

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

May 11, 2021

The regular monthly meeting of the Board of Directors of the Orange County Drainage District was held on Tuesday, May 11, 2021 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
Larry Ancelot, Jr.	Director, Precinct No. 2
James Scales	Director, Precinct No. 3
Hal LaPray	Director, Precinct No. 4

DIRECTORS PRESENT BY TELEPHONE CONFERENCE CALL:

Brent Peveto	Director At-Large
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DIRECTORS ABSENT:

None

OTHERS PRESENT:

Don Carona	General Manager
Austin Barrow	Assistant General Manager
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. LaPray called the meeting of the Board of Directors of the Orange County Drainage District to order at 10:00 a.m. Mr. Barrow led the Invocation and the Pledge of Allegiance.

APPROVAL OF MINUTES

Mr. Ancelot made a motion to dispense with the reading of, and to approve the minutes of the April 13, 2021 regular meeting. Mr. Covington seconded the motion. Motion carried 5-0.

VISITORS

None.

RECOGNIZE ACCEPTANCE OF TEXPOOL APRIL 2021 REPORT

No action required.

APPROVAL OF APRIL 2021 BILLS

After review and discussion, Mr. Covington made a motion to approve the bills for April, 2021. Mr. Scales seconded the motion. Motion carried 5-0.

CONSIDERATION AND APPROVAL OF HIRING WATHEN, DESHONG & JUNCKER, LLP TO CONDUCT THE DISTRICT'S ANNUAL AUDIT FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2021

Mr. Peveto made a motion to approve hiring Wathen, DeShong & Juncker, LLP to conduct the District's annual audit for the Fiscal Year ending September 30, 2021. Mr. Covington seconded the motion. Motion carried 5-0.

CONSIDER FOR APPROVAL ADOPTING THE 2021 HOMESTEAD EXEMPTION, OVER 65 EXEMPTIONS, AND DISABILITY EXEMPTIONS, AS PRESENTED BY KAREN FISHER, ORANGE COUNTY TAX ASSESSOR-COLLECTOR

Mr. Scales made a motion to approve adopting the 2021 homestead exemption, over 65 exemptions, and disability exemptions, as presented by Karen Fisher, Orange County Tax Assessor-Collector. Mr. Ancelot seconded the motion. Motion carried 5-0.

CONSIDERATION AND APPROVAL OF REPLAT OF 7.804 (CALLED 7.78) ACRES OF LAND (ALL OF TRACT B J.O. SIMS, ET AL LANDS) OUT OF THE RICHARD BALLEW LEAGUE, ABSTRACT NO. 2, ORANGE COUNTY, TEXAS, INTO TRACTS B-1 AND B-2, AND AUTHORIZATION OF THE OFFICE MANAGER TO SIGN SAID PLAT, BY PERMISSION, FOR EACH DIRECTOR

Mr. Covington made a motion to approve the Replat of 7.804 (Called 7.78) Acres of Land (all of Tract B J.O. Sims, Et Al Lands) out of the Richard Ballew League, Abstract No. 2, Orange County, Texas, into Tracts B-1 and B-2, and to authorize the Office Manager to sign said Plat, by permission, for each Director. Mr. Ancelot seconded the motion. Motion carried 5-0.

CONSIDERATION AND APPROVAL OF MINOR PLAT OF REEH ESTATES, AND AUTHORIZATION OF THE OFFICE MANAGER TO SIGN SAID PLAT, BY PERMISSION, FOR EACH DIRECTOR

Mr. Ancelot made a motion to approve the Minor Plat of Reeh Estates, and to authorize the Office Manager to sign said Plat, by permission, for each Director. Mr. Scales seconded the motion. Motion carried 5-0.

CONSIDERATION AND APPROVAL OF MINOR PLAT OF ROBERTS ADDITION, AND AUTHORIZATION OF THE OFFICE MANAGER TO SIGN SAID PLAT, BY PERMISSION, FOR EACH DIRECTOR

Mr. Covington made a motion to approve the Minor Plat of Roberts Addition, and to authorize the Office Manager to sign said Plat, by permission for each Director. Mr. Scales seconded the motion. Motion carried 5-0.

CONSIDERATION AND APPROVAL OF THE PLAT OF ACADIAN ESTATES PHASE ONE, SUBJECT TO, AND CONTINGENT ON, THE DEVELOPER FILING ALL HOA DOCUMENTS REQUIRED BY THE DISTRICT, AND AUTHORIZATION OF THE OFFICE MANAGER TO SIGN SAID PLAT, BY PERMISSION, FOR EACH DIRECTOR

Mr. Scales made a motion to approve the Plat of Acadian Estates Phase One, subject to, and contingent on, the Developer filing all HOA documents required by the District, and to authorize the Office Manager to sign said Plat, by permission, for each Director. Mr. Covington seconded the motion. Motion carried 5-0.

CONSIDERATION AND APPROVAL OF THE AMENDED FINAL PLAT OF MARSH ESTATES, SUBJECT TO, AND CONTINGENT ON, THE DEVELOPER FILING ALL HOA DOCUMENTS REQUIRED BY THE DISTRICT AND MAKING MINOR CHANGES TO THE PLAT ACCEPTABLE TO THE DISTRICT, AND AUTHORIZATION OF THE OFFICE MANAGER TO SIGN SAID PLAT, BY PERMISSION, FOR EACH DIRECTOR

Mr. Ancelot made a motion to table consideration of the approval of the Amended Final Plat of Marsh Estates. Mr. Scales seconded the motion. Motion carried 5-0.

CONSIDERATION AND AUTHORIZATION FOR DRAINAGE DISTRICT STAFF TO APPROVE THE DRAINAGE STUDY FOR THE WRP DUPLEXES PROJECT, TO BE LOCATED AT THE INTERSECTION OF MEADOWLAWN AND FERRY DRIVE IN BRIDGE CITY, TEXAS, PREPARED BY SAMUEL PAUL FOUNTAIN, P.E., DATED MARCH 1, 2021

Mr. Ancelot made a motion to authorize the Drainage District Staff to approve the Drainage Study for the WRP Duplexes Project, to be located at the intersection of Meadowlawn and Ferry Drive in Bridge City, Texas prepared by Samuel Paul Fountain, P.E., dated March 1, 2021. Mr. Scales seconded the motion. Motion carried 5-0.

CONSIDERATION AND AUTHORIZATION FOR DRAINAGE DISTRICT STAFF TO APPROVE THE DRAINAGE STUDY FOR MCPAYNE RETAIL PROJECT, TO BE LOCATED AT 400 ORANGE STREET, VIDOR, TEXAS, PREPARED BY SAMUEL PAUL FOUNTAIN, P.E., DATED MARCH 24, 2021

Mr. Scales made a motion to authorize the Drainage District Staff to approve the Drainage Study for McPayne Retail Project, to be located at 400 Orange Street, Vidor, Texas, prepared by Samuel Paul Fountain, P.E., dated March 24, 2021. Mr. Ancelot seconded the motion. Motion carried 5-0.

CONSIDERATION AND AUTHORIZATION FOR DRAINAGE DISTRICT STAFF TO APPROVE THE DRAINAGE STUDY FOR AMA PROPERTIES HWY 87 AND 105 C-STORE PROJECT, TO BE LOCATED AT HWY. 87 AND FM 105, ORANGE, TEXAS, PREPARED BY JEREMY J. MITCHELL, P.E., DATED FEBRUARY 12, 2021

Mr. Ancelot made a motion to authorize the Drainage District Staff to approve the Drainage Study for AMA Properties Hwy 87 and 105 C-Store Project, to be located at Hwy. 87 and FM 105, Orange, Texas, prepared by Jeremy J. Mitchell, P.E., dated February 12, 2021. Mr. Scales seconded the motion. Motion carried 5-0.

CONSIDERATION AND AUTHORIZATION FOR DRAINAGE DISTRICT STAFF TO APPROVE THE DRAINAGE STUDY FOR WEST ORANGE-COVE ISD TRANSPORTATION FACILITY PROJECT, TO BE LOCATED IN WEST ORANGE, TEXAS, PREPARED BY BERNARDINO D. TRISTAN, P.E., DATED APRIL 24, 2021 AND SUPPLEMENTAL SHEET C1.02 DRAINAGE PLAN DATED APRIL 1, 2021

Mr. Peveto made a motion to authorize the Drainage District Staff to approve the Drainage Study for West Orange-Cove ISD Transportation Facility Project, to be located in West Orange, Texas, prepared by Bernardino D. Tristan, P.E., dated April 24, 2021 and supplemental sheet C1.02 Drainage Plan dated April 1, 2021. Mr. Covington seconded the motion. Motion carried 5-0.

CONSIDERATION AND APPROVAL OF A PERMIT EXTENSION FOR THE RELOCATION OF THE ENTERPRISE PIPELINE WITH A TARGETED START DATE OF LATE JUNE TO EARLY JULY 2021 AND WITH A TARGETED COMPLETION DATE OF MID TO LATE SEPTEMBER 2021

Mr. Covington made a motion to approve a permit extension for the relocation of the Enterprise Pipeline with a targeted start date of late June to early July 2021 and with a targeted completion date of mid to late September 2021. Mr. Ancelot seconded the motion. Motion carried 5-0.

RECEIPT AND CONSIDERATION OF THE EVALUATION OF THE EVALUATION COMMITTEE PREVIOUSLY DESIGNATED BY THE BOARD, AND SELECTION OF THE MOST HIGHLY QUALIFIED PROFESSIONAL ENGINEERING FIRM(S) THAT TIMELY SUBMITTED A RESPONSE TO THE DISTRICT'S REQUEST FOR QUALIFICATIONS FOR ENGINEERING SERVICES (RFQ-2021-02-TDEM-HMGP-ENG-LAURA), AND AUTHORIZATION OF THE DISTRICT'S GENERAL MANAGER TO ATTEMPT TO NEGOTIATE A CONTRACT WITH SUCH FIRM(S) IN

ACCORDANCE WITH THE PROCEDURE SET FORTH IN SECTION 2254.004 OF THE TEXAS GOVERNMENT CODE, AND TO EXECUTE A CONTRACT WITH SUCH FIRM(S) ON BEHALF OF THE DRAINAGE DISTRICT SUBJECT TO THE REVIEW AND APPROVAL OF THE DISTRICT'S ATTORNEY

Following a report by the Evaluation Committee previously designated by the Board, Mr. Covington made a motion to select LJA Engineering, Inc. as the most highly qualified professional engineering firm that timely submitted a response to the District's Request for Qualifications for Engineering Services (RFQ-2021-02-TDEM-HMGP-ENG-LAURA), and to authorize the District's General Manager to attempt to negotiate a contract with such firm in accordance with the procedure set forth in Section 2254.004 of the Texas Government Code, and to execute a contract with LJA Engineering, Inc. on behalf of the Drainage District subject to review and approval of the District's attorney. Mr. Peveto seconded the motion. Motion carried 5-0.

RECEIPT AND CONSIDERATION OF THE EVALUATION OF THE EVALUATION COMMITTEE PREVIOUSLY DESIGNATED BY THE BOARD, AND SELECTION OF THE MOST HIGHLY QUALIFIED PROFESSIONAL ENGINEERING FIRM(S) THAT TIMELY SUBMITTED A RESPONSE TO THE DISTRICT'S REQUEST FOR QUALIFICATIONS FOR ENGINEERING SERVICES (RFQ-2021-03-TDEM-HMGP-ENG-IMELDA), AND AUTHORIZATION OF THE DISTRICT'S GENERAL MANAGER TO ATTEMPT TO NEGOTIATE A CONTRACT WITH SUCH FIRM(S) IN ACCORDANCE WITH THE PROCEDURE SET FORTH IN SECTION 2254.004 OF THE TEXAS GOVERNMENT CODE, AND TO EXECUTE A CONTRACT WITH SUCH FIRM(S) ON BEHALF OF THE DRAINAGE DISTRICT, SUBJECT TO THE REVIEW AND APPROVAL OF THE DISTRICT'S ATTORNEY

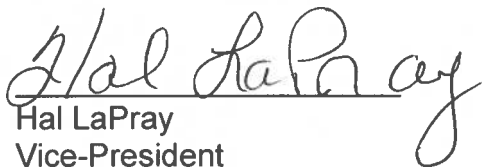
Following a report by the Evaluation Committee previously designated by the Board, Mr. Scales made a motion to select LJA Engineering, Inc. as the most highly qualified professional engineering firm that timely submitted a response to the district's Request for Qualifications for Engineering Services (RFQ-2021-03-TDEM-HMGP-ENG-IMELDA), and to authorize the District's General Manager to attempt to negotiate a contract with such firm in accordance with the procedure set forth in section 2254.004 of the Texas Government Code, and to execute a contract with LJA Engineering, Inc. on behalf of the Drainage District, subject to the review and approval of the district's attorney. Mr. Ancelot seconded the motion. Motion carried 5-0.

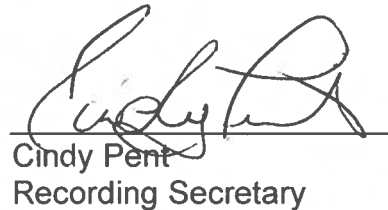
RECEIPT AND CONSIDERATION OF THE EVALUATION OF THE EVALUATION COMMITTEE PREVIOUSLY DESIGNATED BY THE BOARD, AND SELECTION OF, AND AWARD OF CONTRACT TO A FIRM(S) TO PROVIDE GRANT APPLICATION AND ADMINISTRATIVE SERVICES PURSUANT TO THE DISTRICT'S REQUEST FOR PROPOSALS FOR GRANT APPLICATION AND ADMINISTRATIVE SERVICES (RFP-2021-04-TDEM-HMGP-GRANT-LAURA), AND AUTHORIZATION OF THE DISTRICT'S GENERAL MANAGER, UPON CONSULTATION AND APPROVAL OF THE DISTRICT'S ATTORNEY, TO NEGOTIATE AND EXECUTE A CONTRACT WITH SUCH FIRM(S) ON BEHALF OF THE DRAINAGE DISTRICT

Following a report by the Evaluation Committee previously designated by the Board, Mr. Ancelot made a motion to select the firm with the highest score and ranking that timely submitted proposals pursuant to the District's Request for Proposals for Grant Application and Administrative Services (RFP-2021-04-TDEM-HMGP-GRANT-LAURA), namely Traylor and Associates, and to authorize the District's General Manager, upon consultation and approval of the District's attorney, to negotiate and execute a contract with such firm on behalf of the Drainage District. Mr. Covington seconded the motion. Motion carried 5-0.

BOARD ADJOURNS

There being no further business to discuss, Mr. Covington made the motion to adjourn. Mr. Ancelot seconded the motion. Motion carried 5-0. The meeting adjourned at 11:17 a.m.


Hal LaPray
Vice-President


Cindy Pent
Recording Secretary