was how the money would be coming in and how it would be handled and present approved.

Frank Childress stated that the new event if at the present time we have areas in the state of Texas that are still under water there no way that a PDA can be done. Until they can get a PDA statewide we are on hold. These areas that are damaged document them take photos before and after and keep files on the damages. The time frame of distribution is 45 days or more from the time they are signed and submitted.

Erma Vera stated the State that has been obligated by FEMA to the State of Texas not straight to the applicant after the projects have been written and reviewed thru all proper ques after the final review for a final amount any deduction any type of insurance that was reviewed and proceeds were accessed will be taken into consideration and will either do a paid deduction or add any mitigation was proposed and put on the project. That is where you will see the total sub-grant amount sometimes it comes for your previously signed projects. In some instances there can be more monies added to the project. Make sure you (Henderson County) are reflecting any amounts that are outstanding.

Joy questioned the timelines on direct deposits on the awarded projects. No timeline is available at this time.

Comm. McKinney asked that once we receive the sign-off, we thought 45 days is a good number for receiving funds, Erma stated can't quote a number. Comm. McKinney stated we have financial budget issues that need to be dealt with to plug the monies to the right project.

Comm. Thomas stated that he agrees with everything. He said Pct. 1 needed the money immediately because this is the money that they have spent.

Jessica Chapman was asking how the documents are tied back into the original PW's that were given HEN01C, that is what Comm. Geeslin was discussing, is a way to verify how it turns into a agency number. Erma stated that once it has been approved it receives a reference number requested by the project specialist. Then the county will receive an estimate amount per project worksheet. Once a reference number clears all the questions it then it takes PW number. If the county receives a lump sum, it will receive a letter stating a bundle number amount that was paid on project worksheet total. Some large projects \$120,000.00 and up based on actual worksheets, and that is how you will get your funding. Small projects are the best route to go.

Comm. McKinney stated the second topic the projects that we have not received notification on: Comm. Thomas has two projects in and one project out that would be HEN012C this is what he has not received there are seven sites that fall under this. Erma stated the financial system wasn't working and that tied up projects for all counties in the state. Erma is going to check on PW in questions.

Joy questioned does anyone have a worksheet that is outstanding asking to make sure the worksheet is correct. She received the worksheets from FEMA for her to sign off on. Does anyone have any of worksheet for review that you have not received a grant award on? Comm. Lawrence has several worksheets that Ms. Cummings had that the county doesn't have anything on. Comm. Lawrence hasn't seen any of the project worksheets. One worksheet Comm. Lawrence signed off on and asked where are the rest of the worksheets. Joy and the Commissioners are supposed to get a copy of the PW.

Comm. Geeslin stated a long day was spent with Ms. Cummings going thru all the roads damaged in the county which were compiled and to work from these documents, as an example he compiled a worksheet with completed work and was detailed on a precinct map and given numbers so that she could prepare for her visit. 1). Then he also put together details of every road and cost of work that was completed. 2). Pending work: Comm. Geeslin put the same map together which all referenced in the back up documents, to the map prior and took both documents and they drove for 13 hours looking at the damages. Ms. Cummings took coordinates, notes and pictures and went back and put together the project worksheets. As of the handoff between Ms. Cummings and FEMA, Comm. Geeslin had received three (3) completed worksheets. This was concerning HEN003C, 4C and 5C of which Comm. Geeslin signed off and sent it to Joy Kimbrough and it worked well now we have sub-grant letters that changes it to 47, 48 and 73 and he has received no other documents concerning the site survey made with Ms. Cummings except for what is already in que which is the \$148,410.14. Before Ms. Cummings left, he came up with two (2) additional roads and sent that information to Ms. Cummings, they needed to be added to the list and she was to return and look at those two roads. She never returned, because she was reassigned. Comm. Geeslin received a letter from FHWA stating that they were not going to fund the two (2) roads and Comm. Geeslin forwarded the letter to Ms. Cummings. Comm. Geeslin stated he would resubmit the letter to Frank Childress.

Comm. McKinney stated that the Commissioner's would get the information to Mr. Childress. The Commissioners were under the impression that this was an update meeting from FEMA.

Mr. Childress asked if everything in Pct. 1 and

Pct. 2. had been completed. Comm. Thomas stated that most of Pct. 1 was completed. He also wanted to talk about Pct. 3 and Pct. 4; so Mr. Childress could get started on the project worksheets.

Comm. McKinney wanted to talk about the future. Mr. Childress is talking about the current situation with the disasters we had last weekend, and what is in the future, we cannot pay for something for last weekend under disaster #4223. It may tie into this but would need to be voted. A PDA would need to be done.

Erma stated the guidance on that is to make sure there are no additional damages separately from this disaster #4223. They are trying to figure out if they are going to declare it or not and combine it make sure there is no coding link to the disasters.

Comm. McKinney asked if they would discuss how the State would handle the issues that have become apparent within the last few weeks with Private Hill Levees and river levees. Damages from the May event have been exacerbated from our late October event when we received 17 inches of rain in 36 hours. Joy has mentioned in the past that many of those type of issues are being pushed off to another aspect that didn't come thru. We have about 2 million dollars estimated damages to private farm land levees in association with the Trinity River.

Joy stated the email updated that there are 10 to 12 million dollars worth of damages to private levees that support the Trinity River Levee. Primary cost for repairs and secondary cost such engineering and environmental impact studies and administrative fees etc. A big player is The Trinity River Authority and the Tarrant Regional Water District. We've tried to track that and document the damages to agricultural lands and also some impact to private homes downstream. We have been tallying our information, we have not been able to get in to look and the extent looks like it's close to the threshold, we will make a decision next week for disaster declaration. Joy stated that all the documentation should be kept separate, any documentation for previously repaired roadways or culverts.

Frank stated if the Corp put in the levees then there would be no expense so they can't be reimbursed if there was no expense.

Erma stated that if you are working on a road and rain prevents you from finishing you need to document where construction stopped. Make sure you take pictures and document everything thoroughly.

Comm. McKinney stated that Mr. Spivey the individual who has taken these pictures sent an email with the estimation that we spoke of came to 10 to 12 million. Comm. Thomas, Joy and Gary Arthus has been in communication with Mr. Spivey. Comm. Thomas stated it is the hill levees and there are 6 levees that have washed inside property, they are not river levees. The river levees have had some minor hits but not anything to be concerned about, only the hill levees. The hill levees would ruin 15 thousand acres of farm land. The river levees have a little damage and a little wear nothing dangerous breaking, unless the river exceeds 48 feet. Shane Renberg stated that there was just rain damage to some surrounding areas, but nothing major to the river levees and the water was down at that point.

Motion made by Comm. Geeslin and seconded by Comm. Lawrence to adjourn the meeting @ 11:09 A.M. Voted unanimously by those present.

Read and Approved:

County Judge, Richard Sanders

