

**MINUTES OF THE REGULAR MEETING  
OF THE BOARD OF DIRECTORS OF THE  
ORANGE COUNTY DRAINAGE DISTRICT**

**August 11, 2020**

The regular monthly meeting of the Board of Directors of the Orange County Drainage District was held on Tuesday, August 11, 2020 at 10:00 a.m. at the District Office located at 8081 Old Highway 90, Orange, Texas. Due to the COVID-19 Coronavirus pandemic, and the suspension of certain provisions of the Texas Open Meetings statutes by Governor Greg Abbott, this regular meeting of the Board of Directors was held by telephone conference call. Also, due to the social distancing orders and recommendations issued by federal, state and local authorities, and for the safety and welfare of the public and Drainage District staff, members of the public were allowed to attend and fully participate in the meeting by telephone conference call only, by calling the toll free number and entering the access code provided, as set forth in the Notice of Meeting.

**DIRECTORS PRESENT:**

Russell Covington	Director, Precinct No. 1
J.B. Arrington	Director, Precinct No. 2
Randy Fuselier	Director, Precinct No. 3
Hal LaPray	Director, Precinct No. 4

**DIRECTORS PRESENT BY TELEPHONE CONFERENCE CALL:**

Brent Peveto	Director At-Large
--------------	-------------------

**OTHERS PRESENT:**

Don Carona	General Manager
Austin Barrow	Assistant General Manager- Operations
Cindy Pent	Recording Secretary
Keri Michutka	Accountant (By telephone conference call)
Martin Dies	Attorney (By telephone conference call)
Mickey Moshier	Insurance Consultant (By telephone conference call)

**MEETING OPENED**

Mr. Peveto called the meeting of the Board of Directors of the Orange County Drainage District to order at 10:00 a.m. Mr. LaPray led the Invocation and the Pledge of Allegiance.

**APPROVAL OF MINUTES**

Mr. LaPray made a motion to dispense with the reading of, and to approve the minutes of the July 14, 2020 regular meeting. Mr. Arrington seconded the motion. Motion carried 5-0.

**VISITORS**

Mr. Larry Ancelot addressed the Board regarding the Cole Creek Project.

## **RECOGNIZE ACCEPTANCE OF TEXPOOL JULY 2020 REPORT**

No action required.

## **APPROVAL OF JULY 2020 BILLS**

After review and discussion, Mr. LaPray made a motion to approve the bills for July, 2020. Mr. Fuselier seconded the motion. Motion carried 5-0.

## **CONSIDERATION AND AUTHORIZATION FOR DRAINAGE DISTRICT STAFF TO APPROVE THE DRAINAGE STUDY TITLED "ORANGE RAIL YARD DRAINAGE IMPACT ANALYSIS" AS PREPARED BY DASA CROWELL, P.E., DATED JULY 7, 2020 AND THE DRAINAGE ASPECTS OF THE ASSOCIATED SITE DEVELOPMENT PLANS TITLED "2020 ORANGE RAIL LOOP TRACK AND SIT YARD RAIL YARD PROJECT" FOR ORANGE RAIL, INC DATED JUNE 25, 2020, WITH DRAINAGE PLAN REVISIONS LAST UPDATED JULY 7, 2020, TO BE LOCATED ON THE EAST SIDE OF FOREMAN ROAD**

Mr. LaPray made a motion to authorize the Drainage District Staff to approve the Drainage Study titled "Orange Rail Yard Drainage Impact Analysis" as prepared by Dasa Crowell, P.E., dated July 7, 2020 and the drainage aspects of the associated site development plans titled "2020 Orange Rail Loop Track and SIT Yard Rail Yard Project" for Orange Rail, Inc dated June 25, 2020, with drainage plan revisions last updated July 7, 2020, to be located on the east side of Foreman Road, subject to final approval by the Drainage District staff. Mr. Covington seconded the motion. Motion carried 5-0.

## **CONSIDERATION AND APPROVAL OF THE REPLAT OF CALLED 0.4581 ACRE OUT OF & PART OF LOT 32 OF HOUSEMAN ACRES INTO LOT 32A & LOT 32B OF HOUSEMAN ACRES AND AUTHORIZATION OF THE OFFICE MANAGER TO SIGN SAID PLAT, BY PERMISSION, FOR EACH DIRECTOR**

Mr. Fuselier made a motion to approve the Replat of Called 0.4581 Acre out of & Part of Lot 32 of Houseman Acres into Lot 32A & Lot 32B of Houseman Acres and authorization of the Office Manager to sign said Plat, by permission, for each director. Mr. LaPray seconded the motion. Motion carried 5-0.

## **CONSIDERATION AND APPROVAL OF THE FINAL PLAT OF SILVER BRIDGE COURT, SUBJECT TO, AND CONTINGENT ON, MINOR CHANGES TO THE PLAT ACCEPTABLE TO THE DISTRICT, AND THE DEVELOPER CREATING AN HOA ACCEPTABLE TO THE DISTRICT, AND AUTHORIZATION OF THE OFFICE MANAGER TO SIGN SAID PLAT, BY PERMISSION, FOR EACH DIRECTOR**

Mr. Fuselier made a motion to approve the Final Plat of Silver Bridge Court, subject to, and contingent on, minor changes to the Plat acceptable to the District, and the Developer creating an HOA acceptable to the District, and authorization of the Office Manager to sign said Plat, by permission, for each director. Mr. LaPray seconded the motion. Motion carried 5-0.

**CONSIDERATION AND AUTHORIZATION FOR DRAINAGE DISTRICT STAFF TO APPROVE THE PRELIMINARY PLAT, (PREPARED BY B-LINE SURVEYORS, INC.) AND DRAINAGE PLAN FOR CARDINAL ESTATES, TO BE LOCATED IN BRIDGE CITY, TEXAS, PREPARED BY SAMUEL FOUNTAIN, P.E., DATED MAY 26, 2020**

Mr. LaPray made a motion to authorize the Drainage District Staff to approve the Preliminary Plat, (prepared by B-Line Surveyors, Inc.) and Drainage Plan for Cardinal Estates, to be located in Bridge City, Texas, prepared by Samuel Fountain, P.E., dated May 26, 2020, subject to final approval by the Drainage District staff. Mr. Covington seconded the motion. Motion carried 5-0.

**CONSIDERATION AND APPROVAL OF AMENDMENT TO THE BUDGET FOR FISCAL YEAR 2019-2020 FOR THE PURPOSE OF BUDGETING ADDITIONAL EXPENSES ASSOCIATED WITH THE PURCHASE OF FIXED ASSETS AND EQUIPMENT, AND THE REFLECTION OF ADDITIONAL BUDGET ADJUSTMENTS**

Mr. LaPray made a motion to approve an amendment to the Budget for Fiscal Year 2019-2020 for the purpose of budgeting additional expenses associated with the purchase of fixed assets and equipment, and the reflection of additional budget adjustments. Mr. Covington seconded the motion. Motion carried 5-0.

**CONSIDERATION AND ADOPTION OF THE ORANGE COUNTY DRAINAGE DISTRICT BUDGET FOR FISCAL YEAR 2020-2021**

Mr. LaPray made a motion to adopt the Orange County Drainage District Budget for Fiscal Year 2020-2021. Mr. Fuselier seconded the motion. Motion carried 5-0.

**DISCUSSION AND ADOPTION OF A PROPOSED TAX RATE FOR FISCAL YEAR 2020-2021**

Mr. Covington made a motion to propose a tax rate of 0.13670 cents per \$100 taxable valuation for Fiscal Year 2020-2021. Mr. LaPray seconded the motion. Motion carried 5-0.

**DISCUSSION AND SCHEDULING OF A PUBLIC HEARING ON THE PROPOSED TAX RATE FOR FISCAL YEAR 2020-2021**

Mr. LaPray made a motion to approve the scheduling of a Public Hearing on September 01, 2020 on the proposed tax rate of 0.13670 cents per \$100 taxable valuation for Fiscal Year 2020-2021. Mr. Fuselier seconded the motion. Motion carried 5-0.

**CONSIDER FOR APPROVAL AUTHORIZING THE ORANGE COUNTY DRAINAGE DISTRICT TO ENTER INTO A JOINT ELECTION AGREEMENT SERVICES CONTRACT WITH TINA BARROW, THE ORANGE COUNTY ELECTION ADMINISTRATOR, AND OTHER LOCAL GOVERNMENTAL ENTITIES**

Mr. LaPray made a motion to authorize the Orange County Drainage District to enter into a Joint Election Agreement Services Contract with Tina Barrow, the Orange County Election Administrator, and other local governmental entities. Mr. Covington seconded the motion. Motion carried 5-0.

**CONSIDER FOR APPROVAL THE ORDER OF GENERAL ELECTION FOR THE ORANGE COUNTY DRAINAGE DISTRICT FOR THE PURPOSE OF ELECTING A DIRECTOR OF DRAINAGE DISTRICT PRECINCT 2 AND A DIRECTOR OF DRAINAGE DISTRICT PRECINCT 3, TO BE HELD ON NOVEMBER 03, 2020 IN ACCORDANCE WITH CHAPTER 49 OF THE TEXAS WATER CODE, THE TEXAS ELECTION CODE, AND ALL OTHER APPLICABLE LAW AND AUTHORIZATION OF THE OFFICE MANAGER TO SIGN SAID ORDER, BY PERMISSION, FOR EACH DIRECTOR**

Mr. LaPray made a motion to approve the Order of General Election for the Orange County Drainage District for the purpose of electing a Director of Drainage District Precinct 2 and a Director of Drainage District Precinct 3, to be held on November 03, 2020 in accordance with Chapter 49 of the Texas Water Code, the Texas Election Code, and all other applicable law, and authorizing the Office Manager to sign said Order, by permission, for each director. Mr. Covington seconded the motion. Motion carried 5-0.

**CONSIDER FOR APPROVAL THE RESOLUTION APPROVING APPOINTMENT OF AGENT BY SECRETARY OF THE BOARD FOR PERFORMANCE OF DUTIES UNDER THE TEXAS ELECTION CODE, THEREBY APPOINTING CINDY PENT AS AGENT AND TAMMY JOHNSON AS ALTERNATE AGENT AND AUTHORIZATION OF THE OFFICE MANAGER TO SIGN SAID RESOLUTION, BY PERMISSION, FOR EACH DIRECTOR**

Mr. LaPray made a motion to approve the Resolution approving Appointment of Agent by Secretary of the Board for performance of duties under the Texas Election Code, thereby appointing Cindy Pent as agent and Tammy Johnson as alternate agent and authorizing the Office Manager to sign said Resolution, by permission, for each director. Mr. Fuselier seconded the motion. Motion carried 5-0.

#### **BOARD ADJOURNS**

There being no further business to discuss, Mr. Arrington made the motion to adjourn. Mr. Fuselier seconded the motion. Motion carried 5-0. The meeting adjourned at 11:28 a.m.



Brent Peveto  
President



Cindy Pent  
Recording Secretary