

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

January 11, 2022

The regular monthly meeting of the Board of Directors of the Orange County Drainage District was held on Tuesday, January 11, 2022 at 10:00 a.m. at the District Office located at 8081 Old Highway 90, Orange, Texas. A quorum of the Board of Directors was present for this meeting of the Board of Directors at the location set forth above. However, pursuant to Section 551.127 of the Texas Government Code, one or more Board members or District employees attended this meeting remotely by means of a video-conference call.

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 VIDEO-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 (By video-conference call)
Cindy Pent	Recording Secretary
Martin Dies	Attorney
Keri Michutka	Accountant
Mickey Moshier	Insurance Consultant

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. LaPray led the Invocation and the Pledge of Allegiance.

APPROVAL OF MINUTES

Mr. Covington made a motion to dispense with the reading of, and to approve the minutes of the December 14, 2021 regular meeting and December 20, 2021 special meeting. Mr. Ancelot seconded the motion. Motion carried 5-0.

VISITORS

None

RECOGNIZE ACCEPTANCE OF TEXPOOL DECEMBER 2021 REPORT

No action required.

APPROVAL OF DECEMBER 2021 BILLS

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

RECEIVE QUARTERLY INVESTMENT REPORT FROM THE GENERAL MANAGER AND/OR ASSISTANT GENERAL MANAGER

Mr. Carona presented to the Board the District's quarterly investment report for the quarter ending on December 31, 2021. No action required.

CONSIDERATION AND APPROVAL OF THE DISTRICT'S FY 2020-2021 INDEPENDENT AUDIT REPORT BY WATHEN, DESHONG & JUNCKER, LLP, CERTIFIED PUBLIC ACCOUNTANTS

Mr. Ancelot made a motion to approve the District's FY 2020-2021 Independent Audit report by Wathen, Deshong & Juncker, LLP, Certified Public Accountants. Mr. Scales seconded the motion. Motion carried 5-0.

CONSIDERATION AND RATIFICATION OF THE APPROVAL OF THE APPLICATION AND AGREEMENT FOR UTILITY PERMIT SUBMITTED BY ENTERGY TEXAS, INC. FOR WORK TO BE PERFORMED AT 4858 FOREMAN CUTOFF ROAD, ORANGE, TEXAS

Mr. Ancelot made a motion to ratify the approval of the application and agreement for the Utility Permit submitted by Entergy Texas, Inc. for work to be performed at 4858 Foreman Cutoff Road, Orange, Texas. Mr. Covington seconded the motion. Motion carried 5-0.

CONSIDERATION AND APPROVAL OF AMENDMENT TO MASTER SERVICES AGREEMENT FOR PROFESSIONAL GEOTECHNICAL AND CIVIL ENGINEERING SERVICES WITH ARCENEUX, WILSON AND COLE, LLC

Mr. Covington made a motion to approve the amendment to Master Services Agreement for Professional Geotechnical and Civil Engineering Services with Arceneux, Wilson and Cole, LLC. Mr. Ancelot seconded the motion. Motion carried 5-0.

CONSIDERATION AND AUTHORIZATION FOR DRAINAGE DISTRICT STAFF TO APPROVE THE DRAINAGE PLAN FOR THE HWY 62 METAL RECYCLING CENTER PROJECT, TO BE LOCATED AT 4481 HWY 62 N, ORANGE, TEXAS, PREPARED BY SAMUEL PAUL FOUNTAIN, P.E., DATED NOVEMBER 19, 2021

Mr. Covington made a motion to authorize the Drainage District Staff to approve the Drainage Plan for the Hwy 62 Metal Recycling Center Project, to be located at 4481 Hwy 62 N, Orange, Texas, prepared by Samuel Paul Fountain, P.E., dated November 19, 2021. Mr. Ancelot seconded the motion. Motion carried 5-0.

CONSIDERATION AND AUTHORIZATION FOR DRAINAGE DISTRICT STAFF TO APPROVE THE DRAINAGE PLAN FOR THE AKROTEX PROJECT, TO BE LOCATED AT 3842 FM 1006 IN ORANGE, TEXAS, PREPARED BY JEREMY J. MITCHELL, P.E., DATED NOVEMBER 22, 2021

Mr. Scales made a motion to authorize the Drainage District Staff to approve the Drainage Plan for the Akrotex Project, to be located at 3842 FM 1006 in Orange, Texas, prepared by Jeremy J. Mitchell, P.E., dated November 22, 2021. Mr. Ancelot seconded the motion. Motion carried 5-0.

CONSIDERATION AND AUTHORIZATION FOR DRAINAGE DISTRICT STAFF TO APPROVE THE DRAINAGE PLAN FOR THE PRIMITIVE EDIBLES PROJECT, TO BE LOCATED AT 1420 COWBOY TRAIL IN ORANGE, TEXAS, PREPARED BY SAMUEL PAUL FOUNTAIN, P.E., DATED NOVEMBER 8, 2021

Mr. Ancelot made a motion to authorize the Drainage District Staff to approve the Drainage Plan for the Primitive Edibles Project to be located at 1420 Cowboy Trail in Orange, Texas, prepared by Samuel Paul Fountain, P.E., dated November 8, 2021. Mr. Covington seconded the motion. Motion carried 5-0.

CONSIDERATION AND AUTHORIZATION FOR DRAINAGE DISTRICT STAFF TO APPROVE THE DRAINAGE PLAN FOR THE AIR SERVICES PROJECT, TO BE LOCATED AT 17040 IH-10 IN VIDOR, TEXAS, PREPARED BY SAMUEL PAUL FOUNTAIN, P.E., DATED NOVEMBER 8, 2021

Mr. Covington made a motion to authorize the Drainage District Staff to approve the Drainage Plan for the Air Services Project, to be located at 17040 IH-10 in Vidor, Texas, prepared by Samuel Paul Fountain, P.E., dated November 8, 2021. Mr. Ancelot seconded the motion. Motion carried 5-0.

CONSIDERATION AND AUTHORIZATION FOR DRAINAGE DISTRICT STAFF TO APPROVE THE DRAINAGE PLAN FOR THE VIDOR C-STORE PROJECT, TO BE LOCATED AT THE INTERSECTION OF HWY 12 AND FM1132 IN VIDOR, TEXAS, PREPARED BY SAMUEL PAUL FOUNTAIN, P.E., DATED NOVEMBER 1, 2021

Mr. Covington made a motion to authorize the Drainage District Staff to approve the Drainage Plan for the Vidor C-Store Project, to be located at the Intersection of Hwy 12 and FM1132 in Vidor, Texas, prepared by Samuel Paul Fountain, P.E., dated November 1, 2021. Mr. Scales seconded the motion. Motion carried 5-0.

CONSIDERATION AND AUTHORIZATION FOR DRAINAGE DISTRICT STAFF TO APPROVE THE DRAINAGE PLAN FOR THE CANDLEWOOD SUITES PROJECT, TO BE LOCATED AT 6603 I-10 EAST IN ORANGE, TEXAS, PREPARED BY D.S. CARNES, JR., P.E., DATED OCTOBER 13, 2021 AND REVISED PLAN SHEET C-1 DATED NOVEMBER 30, 2021

Mr. Scales made a motion to authorize the Drainage District Staff to approve the Drainage Plan for the Candlewood Suites Project, to be located at 6603 I-10 East in Orange, Texas, prepared by D.S. Carnes, Jr., P.E., dated October 13, 2021 and revised plan sheet C-1 dated November 30, 2021. Mr. Ancelot seconded the motion. Motion carried 5-0.

CONSIDER FOR APPROVAL THE ORDER OF ELECTION FOR THE ORANGE COUNTY DRAINAGE DISTRICT FOR THE PURPOSE OF ELECTING A DIRECTOR AT LARGE, A DIRECTOR OF DRAINAGE DISTRICT PRECINCT NO. 1, AND A DIRECTOR OF DRAINAGE DISTRICT PRECINCT NO. 4, TO BE HELD ON MAY 07, 2022 IN ACCORDANCE WITH CHAPTER 49 OF THE TEXAS WATER CODE, THE TEXAS ELECTION CODE, AND ALL OTHER APPLICABLE LAW

Mr. Ancelot made a motion to approve the Order of Election for the Orange County Drainage District for the purpose of electing a Director at Large, a Director of Drainage District Precinct No. 1, and a Director of Drainage District Precinct No. 4, to be held on May 07, 2022 in accordance with Chapter 49 of the Texas Water Code, the Texas Election Code, and all other applicable laws. 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, APPOINTING CINDY PENT AS AGENT AND TAMMY JOHNSON AS ALTERNATE AGENT

Mr. Scales made a motion to approve the Resolution approving the Appointment of Agent by Secretary of the Board for performance of duties under the Texas Election Code, appointing Cindy Pent as Agent and Tammy Johnson as Alternate Agent. Mr. Ancelot seconded the motion. Motion carried 5-0.

CONSIDER FOR APPROVAL A RESOLUTION SETTING DATE FOR NOTICE OF BALLOT POSITION DRAWING FOR THE MAY 07, 2022 ELECTION TO OCCUR ON FEBRUARY 22, 2022

Mr. Scales made a motion to approve a Resolution setting the date for Notice of Ballot Position Drawing for the May 07, 2022 election to occur on February 22, 2022. Mr. Ancelot seconded the motion. Motion carried 5-0.

BOARD GOES INTO EXECUTIVE SESSION


Time: 11:06 a.m. Mr. Ancelot made a motion to enter into Executive Session to consult with the District's attorney regarding legal matters (as authorized by Texas Government Code Section 551.071). Mr. Covington seconded the motion. Motion carried 5-0.

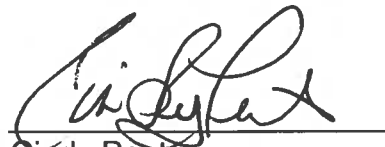
RECONVENE IN OPEN SESSION

The Board reconvened in open session at 12:05 p.m.

BOARD ADJOURNS

There being no further business to discuss, Mr. Ancelot made the motion to adjourn. Mr. Covington seconded the motion. Motion carried 5-0. The meeting adjourned at 12:06 p.m.


Hal LaPray
Vice-President


Cindy Pent
Recording Secretary